

The City Record

Official Publication of the City of Cleveland


August the Thirtieth, Two Thousand

Mayor	
Michael R. White	
President of Council	
Michael D. Polensek	
Clerk of Council	
Ruby F. Moss	
Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	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	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

President of Council—Michael D. Polensek

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3032 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

MAYOR – Michael R. White

Judith Zimomra, Chief of Staff
 Barry Withers, Executive Assistant for Administration
 Susan E. Axelrod, Senior Executive Assistant for Health and Human Services
 Kenneth Silliman, Executive Assistant for Development
 Reuben Sheperd, Executive Assistant for Services
 Nina Turner, Executive Assistant for Legislative Affairs
 Lucille Ambroz, Director, Office of Equal Opportunity

DEPT. OF LAW – Cornell P. Carter, Director, Pinky Carr, Chief Counsel, Room 106

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

DEPT. OF FINANCE – Ronald E. Brooks, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit
 DIVISIONS – Accounts – Marilyn Henderson, Commissioner, Room 19
 City Treasury – Algeron Walker, Treasurer, Room 115
 Assessments and Licenses – Robert C. Brown, Commissioner, Room 122
 Purchases and Supplies – Myrana Branche, Commissioner, Room 128
 Printing and Reproduction – Diane Fritzgerald, Acting Commissioner, 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
 Financial Reporting and Control – Robert Dolan, Controller, Room 18
 Information Systems Services – Daniel Jarvis, 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 – LaVonne Sheffield-McClain, Director,

Cleveland Hopkins International Airport, 5300 Riverside Drive;
 Cleveland Hopkins International Airport – Mark D. Vanloh, Commissioner
 Burke Lakefront Airport – _____, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113

DIVISIONS – Waste Collection and Disposal – Randell T. Scott, Acting Commissioner, 5600 Carnegie Avenue.
 Streets – Randell T. Scott, Commissioner, Room 25
 Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518
 Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards
 Architecture – Paul Burik, Acting Commissioner, Room 517

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

DIVISIONS – Health – Cheri Hahn, Commissioner, Mural Building, 1925 St. Clair Avenue
 Environment – Donald Culp, Commissioner, Mural Building, 1925 St. Clair Avenue
 Correction – Thomas Hardin, Commissioner, Cleveland House of Corrections, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY – Henry Guzmán, Director, Room 230.

DIVISIONS – Police – Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street
 Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue
 Traffic Engineering & Parking – Lt. Richard Petrencsik, Commissioner, 4150 East 49th Street, Building #1
 Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street
 Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive

DEPT. OF PARKS, RECREATION & PROPERTIES – 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 – Tom Nagle, Commissioner, East 49th & Harvard

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

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

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

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

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

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

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

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

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

CIVIL SERVICE COMMISSION – Room 119, Anne Bloomberg, President; _____, Vice President; Gregory J. Wilson, Secretary; Timothy J. Cosgrove, Member, Rev. Earl Preston, Member.

SINKING FUND COMMISSION – Michael R. White, President; Betsy Hruby, Asst. Sec'y.; Martin Carmody, Director; Council President Michael D. Polensek.

BOARD OF ZONING APPEALS – Room 516, Carol Johnson, Chairman; Members; Chris Carmody, Margaret Hopkins, 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 Ronald E. Brooks, Secretary; Council President Michael D. Polensek.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Cornell P. Carter; Councilman Nelson Cintron, Jr.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Cornell P. Carter; Utilities Director Michael Konicek; Council President Michael D. Polensek.

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 Joseph Cimperman.

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

MORAL CLAIMS COMMISSION – Law Director Cornell P. Carter; Chairman; Finance Director Ronald E. Brooks; Council President Michael D. Polensek; Councilman Bill Patmon; Councilman Martin J. Sweeney.

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

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

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

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

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

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

The City Record



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WEDNESDAY, AUGUST 30, 2000

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CITY COUNCIL

MONDAY, AUGUST 28, 2000

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY

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

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY—Alternating

1:00 P.M.—**Public Health Committee:** Gordon, Chairman; Robinson, Vice Chairman; Brady, Cimperman, Jackson, Westbrook, Willis.

1:30 P.M.—**Legislation Committee:** Lewis, Chairman; Jones, Vice Chairman; Brady, Coats, Gordon, Johnson, Westbrook.

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** O'Malley, Chairman; Patmon, Vice Chairman; Britt, Coats, Dolan, Melena, Polensek, Westbrook, Willis.

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

The following Committee is subject to the Call of the Chairman:

Mayor's Appointment Committee: O'Malley, Chairman; Britt, Cimperman, Patmon, Sweeney.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, August 28, 2000.

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

Councilmen present: Cimperman, Cintron, Coats, Gordon, Johnson, Jones, Lewis, O'Malley, Patmon, Robinson, Rybka, Sweeney, Westbrook, White and Willis.

Also present were Ms. Nina Turner, Executive Assistant for Legislative Affairs and Mr. Jason Wood, Legislative Liaison.

Council President Polensek asked that all rise for a moment of silent prayer. Pledge of Allegiance.

MOTION

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

COMMUNICATIONS

File No. 1456-2000.

From the Board of Elections Cuyahoga County re: Receipt of Certified Copy of Ordinance No. 820-2000. Received.

File No. 1458-2000.

WVIZ/PBS Annual Report 1999, Where You Belong. Received.

File No. 1459-2000.

From Fifth Third Bank re: 1999 Northeastern Ohio Community Development Annual Report, The Hardest Working Bank in the Community. Received.

FROM THE DEPARTMENT OF LIQUOR CONTROL

File No. 1460-2000.

Re: New Application - 1617415 - Jimmy Coleman, d.b.a. College Inn, 3919 Community College Avenue. (Ward 5). Received.

File No. 1461-2000.

Re: New Application - 40036810030 - Houlihans of Cleveland LTD, d.b.a. Houlihans, 230 Huron Road, Tower City Center. (Ward 13). Received.

File No. 1462-2000.

Re: Transfer of Ownership Application - 90739950300 - True North Energy LLC, d.b.a. True North 306, 14910 Lorain Road. (Ward 21). Received.

File No. 1463-2000.

Re: Transfer of Ownership Application - 2405692 - East 185th Street Tavern LLC, d.b.a. East 185th Street Tavern, 835-837 East 185th Street. (Ward 11). Received.

File No. 1464-2000.

Re: Transfer of Ownership and Location Application - 1879326 - Dakota LLC, d.b.a. Fire, 13220 Shaker Square. (Ward 4). Received.

File No. 1465-2000.

Re: Transfer of Ownership and Location Application - 1620308 - Coletta and Company, 4431 Lorain Avenue. (Ward 14). Received.

File No. 1466-2000.

Re: Transfer of Ownership and Location - 9116402 - 296 Inc., d.b.a. Acappella, 1621 Euclid Avenue. (Ward 13). Received.

File No. 1467-2000.

Proposed relocation of liquor agency contract - 4071 Lee Road. (Ward 1). Received.

STATEMENT OF WORK ACCEPTED

File No. 1468-2000.

From the Department of Port Control re: Contract # 53816 (Group V), (RSIP) Improvement. Received.

File No. 1469-2000.

From the Department of Port Control re: Contract No. 53822 (Group T), (RSIP) Improvement. Received.

COMMUNICATIONS

File No. 1470-2000.

August 14, 2000

The Honorable Michael D. Polensek
Cleveland City Council President
601 Lakeside Avenue
Cleveland, OH 44114

Dear Council President Polensek:

I am pleased to recommend Charles L. Patton, Jr. for appointment to the Cleveland-Cuyahoga County Port Authority. This term will commence immediately upon the approval of Council and will expire on January 28, 2004.

I believe his background, experience and dedication to our city will enable him to be an effective Board member.

Thank you for your consideration.

Sincerely,

MICHAEL R. WHITE
Mayor

Received.

Referred to Committee on Mayor's Appointment.

CONDOLENCE RESOLUTIONS

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

- Res. No. 1457-2000—Georgia N. Lester.
Res. No. 1471-2000—Viola R. Smith.
Res. No. 1472-2000—Joseph A. Bar-toszek.
Res. No. 1473-2000—Joseph Ptak.
Res. No. 1474-2000—Chester C. Tra-zaska.
Res. No. 1475-2000—Gerald Tuchol-ski.
Res. No. 1476-2000—Joseph A. Ta-kacs.

CONGRATULATION RESOLUTIONS

The rules were suspended and fol-lowing Resolutions were adopted without objection:

- Res. No. 1477-2000—Detective Sgt. Richard Henderson.
Res. No. 1478-2000—Lieutenant Parks.
Res. No. 1479-2000—Tony Petovsek.
Res. No. 1480-2000—Nicholas James Popovich.
Res. No. 1481-2000—Annette R. and John W. James.
Res. No. 1482-2000—Ed and Ele-anor Boltz.

RECOGNITION RESOLUTION

The rules were suspended and fol-lowing Resolution was adopted without objection:

Res. No. 1483-2000—Million Family March.

WELCOME RESOLUTION

The rules were suspended and fol-lowing Resolution was adopted without objection:

Res. No. 1484-2000—Chios Societies of the Americas, Inc.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 1485-2000.

By Councilman Cimperman.
An emergency ordinance to amend of the Codified Ordinances of Cleve-land, Ohio, 1976, as enacted by Ordinance No. 63410-A, passed September 22, 1924 relating to responsibilities of property owners abutting the harbor.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a munic-ipal department; now, therefore, Be it ordained by the Council of the City of Cleveland:

Section 1. That Section 573.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as by enacting Ordinance No. 63410-A, passed September 22, 1924 is hereby amended to read as follows:

Section 573.10 Responsibilities of Abutting Property Owners

(a) Every owner or occupant of premises abutting on the harbor shall at all times keep the wharves and docks on the premises in good repair and safe condition. Whoever violates this section shall be held liable for all damages to persons or property by reason of such unsafe conditions or wharves and docks.

