

The City Record

Official Publication of the City of Cleveland

February the Fourteenth, Nineteen Hundred and Ninety-Six

Mayor	
Michael R. White	
President of Council	
Jay Westbrook	
Clerk of Council	
Artha Woods	
Ward	Name
1	Charles L. Patton, Jr.
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	Gary M. Paulenske
14	Helen K. Smith
15	James Rokakis
16	Patrick J. O'Malley
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Dale Miller
21	David M. McGuirk


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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Charles L. Patton, Jr.	2986 Ripley Road	44120
2	Robert J. White	3760 East 126th Street	44105
3	Odellia 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	Gary M. Paulenske	1020 East 61st Street	44103
14	Helen K. Smith	3016 Carroll Avenue	44113
15	James Rokakis	4685 Dornur Road	44109
16	Patrick J. O'Malley	6111 Brookside Drive	44144
17	Timothy J. Melena	6109 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Dale Miller	13726 Elsetta Avenue	44135
21	David McGuiirk	17101 Amber Drive	44111

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

MAYOR-Michael R. White
Lavonne Sheffield-Turner, Chief of Staff, Executive Assistant for Policy
Barry Withers, Executive Assistant for Administration
Judith Zimomra, Executive Assistant for Service
Kenneth Silliman, Executive Assistant for Economic Development
Richard Werner, Executive Assistant for Governmental Affairs.
Linda Willis, Director, Office of Equal Opportunity

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

DEPT. OF FINANCE - Kathryn Burrer Hyer, Director, Room 104; Carlean Alford, Manager, Internal Audit
DIVISIONS - Accounts - A. Schneider, Commissioner, Room 19
City Treasury - Mary Christine Jackman, Treasurer, Room 122
Assessments and Licenses - John Hunt, Commissioner, Room 122
Purchases and Supplies - William A. Moon, Commissioner, Convention Center, Clubroom B
Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside Avenue
Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
Financial Reporting and Control - Keith D. Schuster, Acting Controller, Room 18
Information Systems Services - Martin Carmody, Acting Commissioner, 1404 E. 9th St.

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

DEPT. OF PORT CONTROL - William F. Cunningham, Jr., Director, Cleveland Hopkins International Airport, 5300 Riverside Drive; Cleveland Hopkins International Airport - Stephen Sheehan, Commissioner Burke Lakefront Airport - Michael C. Barth, Commissioner

DEPT. OF PUBLIC SERVICE - Henry Guzman, Director, Room 113
DIVISIONS - Waste Collection and Disposal - Larry Hines, Commissioner, 5600 Carnegie Avenue.
Streets - Randell T. Scott, Commissioner, Room 25
Engineering and Construction - J. Christopher Nielson, Acting Commissioner, Rm. 518
Motor Vehicle Maintenance, Donald L. Haskins, Commissioner, Harvard Yards
Architecture - Kenneth Nobilio, Commissioner, Room 517

DEPT. OF PUBLIC HEALTH -Robert O. Staib, Director, Mural Building 1925 St. Clair Avenue.
DIVISIONS - Health - Juan Molina Crespo, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Environment - Carolyn Wallace, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY - William M. Denihan, Director, 1825 Lakeside Avenue.
DIVISIONS - Police - John J. Collins, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street
Fire - William E. Lee, Chief, 1645 Superior Avenue
Traffic Engineering & Parking - David Ritz, Commissioner, 2001 Payne Ave.
Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street
Emergency Medical Service - Bruce Shade, Commissioner, 2001 Payne Ave.

DEPT. OF PARKS, RECREATION & PROPERTIES - Oliver B. Spellman, Jr., Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.
DIVISIONS - Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Property Management - Vernon Robinson, Commissioner, E. 49th & Harvard
Parking Facilities - Michael Cox, Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.

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

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

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

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

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

COMMUNITY RELATIONS BOARD - Room 11, Sam Thomas, III, Exec. Director; Mayor Michael R. White, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilmen Michael Polensek and Edward Rybka, City Council Representatives; Louise Boddie, Jr., Muqit Abdul Sabur, Clifford Savren, Henry Simon, George S. Smilnak, Harry Taketa, Timothy Cosgrove.

CIVIL SERVICE COMMISSION - Room 119, Freddie J. Fenderson, President; James J. Marniella, Vice President; Donna K. Nelson, Secretary; Timothy J. Cosgrove, Member.

SINKING FUND COMMISSION - Michael R. White, President; Patricia Stokes, Asst. Sec'y.; Kathryn Burrer Hyer, Director; President of Council Jay Westbrook.

BOARD OF ZONING APPEALS - Room 516, Valerie Schwonek, Chairman; Dona Brady, Vice-Chairman; Anna Chatman, Paula Phillips, Tony Petkovsek, Anthony Costanzo, Sec'y.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS - Room 516, J. F. Denk, Chairman; J. Bowes, S. K. Birch, Alternate Members - D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.S. Sullivan. Exec. Sec'y.

BOARD OF REVISION OF ASSESSMENTS - Law Director, Sharon Sobol Jordan; Pres. Finance Director, Kathryn Burrer Hyer, Director Sec'y. Council President Jay Westbrook.

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

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

CITY PLANNING COMMISSION - Room 501 - Hunter Morrison, Director; Rev. Albert T. Rowan, Chairman; Todd W. Schmidt, Vice Chairman Thomas D. Corrigan, Anthony J. Coyne, Lawrence A. Lumpkin, Gloria Jean Pinkney, Councilman Edward W. Rybka.