(b) No later than thirty days from the effective date hereof every owner of a commercial establish-ment on premises abutting the har-bor serving food and/or beverages, either with or without alcohol, shall install and maintain on the deck at least one (1) ladder from the deck of the premises to the water line and at least two (2) life preservers or life saving rings. In addition, the owner of such premises shall keep on the premises, in an area accessi-ble to its employees at least two (2) portable flood lights and a pole that may be used to retrieve persons or property from the water.

(c) Whoever violates division (b) hereof, shall be fined not more than two hundred fifty dollars.

Section 2. That existing Section 573.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as by enacting Ordinance No. 63410-A, passed Sep-tember 22, 1924 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 Port Con-trol, Public Safety, Finance, Law; Committees on Aviation and Trans-portation, Public Safety, Legislation, Finance.

Ord. No. 1486-2000.

By Councilman Coats.

An emergency ordinance to amend Section 305.99 of the Codified Ord-inances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 535-51, passed December 10, 1951 relating to penalties for defacing or failing to display building numbers.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a munic-ipal department; now, therefore Be it ordained by the Council of the City of Cleveland:

Section 1. That Section 305.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 535-51, passed December 10, 1951 is hereby amended to read as follows:

Section 305.99 Penalty

Whoever fails to comply with the provisions of Sections 305.05 or 305.08 within ten days after the receipt of notice provided for in Section 305.09 shall be fined one hun-dred dollars (\$100.00).

Section 2. That existing Section 305.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 535-51, passed Decem-ber 10, 1951 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 Commu-nity Development, Finance, Law; Committees on Community and Eco-nomic Development, Legislation, Finance.

Ord. No. 1487-2000.

By Councilmen O'Malley, Brady and Dolan.

An emergency ordinance to amend Section 42 of Ordinance No. 434-2000, passed March 20, 2000, relating to com-pensation for various classifications.

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

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

Section 1. That Section 42 of Ordinance No. 434-2000, passed March 20, 2000, is hereby amended to read as fol-lows:

Section 42. Part-Time/Seasonal Group

That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

Table with 3 columns: Classification, Minimum, Maximum. Rows include Box Office Cashier, Chaplain, and Checker.

	Minimum	Maximum
4. Conservation Aide	\$ 5.15 per hour	\$ 5.63 per hour
5. Dentist	\$13.38 per hour	\$27.48 per hour
6. Head Usher	\$ 5.15 per hour	\$10.91 per hour
7. Medical Examiner	\$21.40 per hour	\$56.36 per hour
8. Organ Tuner	\$ 9.63 per hour	\$24.11 per hour
9. Park Maintenance Aide	\$ 5.15 per hour	\$ 8.25 per hour
10. Ranger	\$ 5.15 per hour	\$10.77 per hour
11. School Crossing Guard	\$20.50 per day	\$25.00 per day
12. Section Supervisor.....	\$ 5.50 per hour	\$ 6.62 per hour
13. Snow Removal Vehicle Operator	\$10.40 per hour	\$13.56 per hour
14. Stage Hand	\$18.55 per hour	\$24.66 per hour
15. Stage Hand Casual	\$20.00 per hour	\$24.35 per hour
16. Stage Hand — Show Rate	\$63.00 per show	\$81.02 per show
17. Student Aide	\$ 6.00 per hour	\$ 8.33 per hour
18. Student Assistant	\$ 5.15 per hour	\$ 7.34 per hour
19. Usher	\$ 5.15 per hour	\$ 6.35 per hour
20. Usher Captain	\$ 5.89 per hour	\$ 7.68 per hour

Section 2. That existing Section 42 of Ordinance No. 434-2000, passed March 20, 2000, 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 Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 1488-2000.

By Councilman Polensek.

An emergency ordinance to renumber Chapter 686 as enacted by Ordinance No. 672-97, passed June 19, 2000, relating to used motor vehicle storage places to new Chapter 686C; and to number the inclusive Sections 686.01 to 686.10 and 686.99 to new Sections 686C.01 to 686C.10 and 686C.99.

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 Chapter 686 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 672-97, passed June 19, 2000, entitled, "Used Motor Vehicle Storage Places" is hereby renumbered to "Chapter 686C".

Section 2. That Sections 686.01 to 686.10 and 686.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 672-97, passed June 19, 2000, relating to "Used Motor Vehicle Storage Places" are hereby renumbered, respectively, to new "Section 686C.01", "686C.02", "686C.03", "686C.04", "686C.05", "686C.06", "686C.07", "686C.08", "686C.09", "686C.10" and "686C.99".

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 City Planning Commission, Law; Committees on City Planning, Legislation, Finance.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 1489-2000.

By Councilmen Britt and Willis.

An emergency ordinance consenting and approving the issuance of a permit for the Race for the Cure on September 24, 2000, sponsored by Hermes Race Systems.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Race for the Cure sponsored by the Hermes Race Systems on September 24, 2000 beginning at East Blvd. to Euclid, Euclid to Chester, Chester to East 101st, East 101st to Mt. Sinai Drive, Mt. Sinai Drive to Martin Luther King Blvd. Martin Luther King Blvd. to Wade Park off ramp, ramp to Wade Park to East Blvd., East Blvd. to Martin Luther King Blvd., Martin Luther King Blvd. to Jepka and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1490-2000.

By Councilmen Brady, Rybka and Dolan.

An emergency ordinance determining the method of making the public improvement of replacing and renovating various portions of Halloran Park skating rink; and authorizing the Director of Parks, Recreation and Properties to enter into various contracts for the making of such improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of replacing and renovating various portions of Halloran Park skating rink, including the purchase and installation of an electronic scoreboard, renovation of existing and installation of new bleacher seating, and installation of benches to accommodate hockey play, for the Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidders after competitive bidding for a gross price for the improvement.

Section 2. That the Director is authorized to enter into contracts for the making of the improvements authorized in Section 1 hereof, by contracts duly let to the lowest responsible bidders, after competitive bidding for a gross price, provided, however, that each separate trade and each distinct component part of the improvement may be treated as a separate improvement, and each, of any combination, of such trades or components may be the subject of a separate contract for a gross price. The contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of the improvement.

Section 3. That the cost of said improvements and purchases hereby authorized shall be paid from the fund or funds to which are credited the proceeds of the sale of property authorized by Ordinance No. 512-99, passed June 7, 1999, as described in Section 3 of that ordinance, following the certification of certain public improvements authorized in Ordinance No. 104-2000, passed April 17, 2000.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1491-2000.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Cleveland Chinese Senior Citizens Association for providing funding in order to complete the construction of a new kitchen to be used for their elderly nutrition program through the use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Cleveland Chinese Senior Citizens Association for providing funding in order to complete the construction of a new kitchen to be used for their elderly nutrition program.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1492-2000.

By Councilman Cimperman.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Tremont West Development Corporation to stretch banners on West 14th Street between Holmden and Buhler (pole nos. EA05812 and AOM 58-8) and on West 14th Street between Kenilworth and Howard (pole nos. 13054 and 13055), for the period from August 29, 2000 to September 30, 2000, inclusive, publicizing the Tremont Arts & Cultural Festival.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to the Tremont West Development Corporation to install, maintain and remove banners on West 14th Street between Holmden and Buhler (pole nos. EA05812 and AOM 58-8) and on West 14th Street between Kenilworth and Howard (pole nos. 13054 and 13055), for the period from August 29, 2000 to September 30, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1493-2000.

By Councilman Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the American Heart Association Walk on September 16, 2000, sponsored by The American Heart Association.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the American Heart Association Walk sponsored by the American Heart Association on September 16, 2000, starting at East 9th and Erieside, Erieside to West 3rd Street, West 3rd Street to Lakeside Avenue, Lakeside Avenue to West 6th Street, West 6th Street to St. Clair Avenue, St. Clair Avenue to West 9th Street, West 9th Street to Superior Avenue, Superior Avenue to West 6th Street, West 6th Street to Lakeside Avenue, Lakeside Avenue to East 9th Street, East 9th Street to Voinovich Park and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1494-2000.

By Councilman Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the Cruising for the Critters Walk on September 17, 2000, sponsored by The Animal Foundation of Cleveland.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Cruising for the Critters Walk sponsored by the Animal Foundation of Cleveland on September 17, 2000, starting at Abbey to West 11th Street to Kenilworth to West 14th Street to Starkweather to West 11th Street to Literary to West 3rd Street to Commercial to West 3rd Street to Literary, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1495-2000.

By Councilman Cintron.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Saint Malachi Center for the expansion of the existing after school program through the use of Ward 14 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Saint Malachi Center for the expansion of the existing after school program.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1496-2000.

By Councilman Cintron.

An emergency ordinance consenting and approving the issuance of a permit for the St. Ignatius/Cats in the Flats on September 3, 2000, sponsored by St. Ignatius High School.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the St. Ignatius/Cats in the Flats Run sponsored by the St. Ignatius High School on September 3, 2000, beginning at St. Ignatius High School West 32nd Street and Lorain, Lorain to Abbey, Abbey to Columbus, Columbus to Riverbed, Riverbed to Carter, Carter to Scranton, Scranton to Train, Train to Wiley and return the same route, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1497-2000.

By Councilman Coats.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Collinwood Community Services Center for their Summer Camp 2000 program through the use of Ward 10 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Collinwood Community Services Center for their Summer Camp 2000 program.

Section 2. That the cost of said contract shall be in an amount not to exceed \$8,385 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1498-2000.

By Councilman Gordon.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Archwood/Denison Concerned Citizens to stretch banners across Pearl Road at the NW corner of Pearl Road and Archwood, for the period from August 29, 2000 to September 30, 2000, inclusive, publicizing the 13th Annual Archwood Fall Street Sale.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to the Archwood/Denison Concerned Citizens to install, maintain and remove banners across Pearl Road at the NW corner of Pearl Road and Archwood for the period from August 29, 2000 to September 30, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

Section 2. That this ordinance is hereby declared to be an emergency

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1499-2000.

By Councilman Jackson.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Garden Valley Neighborhood House for providing funding for programmatic and operational expenses through the use of Ward 5 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Garden Valley Neighborhood House for providing funding for programmatic and operational expenses.

Section 2. That the cost of said contract shall be in an amount not to exceed \$25,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1500-2000.

By Councilman Jackson.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Second Metropolitan Baptist Church to stretch banners on East 79th and Quincy to East 79th and Woodland Avenue, for the period from October 31, 2000 to November 30, 2000, inclusive, publicizing the 75th Church Anniversary.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Second Metropolitan Baptist Church to install, maintain and remove banners on East 79th and Quincy to East 79th and Woodland Avenue, for the period from October 31, 2000 to November 30, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1501-2000.

By Councilman Lewis.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Dunham Avenue Christian Church to stretch banners on the southeast and southwest corners of East 66th Street and Hough Avenue and two small banners on the corner of East 66th Street and Quimby Avenue and one in front of the church at 1629 East 66th Street, for the period from August 31, 2000 to September 30, 2000, inclusive, publicizing the Dunham Church's 110th Anniversary.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Dunham Avenue Christian Church to install, maintain and remove banners on the southeast and southwest corners of East 66th Street and Hough Avenue and two small banners on the corner of East 66th Street and Quimby Avenue and one in front of the church at 1629 East 66th Street, for the period from August 31, 2000 to September

30, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1502-2000.

By Councilman Lewis.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Gethsemane Baptist Church to stretch banners on East 79th Street between Chester and Hough Avenue, for the period from September 1, 2000 to October 1, 2000, inclusive, publicizing the One Hundredth Anniversary of the Church and the Symbolic Walk.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Gethsemane Baptist Church to install, maintain and remove banners on East 79th Street between Chester and Hough Avenue (pole nos. (1) 536432, (2) 522-822 southwest corner of East 79th and Hough, (3) 822, (4) pole no. southwest corner of East 79 and Hough — no number, (5) 21594, (6) 21596, (7) northeast corner of Chester F0470, (8) 1101, (9) 99, (10) 96 corner of East 79th and Hough, for the period from September 1, 2000 to October 1, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1503-2000.

By Councilmen Melena and Westbrook.

An emergency ordinance consenting and approving the issuance of a permit for the 10th Annual Dr. John Carey Memorial AIDS Walk on September 17, 2000, sponsored by Kropf Public Relations, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the 10th Annual Dr. John Carey Memorial AIDS Walk, sponsored by Kropf Public Relations, Inc., on September 17, 2000, with the Walk Route beginning at Edgewater Park. The route will take walkers west on Edgewater Drive to West 117th Street. Walkers will then head south on West 117th Street to Clifton. Walkers will then head east on Clifton to West Blvd. and north on West Blvd. back to Edgewater Park, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1504-2000.

By Councilman Patmon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Glenville Development Company for the painting of ten senior citizens/physically challenged resident's homes in the Glenville Community through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Glenville Development Company for the painting of ten senior citizens/physically challenged resident's homes in the Glenville Community.

Section 2. That the cost of said contract shall be in an amount not to exceed \$15,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1505-2000.

By Councilman Patmon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Glenville Development Corporation for providing 36 pole banners at East 105th Street and St. Clair Avenue for the Glenville Towne Center through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Glenville Development Corporation for providing 36 pole banners at East 105th Street and St. Clair Avenue for the Glenville Towne Center.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1506-2000.

By Councilman Patmon.

An emergency ordinance to amend the Title and Sections 1 and 2 of Ordinance No. 780-2000, passed May 8, 2000, 2000 relating to funding for Ward 8 home improvement programs through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Title and Sections 1 and 2 of Ordinance No. 780-2000, passed May 8, 2000, is hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Glenville Development Corporation for Ward 8 home improvement programs through the use of Ward 8 Neighborhood Equity Funds.

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Glenville Development Corporation for Ward 8 home improvement programs.

Section 2. That the costs of said contract shall be in an amount not to exceed **Ten Thousand One Hundred Thirty-Five Dollars (\$10,135)** and shall be paid from Fund No. 10 SF 166.

Section 2. That the existing Title, Section 1 and Section 2 of Ordinance No. 780-2000, passed May 8, 2000 are hereby repealed.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1507-2000.**By Councilman Patmon.**

An emergency ordinance to amend the Title and Sections 1 and 2 of Ordinance No. 874-2000, passed May 15, 2000, 2000 relating to funding for the Glenville Safezone program using the Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Title and Sections 1 and 2 of Ordinance No. 874-2000, passed May 15, 2000, is hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with **Glenville Development Corporation** for the Glenville Safezone program and **partial support of a youth program.**

Section 1. That the Director of Community Development is authorized to enter into an agreement with the **Glenville Development Corporation** for the Glenville Safezone program and **partial support of a youth program.**

Section 2. That the costs of said contract shall be in an amount not to exceed **Five Thousand Six Hundred Dollars (\$5,600)** and shall be paid from Fund No. 10 SF 166.

Section 2. That the existing Title, Section 1 and Section 2 of Ordinance No. 874-2000, passed May 15, 2000 are hereby repealed.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1508-2000.**By Councilmen Patmon, Willis and Coats.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Glenville A's, Inc. for providing partial funding for a youth athletic program comprise of football, basketball and cheerleading through the use of Ward 8, 9, 10 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Glenville A's, Inc. for providing partial funding for a youth athletic program comprise of football, basketball and cheerleading.

Section 2. That the cost of said contract shall be in an amount not to exceed \$9,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1509-2000.**By Councilman Polensek.**

An emergency ordinance authorizing the Judge or other authorized officer of the Cleveland Municipal Court, division of Housing Court, to enter into a collective bargaining agreement with the American Federation of State, County and Municipal Employees.

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 Judge or other authorized officer of the Cleveland Municipal Court, division of Housing Court, is hereby authorized to enter into a collective bargaining agreement with the American Federation of State, County and Municipal Employees to provide employment terms for the uniformed deputy bailiffs of the Housing Court.

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 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1510-2000.**By Councilmen Polensek and White.**

An emergency ordinance authorizing the Secretary of the Civil Service Commission to employ a consultant to provide professional services to perform a job analysis and to develop, administer and grade a police entrance examination for the Division of Police, Department of Public Safety.

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 Secretary of the Civil Service Commission is hereby authorized to employ by contract a consultant for the purpose of supplementing the regularly employed staff of the City of Cleveland in order to provide professional services necessary to develop, administer and grade a police entrance examination for the Division of Police, Department of Public Safety.

The selection of said consultant for such services shall be made by the Board of Control upon the nomination of the Secretary of the Civil Service Commission, following review and recommendation by the Civil Service Commission, from a list of qualified consultants available for such employment as may be determined after a full and complete canvass for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. At least seven (7) days prior to award by the Board of Control; the Secretary of the Civil Service Commission shall forward to the Clerk of Council and the Chairmen of Committees on Public Safety and Employment, Affirmative Action and Training a copy of the Request for Proposal, a list of consultants canvassed, a list of respondents with the proposed cost to be charged by each, and the hiring recommendation made by the Civil Service Commission. The contract authorized herein shall be prepared by the Director of Law and certified by the Director of Finance from Fund No. 01-01-08-0320.

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 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1511-2000.**By Councilman Rybka.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with The Czech Cultural Center for partial funding of building capital improvements through the use of Ward 12 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with The Czech Cultural Center for partial funding of building capital improvements.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1512-2000.

By Councilman Rybka.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Polish Army Veterans Associates of America, Inc., General Sikorski Post 203 for partial funding of building capital improvements through the use of Ward 12 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Polish Army Veterans Associates of America, Inc., General Sikorski Post 203 for partial funding of building capital improvements.

Section 2. That the cost of said contract shall be in an amount not to exceed \$9,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1513-2000.

By Councilman Rybka.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with The Union of Poles In America for providing partial funding for building capital improvements through the use of Ward 12 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with The Union of Poles In America for providing partial funding for building capital improvements.

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

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1514-2000.

By Councilman Rybka.

An emergency ordinance to amend Section 1 of Ordinance No. 1748-99, passed April 17, 2000 relating to public improvements of City-owned parks and recreation facilities for the Department of Parks, Recreation and Properties.

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

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

Section 1. That Section 1 of Ordinance No. 1748-88, passed April 17, 2000 is hereby amended to read as follows:

Section 1. The public improvements authorized in all of the sections herein shall include improvements to the following City-owned parks and recreation facilities and total expenditures shall not to exceed the amount authorized herein:

Halloran Park for flooring	\$15,000.00
Cudell Recreation Center for wiring	12,000.00
Cudell Recreation Center for locker rooms	6,000.00
Cudell Recreation Center for interior windows	10,000.00

Rockefeller Park Phase IV	268,000.00
(total, composed of following a. thru i.)	