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

MORAL CLAIMS COMMISSION - Sharon Sobol Jordan, Kathryn Burrer Hyer, Councilmen James Rokakis, Jay Westbrook.

BOARD OF EXAMINERS OF ELECTRICIANS - Ralph R. Carpinelli, Chairman; Marion J. Long, Anton J. Eichmuller, Samuel Montfort J. Gilbert Steele, Laszlo V. Kemes, Secretary.

BOARD OF EXAMINERS OF PLUMBERS - Joseph Gyorky, Chrm.; Ben S. Eulinberg, Martin J. Kilbane, Jozef Valencik, Martin Gallagher, Laszlo V. Kemes, Secretary.

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

CLEVELAND MUNICIPAL COURT JUSTICE CENTER-1200 ONTARIO CENTRAL SCHEDULING DEPARTMENT

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

Earle B. Turner-Clerk of Courts, John J. O'Toole-Court Administrator, Robert C. Townsend, II-Bailiff; Kenneth Thomas-Chief Probation Officer, Michelle L. Paris-Chief Referee

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WEDNESDAY, FEBRUARY 14, 1996

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CITY COUNCIL

MONDAY, FEBRUARY 12, 1996

The City Record

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ARTHA WOODS

Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1994-1997

MONDAY—Alternating

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Johnson, Chairman; Rybka, Vice Chairman; Miller, Patton, Paulenske, Robinson, White.

9:30 A.M.—**Public Health Committee:** Robinson, Chairman; Miller, Vice Chairman; Britt, Jackson, Melena, O'Malley, Zone.

MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Coats, Chairman; O'Malley, Vice Chairman; Britt, Johnson, McGuirk, Melena, Smith, Westbrook, White.

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** Patton, Chairman; Smith, Vice Chairman; Jackson, Lewis, Melena, Polensek, Robinson.

MONDAY

2:00 P.M.—**Finance Committee:** Rokakis, Chairman; Westbrook, Vice Chairman; Coats, Johnson, Lewis, McGuirk, Patton, Polensek, Robinson, Rybka, Smith.

TUESDAY

10:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Paulenske, Vice Chairman; Britt, Coats, Lewis, Melena, Patton, Smith, Willis.

1:30 P.M.—**Legislation Committee:** McGuirk, Chairman; Willis, Vice Chairman; Britt, Johnson, Patton, Rokakis, Rybka.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Miller, Chairman; Paulenske, Vice Chairman; McGuirk, Patton, Rokakis, White, Willis.

10:00 A.M.—**Public Safety Committee:** Polensek, Chairman; Willis, Vice Chairman; Jackson, Miller, O'Malley, Patton, Patton, Paulenske, Zone.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Patton, Chairman; Polensek, Vice Chairman; Coats, Lewis, McGuirk, O'Malley, Patton, Willis, Zone.

1:30 P.M.—**City Planning Committee:** Rybka, Chairman; Britt, Vice Chairman; O'Malley, Paulenske, Rokakis, White, Zone.

The following Committee is subject to Call of the Chairman:

Rules Committee: Westbrook, Chairman; Coats, Miller, Robinson, Smith.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio February 12, 1996.
The regular meeting of the Council was called to order, the President, Jay Westbrook in the chair.

Councilmen present: Britt, Coats, Jackson, Johnson, Lewis, McGuirk, Melena, Miller, O'Malley, Patton, Patton, Paulenske, Polensek, Robinson, Rokakis, Rybka, Smith, Westbrook, White, Willis, Zone.

Also present were Chief of Staff Sheffield-Turner, and Directors Sobol Jordan, Hyer, Konicek, Cunningham, Staib, Denihan, Spellman, Hamilton, Nolan, Warren, Axelrod, Thomas, Morrison and Acting Director Scott.

Absent: Mayor White and Director Guzman.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Rev. Eugene Ward, Pastor of Greater Love Missionary Baptist Church. Pledge of Allegiance.

MOTION

On the motion of Mr. Coats, the reading of the minutes of the last meeting be dispensed with and the journal approved.

COMMUNICATIONS

File No. 221-96.
From the Division of Purchases and Supplies re:Emergency Requisition (RE-78290) for water pipe repair at Garrett Morgan Pump Station. Received.

File No. 222-96.
From the City of Broadview Heights re: Resolution No. 96-19, opposing the Cleveland Water Department's proposed rate increase without first pursuing competitive bidding. Received.

File No. 223-96.

From the City of South Euclid re: Resolution No. 9-96, opposing the Cleveland Water Department's proposed rate increases without first pursuing competitive bidding. Received.

File No. 224-96.

From the City of North Royalton re: Resolution No. 96-39, opposing the Cleveland Water Department's proposed rate increases. Received.

File No. 225-96.

From the City of Parma re: Resolution No. 345-95, objecting to a rate increase for the City of Cleveland, Division of Water. Received.

FROM THE DEPARTMENT OF LIQUOR CONTROL

File No. 226-96.

Re: New Application - 3349600 - Linda D. Greene dba Karl's Sunoco Service Station and Carryout, 8404 Carnegie Avenue. (Ward 6). Received.

File No. 227-96.

Re: Transfer of Ownership Application - 3351925 - Green Stores, Inc., 1035 East 185th Street and Gas Pumps. (Ward 11). Received.