- a. Slovenian Garden 60,000.00
- b. Italian Garden 60,000.00
- c. Hebrew Garden 20,000.00
- d. Tennis Courts, MLK and East 105th 25,000.00
- e. Abandoned ramp (Bid item 2.9) 35,000.00
- f. German Garden 27,500.00
- g. Irish Garden 17,500.00
- h. Russian Garden 20,000.00
- i. Timberland improvement 3,000.00

Rockefeller Park Greenhouse	175,000.00
Parks in the 11 Odd Wards	2,750,000.00
Kovacic, Glenville, Sterling, Central Cory, Lonnie Burten, Clark and Zone Recreation Centers for pool steps	12,000.00
Thurgood Marshall Recreation Center and Sterling Recreation Center for new lockers	50,000.00
Lonnie Burten Recreation Center for lobby furniture	15,000.00
Hough Multipurpose Center for replacement of 2 HVAC units	78,000.00
Gunning Park Recreation Center Phase II Improvements	118,000.00

Section 2. That existing Section 1 of Ordinance No. 1748-99, passed April 17, 2000 is hereby repealed.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 1515-2000.

By Councilmen White and Britt.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Urban League of Greater Cleveland for providing assistance to welfare to work (TANF) recipients in the form of job placement and retention services through the use of Wards 2 and 6 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Urban League of Greater Cleveland for providing assistance to welfare to work (TANF) recipients in the form of job placement and retention services.

Section 2. That the cost of said contract shall be in an amount not to exceed \$70,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 1516-2000.

By Councilman Brady.

An emergency resolution objecting to the renewal of a D5 and D6 Liquor Permit at 11901 Berea Road.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D5 and D6 Liquor Permit, Permit No. 0629901, owned by Berea/West 117th Street Lounge, Inc., Unit 1, 1st Fl., 11901 Berea Road, Cleveland, Ohio 44111 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds with-

in the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1517-2000.

By Councilman Brady.

An emergency resolution objecting to the renewal of a D5 Liquor Permit at 13000 Lorain Avenue.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D5 Liquor Permit, Permit No. 9055615, owned by 13000 Lorain Inc., DBA Corner Store, 13000 Lorain Avenue, Cleveland, Ohio 44111 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds with- in the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1518-2000.

By Councilman Brady.

An emergency resolution objecting to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit at 11730 Lorain Avenue, 1st Fl./Front.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit, Permit No. 7220737, owned by Ray Bons Inc., 11730 Lorain Avenue, 1st Fl./Front, Cleveland, Ohio 44111 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds with- in the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1519-2000.**By Councilman Brady.**

An emergency resolution withdrawing objection to the renewal of a D2, D2X, D3 and D6 Liquor Permit to 11022 Lorain Avenue, 1st Fl. & Bsmt., and repealing Res. No. 1322-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D2, D2X, D3 and D6 Liquor Permit to 11022 Lorain Avenue, 1st Fl. & Bsmt., by Res. No. 1322-2000 adopted by Council on July 28, 2000 by Res. No. 1322-2000; 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 D2, D2X, D3 and D6 Liquor Permit to 11022 Lorain Avenue, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 1322-2000, 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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1520-2000.**By Councilman Cimperman.**

An emergency resolution objecting to the renewal of a C2 and C2X Liquor Permit at 522 Literary Road, 1st Fl. & Bsmt.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renew-

al of a C2 and C2X Liquor Permit, Permit No. 0022098, owned by Hiyam F. Abdelrazik, DBA Literary Food & Beverage, 522 Literary Road, 1st Fl. & Bsmt., Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1521-2000.**By Councilman Cimperman.**

An emergency resolution objecting to the renewal of a D5 and D6 Liquor Permit at 1059 Old River Road, 1st & 2nd Fls. & Patio.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D5 and D6 Liquor Permit, Permit No. 6620339, owned by PDU Inc., DBA Peabodys Downunder, 1059 Old River Road, 1st & 2nd Fls. & Patio, Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1522-2000.**By Councilman Cimperman.**

An emergency resolution objecting to the renewal of a D5 and D6 Liquor Permit at 1059 Old River Road, 2nd Fl.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D5 and D6 Liquor Permit, Permit No. 6620339-0005, owned by PDU Inc., DBA Heaven, 1059 Old River Road, 2nd Fl., Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

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

Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1523-2000.

By Councilman Cimperman.

An emergency resolution objecting to the renewal of a D5 and D6 Liquor Permit at 1187 Old River Road & Patio.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D5 and D6 Liquor Permit, Permit No. 6548831, owned by 1187 Old River Road Inc., DBA Porky's Cafe in the Flats, 1187 Old River Road & Patio, Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1524-2000.

By Councilman Cimperman.

An emergency resolution objecting to the renewal of a D2, D3, D3A and D6 Liquor Permit at 1204 Old River Road Bar 3.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D2, D3, D3A and D6 Liquor Permit, Permit No. 3566283-0003, owned by Hand Cleveland Inc. Mezzanine & Patio, 1204 Old River Road Bar 3, Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1525-2000.

By Councilman Cimperman.

An emergency resolution objecting to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit at 1204 Old River Road Mezzanine and Patio.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit, Permit No. 3566283, owned by Hand Cleveland Inc., 1204 Old River Road Mezzanine and Patio, Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1526-2000.**By Councilman Cintron.****An emergency resolution objecting to the renewal of a D5 and D6 Liquor Permit at 2510 Elm Street.**

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D5 and D6 Liquor Permit, Permit No. 6046038, owned by Mirage On The Water, Inc., 13000 Lorain Avenue, Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1527-2000.**By Councilman Cintron.****An emergency resolution objecting to the transfer of ownership and location of a D5 Liquor Permit to 4431 Lorain Avenue.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the trans-

fer of ownership and location of a D5 Liquor Permit from Permit No. 2600131, FNG Inc., 3486 W. 25th Street, Cleveland, Ohio 44109 to Permit No. 1620308, Coletta and Company, 4431 Lorain Avenue, Cleveland, Ohio 44113; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership and location of a D5 Liquor Permit from Permit No. 2600131, FNG Inc., 3486 W. 25th Street, Cleveland, Ohio 44109 to Permit No. 1620308, Coletta and Company, 4431 Lorain Avenue, 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 is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1528-2000.**By Councilman Cintron.****An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit to 4709 Clark Avenue, and repealing Res. No. 192-2000 objecting to said transfer of ownership.**

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 4709 Clark Avenue, by Res. No. 192-2000, adopted February 7, 2000; and

Whereas, this Council wishes to withdraw its objection to the above transfer of ownership and consents to said transfer of ownership; 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 4709 Clark Avenue, be and the same is hereby withdrawn and Res. No. 192-2000, 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.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1529-2000.**By Councilman Coats.****An emergency resolution objecting to the renewal of a C2 and C2X Liquor Permit at 17801 Euclid Avenue.**

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a C2 and C2X Liquor Permit, Permit No. 5304519, owned by Lotus-Euclid Corp., DBA Lotus Mini Mart, 17801 Euclid Avenue, Cleveland, Ohio 44112 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1530-2000.

By Councilman Coats.

An emergency resolution supporting early identification, diagnosis and treatment of mental health and substance abuse for juveniles charged with offenses.

Whereas, this Council believes that the problem associated with mentally ill juvenile offenders is of national concern; and

Whereas, it has been established that the vast majority of juveniles entering the criminal justice system suffer from both substance abuse and mental illness; and

Whereas, it is estimated that ten percent of the juveniles in correctional facilities are diagnosed with a major mental illness or have severe or chronic mental health problems that require psychiatric treatment; and

Whereas, it has been determined that many mentally ill offenders can be successfully treated if they receive early and appropriate intensive mental health treatment in structured placement; and

Whereas, the current juvenile criminal justice system, both locally and nationally, is not structured to provide appropriate levels of treatment and care for mentally ill offenders to ensure the safety of the mentally ill, the other confined juveniles and persons in the community; and

Whereas, it is essential for juveniles, whenever possible, to undergo dual diagnosis of mental illness and substance abuse in order to effectively determine the degree to which such juveniles must receive substance abuse treatment and/or psychiatric treatment; and

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

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

Section 1. That this Council supports the early identification, diagnosis and treatment of mental health and substance abuse for juveniles charged with offenses.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1531-2000.

By Councilman Coats.

An emergency resolution supporting passage of federal legislation devoted to preventing hate crimes and urging the federal government to establish a grant program to assist state and local investigations and prosecutions of hate crimes.

Whereas, efforts must be taken at all levels of government to respond to the staggering brutality of hate crimes that have shocked the nation; and

Whereas, the incidence of violence motivated by the actual or perceived race, color, national origin, religion, sexual orientation, gender or disability of the victim poses a serious national problem; and

Whereas, many states have no laws addressing violence based on the actual or perceived race, color, national origin, religion, sexual orientation, gender or disability of the victim, while other states have laws that provide only limited protection; and

Whereas, all people deserve to be safe within their communities, free to live, work and worship without fear of violence and bigotry; and

Whereas, individuals who commit crimes based on hate and bigotry must be held responsible for their actions and must be stopped from spreading violence; and

Whereas, although local authorities will continue to be responsible for prosecuting the overwhelming majority of violent crimes, including crimes motivated by hate, federal jurisdiction over certain violent crimes motivated by hate are necessary to supplement state and local efforts to ensure that justice is achieved in each case; and

Whereas, any efforts undertaken by the federal government to combat hate crimes must respect the primacy that states and local officials have traditionally been accorded in the criminal prosecution of acts constituting hate crimes; and

Whereas, expanding federal jurisdiction over certain violent crimes motivated by hate enables federal, state and local authorities to work together as partners in the investigation and prosecution of such hate crimes; and

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

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

Section 1. That this Council supports passage of federal hate crime legislation so long as it does not supercede the right of state and local communities to legislate and prosecute in the area of hate crimes. Further, this Council urges the federal government to establish a grant program to assist state and local investigations and prosecutions of hate crimes.