File No. 228-96.

Re: Transfer of Ownership Application - 1467414 - Hyunsoo Chung & Hee Yung Chung dba K & S Food Service, 6506 Fleet Avenue. (Ward 12). Received.

File No. 229-96.

Re: Transfer of Ownership Application - 8995561 - Tuson, Inc., dba Gene's Corner Beverage, 14706 Harvard Avenue. (Ward 1). Received.

File No. 230-96.

Re: Transfer of Ownership Application - 7680789 - Salem Quincy Market, Inc., dba Quincy Savmor, 8502 Quincy Avenue. (Ward 6). Received.

File No. 231-96.

Re: Transfer of Ownership Application - 3290405 - Good Time Tavern, Inc., dba Good Time Tavern, 5509 Fleet Avenue. (Ward 12). Received.

File No. 232-96.

Re: Transfer of Ownership Application - 9906561 - Fadia S. Zayed Abas dba Quality Food Market, 2122 West 32nd Street, first floor. (Ward 14). Received.

File No. 233-96.

Re: Transfer of Ownership Application - 0024028 - Adam Abeid, Inc., dba Dairy Mart #5-4448, 3868 East 131st Street. (Ward 2). Received.

COMMUNICATIONS

File No. 64-96-A.

February 7, 1996

To The Honorable Council
of the City of Cleveland:

Ladies and Gentlemen:

Report of the Committee selected to consider the Mayor's appointment to the Landmarks Commission.

We have before us in the Mayor's letter of December 19, 1995 wherein he names his appointment to the Landmarks Commission as follows:

Judge Lillian Walker Burke
(Term expires December 31, 1997)

The Committee hereby recommends that Council approve the appointment as stated above.

Edward W. Rybka, Chairman
Robert J. White
Gary M. Paulenske
Joseph J. Zone
Patricia J. Britt
Patrick J. O'Malley
James Rokakis

Without objection, appointment approved. Yeas 21. Nays 0.

CONDOLENCE RESOLUTIONS

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

Res. No. 273-96. Don Ferris.
Res. No. 274-96. Brenda Reeves.
Res. No. 275-96. Leonard Davis, Sr.

CONGRATULATORY RESOLUTIONS

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

Res. No. 276-96. 1st Annual Christmas Cotillion.
Res. No. 278-96. Leonard and Margaret Miller.
Res. No. 278-96. Collinwood Senior High Boys Basketball Team.
Res. No. 279-96. Collinwood Senior High Girls Basketball Team.
Res. No. 280-96. Cleveland Institute of Music.

RESOLUTION OF RECOGNITION

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

Res. No. 281-96. Gloria McDuffie.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 234-96.
By Mayor White.
An emergency ordinance authorizing the Mayor, or his designee, to accept registration fees, enter into contract for the provision of facilities and refreshments, in connection with the James H. Walker Construction Management Training Course to be conducted by the Minority Business Development Center, Office of Equal Opportunity.

Whereas, the Office of Equal Opportunity is required, pursuant to Section 123.08 of the Codified Ordinances of Cleveland, Ohio, 1976, and the MBE/FBE Code contained in

Chapter 187 thereof, to hold periodic training seminars to assist minority and female business firms; and

Whereas, from March 12, 1996 through May 23, 1996, the Office of Equal Opportunity through the Minority Business Development Center, will be sponsoring the James H. Walker Construction Management Training Course; and

Whereas, the Council of the City of Cleveland has determined that collection of fees and provision of facilities, course supplies, refreshments and a graduation dinner in connection with said training course constitute a public purpose; and

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

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

Section 1. That the Mayor, or his designee, is hereby authorized to accept a registration fee of \$200.00 from every registrant attending the James H. Walker Construction Management Training Course, being held March 12, 1996 through May 23, 1996; to enter into contract with Case Western Reserve University for seminar facilities; and to purchase course supplies, refreshments and food required for the training course and graduation dinner. Such facilities, services and food shall be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Minority Business Development Center, Office of Equal Opportunity, using fees collected for registration, and paid from Fund No. 01-01-13-0380, Request No. 20351.

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

Referred to Directors of Office of Equal Opportunity, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 235-96.

By Councilmen Coats and Rokakis
(by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of guard rail elements, posts, end wings, bolts and washers, for the Division of Streets, Department of Public Service.

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

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

Section 1. That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of guard rail elements, posts, end wings, bolts and washers in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets,

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

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21305)

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

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

Ord. No. 236-96.

By Councilmen Coats and Rokakis
(by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of gutter brooms and gutter broom sets, for the Division of Streets, Department of Public Service.

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

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

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

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases

and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21308)

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

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

Ord. No. 237-96.
By Councilman Coats and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by requirement contract of plow blades and curb bumpers, for the Division of Streets, Department of Public Service.

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

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

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

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21302)

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

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

Ord. No. 238-96.
By Councilmen Coats and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by

requirement contract of traffic cones and safety drums, for the Division of Streets, Department of Public Service.

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

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

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

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21306)

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

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

Ord. No. 239-96.
By Councilmen Coats and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by requirement contract of the rental of large capacity trucks and operators, for the Division of Streets, Department of Public Service.

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

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

Section 1. That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of the rental of large capacity trucks with operators in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases

and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21303)

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

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

Ord. No. 240-96.
By Councilmen Coats and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by requirement contract of rock salt, for the Division of Streets, Department of Public Service.

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

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

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

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

tion against such contract duly certified by the Director of Finance. (RL 21307)

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

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

Ord. No. 241-96.

By Councilmen Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with SCOVEN, LTD., or its designee, to provide economic development assistance to partially finance the expansion of a manufacturing facility, including office space, located at 4310 Carnegie Avenue, Cleveland, Ohio.

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

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

Section 1. That the Director of Economic Development is hereby authorized to enter into a contract with SCOVEN, LTD., or its designee, to provide economic development assistance to partially finance the expansion of a manufacturing facility, including office space at its existing facility located at 4310 Carnegie Avenue, Cleveland, Ohio.

Section 2. That the terms of said loan shall be determined by the Director of Economic Development in accordance with applicable Federal regulations, State and local law, and said director is authorized to amend said terms, from time to time, as he deems necessary to remain consistent with said laws and regulations.

Section 3. That the costs of said contract shall not exceed Three Million Eight Hundred Thousand Dollars (\$3,800,000.00), and shall be paid from Fund Nos. 18 SF 001 and 18 SF 003, Request. No. 22398.

Section 4. That the Director of Economic Development is hereby authorized to accept collateral as said director shall deem adequate in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

Section 5. That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 18 SF 002.

Section 6. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited to and expended from Fund No. 18 SF 004.

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

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

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

Ord. No. 242-96.

By Councilmen Miller and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Port Control to enter into contract without competitive bidding with Property and Lease Management Systems for the purchase of labor and materials needed to install a system to maintain and manage leases and contracts for the various divisions of the Department of Port Control.

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

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

Section 1. That it is hereby determined that the within commodities are non-competitive and cannot be secured from any source other than Property and Lease Management Systems ("PALMS"). Therefore, the Director of Port Control is hereby authorized and directed to make a written contract with said PALMS upon the basis of its proposal dated May 2, 1995, for the labor and materials needed to install a system to maintain and manage leases and contracts, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the various divisions of the Department of Port Control.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 60 SF 001, Request No. 20826.

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 243-96.

By Councilmen Miller and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by contract of an identification badge management system, for the various divisions of the Department of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized and directed to make a written con-

tract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: a computerized/electronic identification badge management system, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the various divisions of the Department of Port Control.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 60 SF 001, Request No. 20824.

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 244-96.

By Councilmen Miller and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by contract of not to exceed two portable light towers, for the various divisions of the Department of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: not to exceed two (2) portable light towers used for emergency illumination, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 60 SF 001, Request No. 20810.

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 245-96.

By Councilmen Miller and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials needed to calibrate and repair existing electric meters, for the Various Divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That the Director of Port Control is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years for the necessary items of labor and materials needed to calibrate and repair existing electric meters on the airfield and surrounding premises in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Various Divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire two years.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20825)

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 246-96.
By Councilmen Miller, Rybka and Rokakis (by departmental request).
An emergency ordinance determining the method of making the public improvement of modifying and improving the Customs and Immigrations facility at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into contract for the making of such improvement; and to employ one or more design firms to provide professional services relating to 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 modifying and improving the Customs and Immigrations facility at Cleveland Hopkins International Airport, Department of Port Control, by contract let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

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

Section 3. That the Director of Port Control is hereby authorized to employ by contract or contracts one or more firms of design consultant for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services to implement the public improvement authorized in Section 1 of this ordinance.

Section 4. That the selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Port Control from a list of qualified consultants available for such improvement as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. The contract or contracts herein authorized shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 5. That the costs of the improvement and professional services hereby authorized shall be paid from Fund No. 60 SF 106, Request Nos. 20827 and 20828.

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

Referred to Directors of Port Control, City Planning Commission, Finance, Law; Committees on Aviation and Transportation, City Planning, Finance.

Ord. No. 247-96.
By Councilmen Patton and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by requirement contract of equipment and appurtenances for Vac-All vacuum catch basin cleaners for the Division of Water Pollution Control, Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of various equipment and appurtenances for Vac-All vacuum catch basin cleaners in the approximate amount as purchased during the

preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water Pollution Control, Department of Public Utilities. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 22126)

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

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

Ord. No. 248-96.
By Councilmen Patton and Rokakis (by departmental request).
An emergency ordinance determining the method of making the public improvement of rehabilitating the exterior surfaces of four water towers, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitating the exterior surfaces of the 1.0 million gallon Keller Tower, 1.0 million gallon Strongsville Tower, and the 3.0 million gallon tower and the 0.5 million gallon tower at Blossom, for the Division of Water, Department of Public Utilities, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

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

Section 3. That the cost of said improvement hereby authorized

shall be paid from Fund No. 52 SF 001, Request No. 20934.

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

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

Ord. No. 249-96.

By Councilmen Patton and Rokakis (by departmental request). An emergency ordinance to amend the title, Section 2 and Section 4 of Ordinance No. 2161-94, passed June 5, 1995, relating to the public improvement of installing cathodic protection for various water mains in the City of Cleveland, for professional services, and to enter into contracts to reimburse public agencies for the performance of said work.