Section 2. That the Clerk of Council be and is hereby directed to transmit certified copies of this resolution to Janet Reno, United States Attorney General, to Senators Mike DeWine and George Voinovich, and to Representatives Dennis Kucinich, and Stephanie Tubbs-Jones.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1532-2000.

By Councilman Coats.

An emergency resolution supporting the closure of loopholes in federal firearms laws and pending legislation.

Whereas, federal law presently permits any individual, regardless of age, to purchase any rifle, shotgun or other long gun, including assault weapons, in a private sale; and

Whereas, federal law also presently permits individuals over age 18 and under age 21 to purchase a handgun, including an assault pistol, in a private transaction; and

Whereas, many firearms are now sold privately at or in association with organized gun shows; and

Whereas, no federal agency presently has jurisdiction to regulate or otherwise oversee the design, safety and responsible marketing of firearms; and

Whereas, the United States Senate has approved a measure exempting pawn shops from conducting background checks upon individuals redeeming firearms previously pawned; and

Whereas, the Internet has the potential to function as a wholly unregulated "virtual gun show" and presently features many sites devoted wholly to commercial sales of firearms; and

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

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

Section 1. That this Council supports the closure of loopholes in federal firearms laws and pending legislation as follows:

All persons between the ages of 18 and 21 should be prohibited from purchasing or possessing an assault rifle or handgun, including an assault pistol.

All purchasers of firearms at private sales during organized gun shows, and individuals who redeem a weapon from a pawnshop, should be subject to the same background investigation to which individuals who purchase firearms from federal firearms licensees are subject.

The appropriate federal agency should be vested with the authority to regulate and otherwise oversee the design, safety and responsible marketing of firearms.

States and local governments should adopt stricter standards and rules regarding purchase and possession of firearms.

To the extent it is Constitutional, Internet-facilitated firearms sales should be subject to the same regulation and oversight as all other firearms sales.

All manufacturers should be required to include a trigger lock with each firearm produced.

Minors should be prohibited from purchasing a shotgun, or possessing a shotgun if not under the supervision of a person over age 21.

Large capacity clips (i.e., more than 10 rounds) should be prohibited.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1533-2000.

By Councilman Dolan.

An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 14910 Lorain Road.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 53630860190, Lyden Co., DBA West 150th Fast Check 306, 14910 Lorain Rd., Cleveland, Ohio 44111, to Permit No. 90739950300, True north Energy LLC, DBA True North 306, 14910 Lorain Rd., Cleveland, Ohio 44111; and

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

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

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

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement

officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Permit No. 53630860190, Lyden Co., DBA West 150th Fast Check 306, 14910 Lorain Rd., Cleveland, Ohio 44111, to Permit No. 90739950300, True north Energy LLC, DBA True North 306, 14910 Lorain Rd., Cleveland, Ohio 44111 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1534-2000.

By Councilman Gordon.

An emergency resolution objecting to the stock transfer of a C1 and C2 Liquor Permit to 2118 Broadview Road.

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a C1 and C2 Liquor Permit to Permit No. 3834246, Hikmat Co., Inc., DBA DS Beverage, 2118 Broadview Rd., Cleveland, Ohio 44109; and

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

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard

of the laws, regulations or local ordinances of this state or any other state; and

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the stock transfer of a C1 and C2 Liquor Permit to Permit No. 3834246, Hikmat Co., Inc., DBA DS Beverage, 2118 Broadview Rd., Cleveland, Ohio 44109 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1535-2000.

By Councilman Johnson.

An emergency resolution objecting to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit at 11132 Buckeye Road/P.O. Box 20370.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit, Permit No. 6877045, owned by Phase III Corp., 11132 Buckeye Road/P.O. Box 20370, Cleveland, Ohio 44104 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1536-2000.

By Councilman Johnson.

An emergency resolution objecting to the renewal of a D2, D2X and D3 Liquor Permit at 2966 East 111th Street & Patio.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D2, D2X and D3 Liquor Permit, Permit No. 7088131, owned by Princella Corp. DBA Gold Spot, 2966 East 111th Street & Patio, Cleveland, Ohio 44104 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1537-2000.

By Councilman Johnson.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 13130 Shaker Blvd.

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. 96100440025, Wild Oats Markets Inc., DBA Wild Oats Market, 13130 Shaker Blvd., Cleveland, Ohio 44120; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 96100440025, Wild Oats Markets Inc., DBA Wild Oats Market, 13130 Shaker Blvd. Cleveland, Ohio 44120 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1538-2000.

By Councilman Melena.

An emergency resolution objecting to the renewal of a C1 and C2 Liquor Permit at 5910 Detroit Avenue.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a C1 and C2 Liquor Permit, Permit No. 9125555-0005, owned by Two N Inc., DBA Convenient Food Mart, 5910 Detroit Avenue, Cleveland, Ohio 44102 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1539-2000.

By Councilman Melena.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 5802 Lorain Avenue/2032 West 58th Street.

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 and Liquor Permit to Permit No. 6318655, Ehab Nawabit, DBA Lorain Avenue Supermarket, 5802 Lorain Avenue/2032 West 58th Street, Cleveland, Ohio 44102; and

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

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

Whereas, the place for which the permit is sought has not conformed to the building, safety or health

requirements of the governing body of this County or City; and

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, 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. 6318655, Ehab Nawabit, DBA Lorain Avenue Supermarket, 5802 Lorain Avenue/2032 West 58th Street, Cleveland, Ohio 44102, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1540-2000.

By Councilman Polensek.

An emergency resolution objecting to the renewal of a D1, D2, D3 and D6 Liquor Permit at 16101 Arcade Avenue.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disre-

gard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D1, D2, D3 and D6 Liquor Permit, Permit No. 7931681, owned by Walter H. Scott, DBA Arcade Bar, 16101 Arcade Avenue, Cleveland, Ohio 44110 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1541-2000.

By Councilman Polensek.

An emergency resolution objecting to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit at 15929 Saranac Road, 1st Fl.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit, Permit No. 1998937, owned by Debear Inc., 15929 Saranac Road, 1st Fl., Cleveland, Ohio 44110 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1542-2000.

By Councilmen Rybka and Polensek.

An emergency resolution condemning the practice of property "flipping" and urging the Attorney General of the State of Ohio and the Secretary of Housing and Urban Development to investigate this practice as it is occurring in the City of Cleveland.

Whereas, there has been a resurgence in the purchase and rapid resale of residential property at huge mark-ups, a practice known as property "flipping"; and

Whereas, property "flipping" usually consists of buying often condemned property, spending marginal amounts on improvements and then selling the property at 2 to 4 times what was paid for it, even though the property is still condemned; and

Whereas, property "flipping" has squeezed tens of millions of dollars of potential value out of Cleveland's old and often deteriorating housing stock, allowing the middle-man to reap huge profits, while little or no improvements are being made to the properties; and

Whereas, it is reported that from 1997 through April, 2000, nearly 1,000 quick-profit turn-around sales have

occurred in Cleveland, 80% in the East Side neighborhoods, taking over \$31 million in potential value out of the City housing stock; and

Whereas, the property "flipping" phenomenon is characterized by questionable pre-sale appraisals, sometimes falsified property transfer records and "straw-man" borrowers; and

Whereas, although the practice of property "flipping" may not in and of itself be illegal, knowingly falsifying property transfer records, which is reported to occur in such property "flipping" deals, is a third degree felony; and

Whereas, this cycle of disinvestment only means that landlords will be overextended, properties will not be maintained and property values will suffer; and

Whereas, this Council is disturbed by the effects property "flipping" has on its constituents, its neighborhoods and the City of Cleveland; and

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

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

Section 1. That this Council condemns the practice of property "flipping" and urges both the Attorney General of the State of Ohio and the Secretary of Housing and Urban Development to investigate this practice as it is occurring in the City of Cleveland to determine any wrongdoing.

Section 2. That the Clerk of Council is hereby directed to transmit certified copies of this resolution to the Attorney General of the State of Ohio and the Secretary of Housing and Urban Development.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1543-2000.

By Councilman Rybka.

An emergency resolution objecting to the renewal of a C2 and C2X Liquor Permit at 7527 Union Avenue.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a C2 and C2X Liquor Permit, Permit No. 5597519, owned by Kawthar Co., DBA Union Supermarket, 7527 Union Avenue, Cleveland, Ohio 44105 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1544-2000.

By Councilman White.

An emergency resolution objecting to the renewal of a C1 and C2 Liquor Permit at 4563 Warner Road.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a C1 and C2 Liquor Permit, Permit No. 2848404, owned by 4563 Warner Inc., DBA Warner Market, 4563 Warner Road, Cleveland, Ohio 44111 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1545-2000.

By Councilman Willis.

An emergency resolution objecting to the renewal of a C2 and C2X Liquor Permit at 891 Lakeview Road, 1st Fl.

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of the state, and that this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.271 of the Ohio Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

Section 1. That Council does hereby record its objection to the renewal of a C2 and C2X Liquor Permit, Permit No. 2456307, owned by 891 Lakeview Inc., 891 Lakeview Road, 1st Fl., Cleveland, Ohio 44108 and requests the Director of Liquor Con-

trol to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1546-2000.

By Councilman Jackson.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 3919 Community College.

Whereas, Council has been notified by the Director of Liquor Control of an application for the renewal of a C1 and Liquor Permit to Permit No. 1617415, Jimmy Coleman, DBA College Inn, 3919 Community College, Cleveland, Ohio 44115; and

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

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

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

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

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

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

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

Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 1617415, Jimmy Coleman, DBA College Inn, 3919 Community College, Cleveland, Ohio 44115 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1547-2000.