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, Section 2 and Section 4 of Ordinance No. 2161-94, passed June 5, 1995, are hereby amended to read, respectively, as follows:

An emergency ordinance determining the method of making the public improvement of installing cathodic protection for various water mains in the City of Cleveland and authorizing the Director of Public Utilities to enter into contract or contracts for the making of such improvement, provided that such contracts shall be awarded prior to December 31, 1997, and authorizing the Director of Public Utilities to enter into contracts to reimburse public agencies for the performance of such work during construction projects by such agencies, provided that such contracts shall be entered into prior to December 31, 1997, and authorizing said director to employ consultants to provide engineering services for the improvement.

Section 2. That the Director of Public Utilities is hereby authorized and directed to enter into a contract or contracts for the making of the above public improvement with the lowest responsible bidder after competitive bidding upon a unit basis for the improvement, provided, however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract upon a unit basis, and provided further that all such contracts shall be awarded before December 31, 1997.

Section 4. That the Director of Public Utilities is hereby authorized to enter into contracts to reimburse public agencies for the performance of work described in Sections 1 and 3 of this ordinance during construction projects in the City of Cleveland by said agencies, provided, however, that all such contracts shall be entered into before December 31, 1997.

Section 2. That the existing title,

Section 2 and Section 4 of Ordinance No. 2161-94, passed June 5, 1995, are hereby repealed.

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

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

Ord. No. 250-96.

By Councilmen Polensek and Rokakis (by departmental request). An emergency ordinance authorizing and directing the Director of Public Safety to enter into a requirement contract without competitive bidding with Eagle International for the purchase of replacement parts and labor for International trucks in order for such equipment to remain under warranty, for the Divisions of Fire and Emergency Medical Services, Department of Public Safety, for a two year period.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than Eagle International. Therefore, the Director of Public Safety be and he hereby is authorized and directed to make a written requirement contract for the period of two years with said Eagle International for replacement parts and labor for International trucks being used by the Division of Fire and Emergency Medical Services in order for such equipment to remain under warranty, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Divisions of Fire and Emergency Medical Services, Department of Public Safety.

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

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

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

Ord. No. 251-96.

By Councilmen Polensek and Rokakis (by departmental request). An emergency ordinance authorizing the Director of Public Safety to lease a document management system for a period of three years,

at a cost of \$1.00 per year, 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 Director of Public Safety is hereby authorized to lease a document management system from local insurance carriers based on their proposal dated June 12, 1995. The lease shall be for a period of three (3) years at a cost of \$1.00 per year. The cost of the lease authorized by this section shall be paid from Fund No. 01-60-02-0320, Request No. 20096.

Notwithstanding any provision of Section 135.44 of the Codified Ordinances of Cleveland, Ohio, 1976 to the contrary, the Director may, at his discretion, include a provision in the lease to exempt the insurance carriers that provide the system from all or some of the costs charged to others for producing police accident reports. The lease shall be prepared by the Director of Law and contain such provisions as are necessary, in the opinion of the Directors of Public Safety and Law, to protect the interests of the City of Cleveland.

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

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

Ord. No. 252-96.

By Councilmen Polensek and Rokakis (by departmental request). An emergency ordinance authorizing and directing the Secretary of the Civil Service Commission to enter into contract with Barrett and Associates, Inc. to administer, grade and prepare final eligible list for police promotional positions in 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 and directed to enter into contract with Barrett and Associates, Inc. for professional services necessary to administer, grade and prepare final eligible list for police promotional positions in the Division of Police, Department of Public Safety, on the basis of his proposal dated January 11, 1996, in the total sum of \$131,977.00, payable from Fund No. 01-01-08-0320, Request No. 20339, for the Civil Service Commission.

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

from and after the earliest period allowed by law.

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

Ord. No. 253-96.

By Councilmen Polensek and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Secretary of the Civil Service Commission to enter into contract with Norman D. Henderson, Ph.D. to administer, grade and prepare final eligible list for patrol officer positions in 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 and directed to enter into contract with Norman D. Henderson, Ph.D. for professional services necessary to administer, grade and prepare final eligible list for patrol officer positions in the Division of Police, Department of Public Safety, on the basis of his proposal dated January 11, 1996, in the total sum of \$94,600.00, payable from Fund No. 01-01-08-0320, Request No. 20338, for the Civil Service Commission.

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

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

Ord. No. 254-96.

By Councilmen Robinson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1996 Hepatitis B Program.

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

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

Section 1. That the Director of Public Health is hereby authorized to apply for and accept a grant in the estimated amount of \$18,875.00, and such other funds as may become available during the grant period, from the Ohio Department of Health, to conduct the 1996 Hepatitis B Program, for the purposes set forth in the application and according thereto; that the Director of Public Health is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for

said grant, File No. 254-96-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

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

Ord. No. 255-96.

By Councilmen Robinson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1996 Sexually Transmitted Disease Program.

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

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

Section 1. That the Director of Public Health is hereby authorized to apply for and accept a grant in the estimated amount of \$113,542.00, and such other funds as may become available during the grant period, from the Ohio Department of Health, to conduct the 1996 Sexually Transmitted Disease Program, for the purposes set forth in the application and according thereto; that the Director of Public Health is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for said grant, File No. 255-96-A, made a Part hereof as if fully rewritten herein, is hereby approved in all respects.

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

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

Ord. No. 256-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Finance, for the Cleveland Municipal Court, to enter into contract with the Legal Aid Society of Cleveland for legal services necessary to defend indigents charged with violation of ordinances of the City of Cleveland, provided such violation may result in incarceration, for the Cleveland Municipal Court.

Whereas, in *Argersinger v. Hamlin* and *Scott v. Illinois*, the United States Supreme Court held that no indigent criminal defendant may be

sentenced to a term of imprisonment unless he has been afforded the right to assistance of appointed counsel in his defense; and

Whereas, the City of Cleveland, through the Cleveland Municipal Court, is therefore obligated to provide an indigent defendant appointed counsel in order to permit the imposition of a sentence including a term of imprisonment; and

Whereas, it is the recommendation of the Cleveland Municipal Court, the district of which encompasses Bratenahl and the City of Cleveland, that such indigent defense should be provided by the Legal Aid Society of Cleveland; and

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

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

Section 1. That the Director of Finance, for the Cleveland Municipal Court, is hereby authorized and directed to enter into contract with the Legal Aid Society of Cleveland for legal services necessary to defend indigents charged with violation of ordinances of the City of Cleveland, provided such violation may result in incarceration, for the period of one year beginning January 1, 1996 through December 31, 1996, at the estimated cost of \$723,750.00, payable from Fund No. 01-01-15-0320, Request No. 21811.

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

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

Ord. No. 257-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Finance to pay the cost of extraction of 1994 Ohio income tax master file data.

Whereas, the State of Ohio is the sole source of state income tax data; and

Whereas, the State of Ohio has provided 1994 Ohio income tax master file data to the City of Cleveland; and

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

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

Section 1. That the Director of Finance is hereby directed to pay the sum of Eighteen Thousand Two Hundred Fifty-Six Dollars and Fifty-Nine Cents (\$18,256.59) to the Treasurer of the State of Ohio from Fund No. 81 SF 001, Request No. 21213, for extraction from the 1994 Ohio Individual Master File of taxpayer information relating to the communities served by the Central Collection Agency.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

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

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

**Ord. No. 258-96.
By Councilman Rokakis (by departmental request).**

An emergency ordinance authorizing and directing the purchase by requirement contract of fleet washing, for the Division of Purchases and Supplies, Department of Finance, for a period not to exceed two years.

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

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

Section 1. That the Director of Finance is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years for the necessary items of fleet washing in the estimated sum of \$190,000, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Purchases and Supplies, Department of Finance. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire two years.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20941)

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

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

**Ord. No. 259-96.
By Councilman Rokakis (by departmental request).**

An emergency ordinance approving the collective bargaining agreement with Fraternal Order of Police, Lodge No. 8.

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, in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves the collective bargaining agreement with Fraternal Order of Police, Lodge No. 8, as set forth in File No. 259-96-A, for the period from April 1, 1995, through March 31, 1998, which provides, among other things, for a percentage increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

Percentage Increase	Effective Date of Increase
Two percent (2%)	April 1, 1995
Three percent (3%)	April 1, 1996
Three percent (3%)	April 1, 1997

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

Referred to Directors of Personnel and Human Resources, Finance, Law; Committee on Finance.

**Ord. No. 260-96.
By Councilman Rokakis (by departmental request).**

An emergency ordinance approving the collective bargaining agreement with Local 93, International Association of Firefighters.

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, in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves the collective bargaining agreement with Local 93, International Association of Firefighters, as set forth in File No. 260-96-A, for the period from April 1, 1995, through March 31, 1998, which provides, among other things, for a percentage increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

Percentage Increase	Effective Date of Increase
Two percent (2%)	April 1, 1995
Three percent (3%)	April 1, 1996
Three percent (3%)	April 1, 1997

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

Referred to Directors of Personnel and Human Resources, Finance, Law; Committee on Finance.

**Ord. No. 261-96.
By Councilman Rokakis (by departmental request).**

An emergency ordinance authorizing the Director of Law to apply for and accept a grant from the Ohio Department of Development

for the Public Housing Violence Reduction and Mediation Program.

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

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

Section 1. That the Director of Law is hereby authorized to apply for and accept a grant in the amount of \$48,600, from the Ohio Department of Development, to conduct the Public Housing Violence Reduction and Mediation Program, for the purposes set forth in the application and according thereto; that the Director of Law is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for said grant, File No. 261-96-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

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

**Ord. No. 272-96.
By Councilman Patmon.
An emergency ordinance authorizing the Director of the Office of Equal Opportunity to increase employment utilization goals for minorities and females on public works construction projects taking place within the boundaries of the City of Cleveland.**

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

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

Section 1. Legislative Findings. The Employment Affirmative Action and Training Committee of this Council has conducted an investigation of employment equity in the City of Cleveland for minorities and females. Based upon the empirical data derived in support of its study and the testimony, interviews and surveys obtained at committee hearings, the Committee finds that there is evidence of continued discrimination in the construction trades industry against minorities and females. In addition, the Committee makes the following findings:

1. The present federal employment utilization goals of 16.1% for minorities and 6.9% for females that have been used as a benchmark for employment representation since 1972 are outdated and need to be changed;

2. Upon examining nine major construction projects taking place in the City of Cleveland, minority representation ranged from 13% to 36%, with a significant number of these sites utilizing percentages of 22% and higher;

3. The female employment uti-

lization goal of 6.9% is rarely met on a majority of these construction projects;

4. Minorities comprise 53% of the population of the City of Cleveland, 28% of Cuyahoga County and 18% of the Cleveland PMSA and females comprise more than one-half of the population of the City and County in the PMSA area and in minority communities females head up more than one-half of all households. Yet, minorities and females continue to have high unemployment rates and suffer from low access to the construction trades;

5. Minority and female representation in apprenticeship training programs throughout the Cleveland PMSA is below the federal goals of 16.1% for minorities, and 6.9% for females;

6. According to data received from the Equal Employment Opportunity Commission, minority and female membership composition in the local building trade unions in the Cleveland PMSA is below the federal goals.