By Councilman Jackson.

An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 2288 East 55th Street, and repealing Res. No. 1265-2000 objecting to said issuance.

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 2288 East 55th Street, by Res. No. 1265-2000 adopted by Council on July 17, 2000; and

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

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

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

Section 1. That objection to the issuance of a C1 Liquor Permit to 2288 East 55th Street, be and the same is hereby withdrawn and Res. No. 1265-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

MOTION

By Councilman Willis, and seconded by Councilman Cimperman and unanimously carried that the absence of Councilman Dona Brady, Councilman Patricia J. Britt, Councilman Michael A. Dolan, Councilman Frank G. Jackson and Councilman Timothy J. Melena be and is hereby authorized.

The Council adjourned at 9:31 p.m. to meet at the call of the chair.



Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

August 23, 2000

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, August 23, 2000, at 11:00 a.m. with Acting Mayor Carter presiding.

Present: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Absent: Director Warren.

Others: Myrna Branche, Commissioner, Purchases and Supplies, Barry Withers, Acting, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 570-00.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 468-00, adopted by the Board on July 12, 2000, approving the bid of Cooper Landscaping Inc. for landscaping item nos. 1, 2 and 3, for the Division of Cleveland Public Power, Department of Public Utilities, is hereby amended by deleting item no. 3.

Be it further resolved that all other provisions of said Resolution No. 468-00 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 571-00.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Ramsey-Bennett Co.

for the public improvement of computer room air conditioning items (all items) for the Division of Water, Department of Public Utilities, received on July 7, 2000, pursuant to the authority of Ordinance Nos. 1254-92 and 2096-92, passed June 15, 2000, and December 14, 1992, (respectively) for a unit basis for the improvement in the aggregate amount of Fifty Seven Thousand Three Hundred Eighty Four Dollars (\$57,384.00) is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Utilities is hereby authorized to enter into contract for said improvement with said bidder.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 572-00.

By Director Sheffield-McClain.

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to Section 139.051 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of the Department of Port Control is hereby authorized to establish the following charges for use of facilities at Burke Lakefront Airport as fixed by the Commissioner of Burke Lakefront Airport.

LANDING FEES

Public Aircraft No Charge

Private Aircraft, Commercial Aircraft, Corporate Aircraft, Scheduled Air Carrier Aircraft, and Private Aircraft transporting persons for business purposes

Single-Engine Aircraft and Helicopters \$5.00

Multi-Engine Aircraft by weight as follows:

0-10,000 lbs.	\$ 5.00
10,001 - 12,500 lbs.	\$10.00
12,501 and over	\$ 1.00
	per 1,000 lbs. gross weight

Be it further resolved that pursuant to Section 139.01 of the Codified Ordinances of Cleveland, Ohio, 1976, the Department of Port Control shall charge the following fees for parking aircraft at Burke Lakefront Airport.

DAILY PARKING/TIE-DOWN FEES ON DESIGNATED CITY RAMPS

Public Aircraft No Charge

Private Aircraft, Commercial Aircraft, Corporate Aircraft, Scheduled Air Carrier Aircraft, and Private Aircraft transporting persons for business purposes

For periods from 0-2 hours No Charge

For periods from 2-24 hours, and for each additional 24 hours period or portion thereof as follows:

Single-Engine Aircraft and Helicopters \$5.00

Multi-Engine Aircraft by weight as follows:

0-10,000 lbs.	\$ 5.00
10,001 - 12,500 lbs.	\$10.00
12,501 and over	\$ 1.00
	per 1,000 lbs. gross weight

MONTHLY PARKING/TIE-DOWN FEES ON CITY DESIGNATED RAMPS

Single-Engine Aircraft and Helicopters \$50.00

Multi-Engine Aircraft by weight as follows:

0-10,000 lbs.	\$ 50.00
10,001 lbs. and over	\$100.00

For the purposes of this Resolution, the following definitions shall apply:

"GROSS WEIGHT" shall mean the maximum allowable certificated gross landing weight.

"COMMERCIAL AIRCRAFT" shall mean an aircraft carrying persons or property for compensation or hire.

"CORPORATE AIRCRAFT" shall mean a company-owned aircraft transporting persons or property for business purposes.

"PUBLIC AIRCRAFT" shall mean an aircraft used in the service of a government entity at the local, state or federal level.

"SCHEDULED AIR CARRIER" shall mean an airline that submits schedules in advance and reports landings on a monthly basis to the Department of Port Control.

"PRIVATE AIRCRAFT" shall mean an aircraft that is not a Commercial Aircraft, Corporate Aircraft, Public Aircraft, or Scheduled Air Carrier Aircraft.

Be it further resolved that Resolutions Nos. 193-99 and 308-00, respectively adopted by this Board on April 7, 1999 and May 3, 2000, establishing landing and/or parking fees at Burke Lakefront Airport hereby are rescinded, and that the rates herein established shall be in force and effect from and after September 1, 2000.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 573-00.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland that all bids received on August 4, 2000 for Refurbishment of Front End Loaders and Roll Off Containers for the Division of Waste Collection and Disposal, Department of Public Service, pursuant to the authority of Ordinance No. 725-00, passed by the Council of the City of Cleveland on May 22, 2000, be and the same are hereby rejected.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 574-00.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that bid of R-Equipment and Maintenance for an estimated quantity of refurbishment of steel receptacle lids, item 1 for the Division of Waste Collection and Disposal, Department of Public Service, for the period one (1) year with one (1) option to renew for an additional year which the Director has determined to exercise, received on August 4, 2000, pursuant to the authority of Ordinance No. 714-2000, passed May 22, 2000, which on the basis of the estimated quantity would amount to approximately Nineteen Thousand One Hundred Seventy Five and no/100 Dollars (\$19,175.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 21168

which shall be certified against such contract in the sum of Nineteen Thousand One Hundred Seventy Five and no/100 Dollars (\$19,175.00).

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 575-00.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Praxair Distribution, for an estimated quantity of a Liquid Oxygen Fill System for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on July 6, 2000, pursuant to the authority of Ordinance No. 2051-99, passed March 6, 2000, which on the basis of the estimated quantity would amount to Forty Four Thousand 00/100 Dollars (\$44,000) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 24146

Item #1 — Liquid Oxygen Fill System, as specified

which shall be certified against such contract in the sum of Forty Four Thousand 00/100 Dollars (\$44,000.00)

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 576-00.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Midwest Underground Technologies for an estimated quantity of various types of safety equipment (Rope Equipment and Training), item nos. 1, 2, 3 and 7 for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on July 6, 2000, pursuant to the authority of Ordinance No. 1167-97, passed on August 13, 1997, which on the basis of the estimated quantity would amount to Fifteen Thousand, Three Hundred Seventy Five and 00/100 Dollars (\$15,375.00) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 24144

Item #1, as specified

Item #2, as specified

Item #3, as specified

Item #7, as specified

which shall be certified against such contract in the sum of Fifteen Thousand, Three Hundred Seventy Five and 00/100 Dollars (\$15,375.00).

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 577-00.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Maltese Fire Equipment for an estimated quantity of various types

of safety equipment (Rope Equipment and Training), item nos. 4 and 5 for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on July 6, 2000, pursuant to the authority of Ordinance No. 1167-97, passed on August 13, 1997, which on the basis of the estimated quantity would amount to Five Thousand, One Hundred Sixty Four and 00/100 Dollars (\$5,164.00) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 24143

Item #4, as specified

Item #5, as specified

which shall be certified against such contract in the sum of Five Thousand, One Hundred Sixty Four and 00/100 Dollars (\$5,164.00).

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.

Nays: None.

Absent: Director Warren.

Resolution No. 578-00.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of MPH Industries, Inc. for an estimated quantity of radar units, for the Division of Police, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on July 13, 2000, pursuant to the authority of Ordinance No. 2051-99, passed March 6, 2000, which on the basis of the estimated quantity would amount to Sixty Six Thousand and 00/100 Dollars (\$66,000.00) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 23229

Item one as specified

which shall be certified against such contract in the sum of Sixty Six Thousand and 00/100 Dollars (\$66,000.00).

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 579-00.

By Director Guzman.
Be it resolved by the Board of Control of the City of Cleveland, that Resolution No. 161-00, adopted by this Board on March 15, 2000, approving the bid of Parr Emergency Product Sales, Inc., for medical supplies, for the Division of Fire, Department of Public Safety, hereby is rescinded.

Be it further resolved that all bids received on September 23, 1999 for Medical Supplies, item nos. 1-6, 8-14, 16, 19, 21-28, 30-49, 52-54, 56-84, 86-137, 140-47, 149, 151-155, 158-164, 170, 172-176, 193-202, 204-213, 216, 218-224 and 226-231, for the Division of Fire, for the Department of Public Safety, pursuant to the authority of Ordinance No. 582-99, passed July 7, 1999, be and the same are hereby rejected.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 580-00.

By Director Guzman.
Resolved by the Board of Control of the City of Cleveland that the bid of Collapse Rescue Systems, Inc. for an estimated quantity of various types of safety equipment (Rope Equipment and Training), item no. 6 for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on July 6, 2000, pursuant to the authority of Ordinance No. 1167-97, passed on August 13, 1997, which on the basis of the estimated quantity would amount to Four Thousand, Eight Hundred and 00/100 Dollars (\$4,800.00) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 24145
Item #6, as specified which shall be certified against such contract in the sum of Four Thousand, Eight Hundred and 00/100 Dollars (\$4,800.00).