Section 2. That the Director of the Office of Equal Opportunity is hereby authorized and directed to increase employment utilization goals for minorities and females on public work construction projects taking place in the City of Cleveland consistent with the provisions of this ordinance. For any construction contract advertised after the effective date of this ordinance and having an estimated value of \$100,000 or more, and which is funded entirely by the City of Cleveland or in part with federal grant opportunities for the poor, minorities and/or unemployed including, without limitation, Community Development Block Grants, Urban Development Action Grants and Economic Development Administration Grants, minorities shall perform between 22% and 30% of the total construction worker hours performed by the contractor and subcontractors in the category of unskilled construction laborers, and females shall perform between 6.9% and 10% of such work. In addition, minorities shall perform between 22% and 30% of the total construction worker hours performed by the contractor and subcontractors in the category of skilled construction trade workers, and females shall perform between 6.9% and 10% of such work. These percentage levels are intended as minimum goals for minority and female representation as unskilled laborers and skilled trade workers on the construction project and shall not be construed as limiting or deferring the full utilization of minorities and females beyond these numerical levels.

Section 3. As used in Section 2 of this ordinance, "skilled construction trades workers" includes all work-site foreman, journeyworkers, including technical engineers, apprentices, construction trainees and elevator construction helpers, and apprentices that are in a bona fide apprenticeship training program that is certified by the U.S. Department of Labor Bureau of Apprenticeship and Training. Salaried superintendents are excluded from the coverage of this special provision, as well as other helpers, watchmen, clerical workers, security guards, and custodial workers.

Section 4. In order to verify compliance with this ordinance, a contractor shall provide for the main-

tenance of adequate employee records to ensure that minorities, and females are employed on the project. The contractor and each subcontractor shall maintain copies of personal documents supportive of minority and female hiring, and employment. Weekly certified payroll reports shall be submitted to the Director of the Office of Equal Opportunity in triplicate and shall identify clearly the race and gender of every employee on each submitted certified payroll. The first time that an employee's name appears on a payroll, the date that the company hired the employee should be written in after the employee's name. In the weekly payroll reports, Blacks, Hispanics, Native Americans, Asian Pacific and Asian Indian employees should be listed separately for purposes of the canvassing formula. Full access to the contractor's and each subcontractors' employment record must be granted to the Purchasing Agent, the Commissioner of Purchases and Supplies and the Director of the Office of Equal Opportunity. The contractor and subcontractors shall maintain all relevant personnel data in records for a period of at least three years after final acceptance of the work. All contractors shall be required to follow the 16 step program in order to show that good faith efforts are being implemented to reach employment utilization goals of minorities and females. Good faith efforts on the part of the contractor to provide utilization of minorities, and females shall not suffice to replace the actual, verified achievement of the requirements of this section concerning the worker hours performed by minorities, and females.

Section 5. In accordance with promoting equality of employment for minority and female personnel on construction projects, no employer shall discriminate against any person on the basis of race or sex. Whoever violates this section is guilty of a first degree misdemeanor.

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

Referred to Directors of Equal Opportunity, Finance, Law; Committees on Employment, Affirmative Action and Training, Legislation, Finance.

FIRST READING ORDINANCE REFERRED

Ord. No. 262-96.

By Councilman Willis.

An ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 629.11 thereof, relating to the retail sale for off premises consumption of soft drinks and nonalcoholic beverages in chilled glass bottles.

Whereas, the retail sale of certain soft drinks and nonalcoholic beverages in breakable glass containers which are improperly disposed of when empty has resulted in such a proliferation of broken glass in and upon the streets, parks and other public grounds of the City as to render said public grounds dangerous

to our citizens and particularly to our children; and

Whereas, the problem of broken glass caused by improper disposal of empty softdrink bottles poses a serious health and safety problem; and

Whereas, it is virtually impossible to recycle glass once it is broken and it is virtually impossible to remove all broken glass from grassy areas in parks and recreational areas; and

Whereas, a substantial cause of the problem of broken glass littering streets, sidewalks, parks and other public areas of the City is the improper disposal of empty bottles of soft drinks and nonalcoholic beverages which are sold chilled at retail for off-premises consumption; now, therefore,

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

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Section 629.11 thereof, to read as follows:

Section 629.11 Soft Drinks in Chilled Glass Bottles Prohibited

(a) For purposes of this section:

(1) "Soft drink" shall mean any nonalcoholic flavored carbonated beverage, soda, soda water, fruitade, any nonalcoholic flavored still beverage, including without limitation fruit juice, artificial waters whether carbonated or not, and bottled table waters, seltzer and club soda.

(2) "Chilled" means any temperature below 65° F.

(b) No person shall sell at retail for off premises consumption any soft drink in chilled glass bottles unless packaged in containers of twelve (12) bottles or more.

(c) Whoever violates this section shall be guilty of a minor misdemeanor. In addition to any other method of enforcement provided for in this chapter, the above listed minor misdemeanor may be enforced by the issuance of a citation in compliance with Rule 4.1 of the Ohio Rules of Criminal Procedure.