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whit-

low, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 581-00.

By Director Jackson.
Resolved by the Board of Control of the City of Cleveland, that all bids received on February 9, 2000, for Motor Rewind for the Department of Parks, Recreation & Properties, pursuant to the authority of Ordinance No. 855-97 and 761-98, passed by the Council of the City of Cleveland on June 16, 1997 and May 18, 1998, be and the same are hereby rejected.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 582-00.

By Director Jackson.
Resolved by the Board of Control of the City of Cleveland that the bid of Gorman-Lavelle Corporation for the following: Tube Bundles for Heat Exchangers for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties received on the 14th day of July 2000, pursuant to the authority of Ordinance No. 524-2000, passed May 1, 2000, which on the basis of the order quantity would amount to \$53,643.00 is hereby approved as the lowest and best bid, and the Director of Parks, Recreation and Properties, is hereby requested to enter into contract for such items.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 583-00.

By Director Jackson.
Resolved by the Board of Control of the City of Cleveland, that all bids received on August 2, 2000, for a period of one year to provide labor and materials to trim trees at various locations throughout the City of Cleveland on city owned properties, for the Division of Park Maintenance & Properties, Department of Parks, Recreation & Properties, pursuant to the authority of Ordinance No. 745-2000, passed by the Council of the City of Cleveland on June 12, 2000, be and the same are hereby rejected.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 584-00.

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. 004-17-165 located at 2475 Thurman 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, Daniel J. Ryan, 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 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 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 Ordinances 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 Daniel J. Ryan for the sale and development of Permanent Parcel No. 004-17-165 located at 2475 Thurman 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: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 585-00.

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

Whereas, City has acquired Permanent Parcel No. 020-15-016 under said Land Reutilization Program; and

Whereas, Ordinance No. 858-2000, passed July 17, 2000, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Bellaire-Puritas Development Corporation has proposed to the City to purchase and develop said parcel; now, therefore,

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

pursuant to the authorization of Ordinance No. 858-2000, passed July 17, 2000, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Bellaire-Puritas Development Corporation for the sale and development of Permanent Parcel No. 020-15-016, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 586-00.

By Director Warren.

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 83-99, adopted by this Board of Control February 17, 1999, as amended by Resolution No. 123-99 adopted March 10, 1999, which approved and affirmed as the lowest responsible bid the bid of Ozanne Construction of One Million, Six Hundred Twenty-One Thousand, Two Hundred Fifty and No/100 Dollars (\$1,621,250.00) for the Warehouse, Vehicle Garage and Maintenance Building for the Division of Corrections, Department of Public Health is hereby rescinded.

Be it further resolved that all bids received December 23, 1998 pursuant to the authority of Ordinance No. 478-98, passed June 1, 1998 by Cleveland City Council, to construct said improvements be and the same are hereby rejected.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

Resolution No. 587-00.

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland, that the third paragraph of Board of Control Resolution No. 566-00 adopted August 16, 2000, authorizing the Director of Public Safety to enter into a contract with Doi-Dickinson Architects Ltd. for professional services for the roof repairs/replacement for the Fifth District Police Headquarters and Fire Station No. 23; and is hereby amended by substituting the words "Thirty Seven Thousand Seven Hundred Fifty Dollars and No/100 Dollars," for the words "Thirty Seven Thousand Five Hundred Dollars and No/100 Dollars passed April 3, 2000," where appearing.

Be it further resolved, that all other provisions of said Resolution No. 566-00 not expressly amended

hereby shall remain unchanged and in full force and effect.

Yeas: Acting Mayor and Director Carter, Acting Director Clark, Director Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Jackson, Acting Directors Dumas, McCafferty and Director Alexander.
Nays: None.
Absent: Director Warren.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ANNE BLOOMBERG,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 11, 2000

9:30 A.M.

Calendar No. 00-235: 14812 Lake Shore Boulevard a.k.a. 14808 Lake Shore Boulevard (Ward 11)

J. Norman and Carole Dee Stark owners, appeal to change the use of an existing 36' x 65' two-story masonry store and 2 dwelling units building into a store, 2 dwelling units and a church use situated on a 46' x 163' parcel located on the south side of Lake Shore Boulevard at 14812 Lake Shore Boulevard a.k.a. 14808 Lake Shore Boulevard, said change of use being contrary to the Residential District Requirements of Section 337.02(e) where building and uses, if located not less than 15' from any adjoining premises in a Residential District not used for similar purpose and contrary to the Off-Street Parking and Loading Requirements where 0 accessory off-street parking spaces are proposed and 42 are required as stated in Section 349.01(b)(c) of the Codified Ordinances.

Calendar No. 00-236: 315 East 156th Street (Ward 11)

Raymond Grubiss, owner, appeals to change the use of an existing approximate 50' x 40' two-story masonry building to a church assembly use situated on a 40' x 130' corner parcel located in a Local Retail District on the northeast corner of Huntmere Avenue and East 156th Street at 315 East 156th Street; said change of use being contrary to the Residential District Requirements of Section 337.02(e) where building and uses if located not less than 15' from any adjoining premises in a Residential District not used for similar purpose and contrary to the Off-Street Parking and Loading Requirements of Section 349.01 where 47 parking spaces are required and 8 are proposed, and Section 349.05 where no parking space shall be located within 10' of any residential building or setback area and the property in question abuts a Residential District and Section 349.07(a)(b)(c) where all access and maintenance driveways and maneuvering areas shall be properly graded for drainage and wheel and bumper guards are required and the maximum width of driveway shall be 30' and Section 349.08 where screening of parking requires opaque fencing and chain link is proposed and contrary to the Landscaping and Screening Requirements of Section 352.09 where an 8' wide landscaped transition strip is required and Section 352.10 where a 6' wide medium landscaped frontage strip is required and height of fencing in the setback area, 18' on Huntmere Avenue and along the side street is 6' and 4'-6" is required as stated in Section 357.13(b)(3) of the Codified Ordinances.

Calendar No. 00-238: 4101 Archwood Avenue (Ward 15)

Stephen E. Collins, owner, appeals to construct a 43' x 16' one-story wood frame garage to an existing 20' x 44' garage all situated on an approximate 45' x 275' parcel on the south side of Archwood Avenue at 4101 Archwood Avenue; said construction being contrary to the Residential District Requirements where the proposed maximum floor area for the accessory building is 1,568 sq. ft. and the maximum floor area permitted is 1,264 sq. ft. as stated in Section 337.23(a)(7)(A) of the Codified Ordinances.

Calendar No. 00-240: 1360 West 9th Street (Ward 13)

Jim Behren, owner, appeals to change the use of the first floor and basement areas of an existing 50' x 114' four-story masonry office building into a night club situated on an irregular shaped parcel approximately 89' x 119' located in a Limited Retail District on the southwesterly corner of St. Clair Avenue and West 9th Street at 1360 West 9th Street; said change of use being contrary to the Specific Uses Regulated Requirements where a night club is required to be 500' from a Residential District and 500' away from

another such use as stated in Section 347.12(a) and (b) of the Codified Ordinances.

Calendar No. 00-241: 1363-65 West 117th Street (Ward 18)

J.D. Byrider, owner, appeals to install one 30'-1" high ID pole sign with a 12' x 9'-7" double faced illuminated sign, an 8' x 5' double faced illuminated sign and an 8' x 2' double faced illuminated sign to be situated on an approximate 263' x 312' parcel located in a Semi-Industry District on the east side of West 117th Street at 1363-1365 West 117th Street; said installation being contrary to the Sign Regulations where the maximum height of pole signs permitted is 25' and 30'-1" is proposed and the maximum square footage for signage proposed is 172 sq. ft. and 50 sq. ft. is permitted as stated in Section 350.15 of the Codified Ordinances.

Calendar No. 00-242: 11106 Buckeye Road (Ward 4)

St. Mark's Baptist Church, owner c/o Amy Habinski, appeals to construct a 50' x 50' six inch concrete platform with a 105'-6" high monopole tower with a 10' x 11' telecommunications facility all surrounded by an 8' high chain link fence and situated on an approximate 56' x 191' parcel located in a Local Retail Business District on the southeast corner of East 111th Street and Buckeye Road at 11106 Buckeye Road; said construction being contrary to the Height Regulation Requirements of Section 353.06(a)(4) where the tower is required to be 211' away from a Residential District and 58' is provided and required to be 400' away from any other tower which exceeds the height limit as stated in Section 353.06(a)(5) of the Codified Ordinances.

Calendar No. 00-246: 2234-38 West Boulevard (Ward 18)

Francesca U. Undiandeye, owner, appeals to change the use of an existing 28' x 54' two family dwelling into an elderly home for a maximum of 8 persons situated on a 60' x 150' parcel located in a Two-Family District on the west side of West Boulevard at 2234-2238 West Boulevard; said change of use being contrary to the Residential District Requirements where Board of Zoning Appeal approval is required if home for the aged is within 30' of any adjoining premises in a Residence District not used for a similar purpose as stated in Section 337.02(f)(3)(F) of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, AUGUST 28, 2000

At the meeting of the Board of Zoning Appeals on Monday, August 28, 2000, the following appeals were heard by the Board:

The following appeals were **Approved:**

Calendar No. 00-222: 13405-13409 St. Clair Avenue

Bright Star Missionary Baptist Church, c/o Reverend David Hunter, owner, appealed to convert the second floor of an existing two-story day care building into a use for a school program for children 6 to 12 years of age in split zoning for between Local Retail and Semi-Industry Districts.

Calendar No. 00-225: 14801 Puritas Avenue

Scott Dakdouk, owner, appealed to establish an existing front area into a parking lot on the south side of Puritas Avenue in a General Retail Business District.

Calendar No. 00-226: 4112 Woburn Avenue

Eddie and Delores Rose, owners, appealed to install approximately 80 linear feet of 3' high wood fencing on an existing 2'-6" retaining wall in a Two-Family District.

Calendar No. 00-195: 3363 East 93rd Street

Mazhar A. Khan, owner, appealed to remodel a one-story service station building in a Local Retail Business District.

The following appeals were **Denied:**

Calendar No. 00-221: 8002 Goodman Avenue

Ronnie E. Johnson, owner, appealed to convert the basement of a two-story one family house into a day care for 12 children in a Two-Family District.

Calendar No. 00-227: 4497 West 154th Street

William V. Brewer, owner, appealed to install approximately 30 linear feet of 6' high wood fencing in a One-Family District.

The following appeals were **Withdrawn:**

Calendar No. 00-218: 572-574 East 185th Street

Bahman Guyuron, owner c/o Brainard Management, and V.K. 24-Hour Child Care Development c/o Colleen Kelly, tenant, appealed to change the use of a one-story commercial building into a day care facility in a Local Retail Business District.

Calendar No. 00-211: 2177 West 41st Street

Bailey Orchard Development, owner, appealed to install approximately 73 linear feet of 6' high wood shadow box fencing in a Two-Family District.

The following appeal was **Postponed:**

Calendar No. 00-196: 4029 Marvin Avenue a.k.a. 3476 Fulton Road postponed to September 11, 2000.

On Monday, August 28, 2000, in Executive Session:

The following appeals were heard on Monday, August 21, 2000 and said decisions were approved and adopted by the Board on August 28, 2000.

The following appeals were **Approved:**

Calendar No. 00-210: 5616 Memphis Avenue

McDonald's Corporation, owner c/o Dave Gnatowski, appealed to install one free-standing 8'-9-1/4" long x 8' x 10" wide double faced pole sign and three 5'-3-1/2" high drive-thru menu boards for a one-story restaurant in a Local Retail Business District; subject to input from the Council representative.

Calendar No. 00-216: 610 East 102nd Street

Ollie Casey, owner, appealed to install a 1' x 24' handicap ramp to the side of an existing one dwelling unit.

Calendar No. 00-217: 606 East 102nd Street

Nadine Casey, owner, appealed to erect a 2'-2" x 24' handicap ramp to the side of an existing one dwelling unit.

Calendar No. 00-223: 7208 Euclid Avenue

Iron Mountain, Inc., owner c/o Patrick Campbell, agent, appealed to construct a one-story storage building to an existing one-story shipping and receiving building in split zoning between General Retail and Semi-Industry Districts.

Calendar No. 00-228: 13815 Kinsman Road

Mt. Pleasant N.O.W. Development Corporation, owner, appealed to construct a 262' x 109' three-story office building in split zoning between General Retail Business and Multi-Family Districts.

Calendar No. 00-199: 557 East 102nd Street

John W. Toombs, owner, appealed to enclose an existing first floor front porch of a two dwelling house in a Two-Family District.

Calendar No. 00-201: 4600 Carnegie Avenue

Giancarlo Calicchia, owner, and Allegheny Child Care Academy, tenant, appealed to change the use of a 143' x 93' portion (first and second floor) of a two-story masonry building into a day care facility in split zoning between General Retail Business and Multi-Family Districts.

The following appeals were **Denied:**

None.

The following appeal was heard on May 22, 2000, and said decision was adopted and approved by the Board on August 28, 2000:

The following appeal was **Approved:**

Calendar No. 00-73: 5512 Memphis Avenue

Ken Wayne, owner, appealed to change the use of a two-story, two dwelling unit house into a karate studio in a Local Retail District.

EUGENE CRANFORD, JR.,
Secretary

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

NO MEETING

PUBLIC NOTICE

NONE

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."

FRIDAY, SEPTEMBER 8, 2000

E. Z. Pack Packer Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 269-2000, passed by the Council of the City of Cleveland, May 8, 2000.

Chevrolet Car and Light Duty Truck Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 270-2000, passed by the Council of the City of Cleveland, May 1, 2000.

Chevrolet Medium Duty Truck Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 270-2000, passed by the Council of the City of Cleveland, May 1, 2000.

Landscape Material, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 317-2000, passed by the Council of the City of Cleveland, April 17, 2000.

August 23, 2000 and August 30, 2000

FRIDAY, SEPTEMBER 15, 2000

Collection of Deicing/Anti-Icing Agents, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 469-2000, passed by the Council of the City of Cleveland, June 12, 2000.

A PRE-BID MEETING WILL BE HELD ON FRIDAY, SEPTEMBER 1, 2000, 10:00 A.M., IN THE ENGINEERING CONFERENCE ROOM, FIVE POINTS AND CARGO ROAD, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, CLEVELAND, OHIO 44135. WHILE NOT MANDATORY, ATTENDANCE IS STRONGLY ENCOURAGED.

Tree Trimming, for the Department of Park Maintenance and Properties, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 745-2000, passed by the Council of the City of Cleveland.

Hybrid Mini-Lab Printer-Paper Processor, for the Department of Community Development, as authorized by Ordinance No. 1210-2000, passed by the Council of the City of Cleveland, August 7, 2000.

Outdoor Lighting Program (Material and Installation), for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 822-2000, passed by the Council of the City of Cleveland, June 12, 2000.

A PRE-BID MEETING WILL BE HELD ON TUESDAY, SEPTEMBER 5, 2000, 2:00 P.M., AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE IS MANDATORY.

August 23, 2000 and August 30, 2000

WEDNESDAY, SEPTEMBER 27, 2000

Maintenance and Calibration of Biological and Chemical Testing Apparatus and Appurtenances, for the Division of Water, Department of Public Utilities, as authorized by Section 129.28 of the Codified Ordinances of the City of Cleveland, 1976.

A PRE-BID CONFERENCE WILL BE HELD ON WEDNESDAY, SEPTEMBER 13, 2000, 10:00 A.M., IN THE 5TH FLOOR CONFERENCE ROOM OF THE PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

ATTENDANCE IS MANDATORY; CONSEQUENTLY, NO BIDS WILL BE ACCEPTED FROM ANY BIDDER WHO DOES NOT ATTEND THE PRE-BID CONFERENCE. AN EXCEPTION APPLIES TO THOSE BIDDING THE MAINTENANCE ITEMS. PLEASE CALL (216) 664-4899 FOR CLARIFICATION.

August 23, 2000 and August 30, 2000

WEDNESDAY, SEPTEMBER 13, 2000

Transfer and Disposal of Bulk Waste — Contract B, for the Division of Waste Collection and Disposal, Department of Public Service, as authorized by Ordinance No. 716-2000, passed by the Council of the City of Cleveland, May 22, 2000.

BID PACKAGES WILL BE AVAILABLE FREE OF CHARGE IN THE DIVISION OF PURCHASES AND SUPPLIES, 601 LAKESIDE AVENUE, ROOM 128, BEGINNING FRIDAY, SEPTEMBER 1, 2000. OR CALL (216) 664-4899 TO REQUEST THAT THE DOCUMENTS BE MAILED.

August 30, 2000 and September 6, 2000

THURSDAY, SEPTEMBER 14, 2000

Electronic Mugshot System, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 182-99, passed by the Council of the City of Cleveland, June 7, 1999.

Replacement of the Power System for the Watercraft "Delaney", for the Division of Police, Ports and Harbors, Department of Public Safety, as authorized by Ordinance No. 182-99, passed by the Council of the City of Cleveland, June 7, 1999.

Pool Steps, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1748-99, passed by the Council of the City of Cleveland, April 17, 2000.

Plumbing and Heating Supplies, for the Division of Property Management, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1956-98, passed by the Council of the City of Cleveland, December 7, 1998.

August 30, 2000 and September 6, 2000

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Masonry Restoration at Tremont Health Center, for the Department of Public Health, as authorized by Ordinance No. 1964-99, passed by the Council of the City of Cleveland, February 7, 2000.

August 30, 2000 and September 6, 2000

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Aviation Insurance, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1108-2000, passed by the Council of the City of Cleveland, August 7, 2000.

Rental of Various Heavy-Duty Construction Equipment, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 211-93, passed by the Council of the City of Cleveland, March 3, 1993.

One (1) Cab/Chassis with 30' Aerial Tower Platform/Utility Line Construction Body, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 904-2000, passed by the Council of the City of Cleveland, August 7, 2000.

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International Truck Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 267-2000, passed by the Council of the City of Cleveland, May 8, 2000.

August 30, 2000 and September 6, 2000

ADOPTED RESOLUTIONS AND ORDINANCES

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COUNCIL COMMITTEE MEETINGS

Monday, August 28, 2000

Public Service Committee (Joint with City Planning Committee): 10:00

a.m.—Present: Cintron, Chairman; Sweeney, Vice Chairman; Coats, Johnson, O'Malley, Westbrook, Willis. Excused: Britt, Melena.

City Planning Committee (Joint with Public Service Committee): 10:00 a.m.—Present: Cimperman, Chairman; Rybka, Vice Chairman; Dolan, Jackson, O'Malley, White. Excused: Robinson.

Tuesday, August 29, 2000

Public Service Committee (Joint with City Planning Committee): 10:00 a.m.—Present: Cintron, Chairman; Sweeney, Vice Chairman; Coats, O'Malley, Westbrook, Willis. Excused: Britt, Johnson, Melena.

City Planning Committee (Joint with Public Service Committee): 10:00 a.m.—Present: Cimperman, Chairman; Jackson, O'Malley. Excused: Rybka, Vice Chairman; Dolan, Robinson, White.

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