Section 2. That this ordinance shall take effect and be in force and after the earliest period allowed by law.

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

FIRST READING EMERGENCY RESOLUTIONS REFERRED

Res. No. 263-96.

By Councilman Johnson (by request).

An emergency resolution declaring the intention to vacate a portion of East 92nd Place.

Whereas, this Council is satisfied that there is good cause for vacating a portion of East 92nd Place, as hereinafter described, and

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

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

Section 1. That it hereby declares its intention to vacate:

The following described real property, located in Cleveland, Cuyahoga County, Ohio, and known as being all that portion of: EAST 92ND PLACE, (12.00 feet wide) extending 140.17 feet Northerly from

the Northerly line of Kennedy Avenue S.E. (50.00 feet wide).

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

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

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 264-96.

By Councilmen Paulenske, Smith and Melena.

An emergency ordinance consenting and approving the issuance of a permit for a Marathon and 10K Race on Sunday, May 5, 1996, sponsored by Reveco/Rite Aid.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of a Marathon and 10K Race, sponsored by Reveco/Rite Aid, on Sunday, May 5, 1996, with the Marathon beginning at Cleveland State University (1900 Euclid Avenue), west on Euclid Ave. to Ontario St., north on Ontario St. to Superior Ave., east on Superior Ave. to E. 45th St., north on E. 45th St. to St. Clair Ave., west on St. Clair Ave. to Ontario St., south on Ontario St. to Carnegie Ave., west on Carnegie Ave. to the Hope-Memorial Bridge, west over the Hope-Memorial Bridge to W. 25th St., north on W. 25th St. to Detroit Ave., west on Detroit Ave. to Lake Ave., west on Lake Ave. into the City of Lakewood and return from the City of Lakewood heading east on Lake Ave. to Detroit Ave., east on Detroit Ave. to W. 25th St., south on W. 25th St. to Lorain Ave., east on Lorain Ave. to the Hope-Memorial Bridge, east over the Hope-Memorial Bridge (becomes Carnegie Ave.), east on Carnegie Ave. to E. 14th St., north on E. 14th St. to Euclid Ave., east on Euclid Ave. to the finish line at Cleveland State University on E. 22nd St.; and the 10K Race beginning at Cleveland State University (1900 Euclid Ave.), west on Euclid Ave. to Ontario St., north on Ontario St. to Superior Ave., east on Superior Ave. to E. 45th St., north on E. 45th St. to St. Clair Ave., west on St. Clair Ave. to Ontario St., south on Ontario St. to Euclid Ave., east on Euclid Ave. to the finish line at Cleveland State University on E. 22nd St.; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

Ord. No. 265-96.

By Councilmen Paulenske, Smith, Jackson and Melena.

An emergency ordinance consenting and approving the issuance of a permit for the National City Triathlon (10K Run and 40K Bike Race) on August 25, 1996, sponsored by National City Bank.

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 National City Triathlon (10K Run and 40K Bike Race), sponsored by National City Bank, on August 25, 1996, with the 10K Run beginning at E. 9th St. adjacent to swim exit, proceed south on Erieside, turn right, proceed around Stadium on Erieside up W. 3rd St. to Lakeside, turn right, follow Lakeside under the Shoreway to W. 10th St., turn left on St. Clair (eastbound), turn right on W. 3rd St., proceed on W. 3rd St. to Superior, turn left (eastbound), proceed southeast around Public Square (in front of Terminal Tower) to Euclid (eastbound), proceed up Euclid (on right side of street) to E. 30th St., turn left, proceed up E. 30th St. to Payne, turn left (stay on extreme south side of the street near curb), proceed westbound on Payne to E. 13th St., turn left, proceed on E. 13th St. to Euclid, turn right (on north side), proceed westbound on Euclid to Public Square, proceed in front of the BP Building to Superior and turn left, proceed westbound on Superior to W. 3rd St. and turn right, proceed north on W. 3rd St. to St. Clair and turn left, proceed westbound on St. Clair to W. 6th St. and turn right, proceed north on W. 6th St. to Lakeside and turn right, proceed eastbound on Lakeside to the finish in front of Hanna Fountain; and the 40K Bike Race beginning at the transition area on E. 9th St. adjacent to swim exit, (*) proceed south on E. 9th St. to Lakeside and turn left, proceed eastbound on Lakeside to E. 14th St. and turn right, proceed southbound on E. 14th St. to Payne Ave. and turn left, proceed on Payne (on extreme north side of street) to E. 55th St. and turn left, proceed north on E. 55th St. (on extreme west side of street) to S. Marginal, turn left onto S. Marginal heading westbound to E. 24th St. and turn right, proceed on bridge over Shoreway, make loop onto westbound Shoreway, proceed westbound on Shoreway to West Blvd., make triangle loop, proceed eastbound on Shoreway until E. 9th St. exit and turn right at end of ramp, proceed on E. 9th St. to Lakeside,

complete identical loop as described above (see *), when heading eastbound on Shoreway on second loop, exit at Lakeside, proceed on Lakeside to W. 3rd St. and turn left, follow W. 3rd St. around the Stadium to Erieside, follow Erieside eastbound to E. 9th St. and turn left, follow E. 9th St. north to the transition area and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

Ord. No. 266-96.

By Councilman Smith.

An emergency ordinance consenting and approving the issuance of a permit for a Run on March 16, 1996, sponsored by St. Malachi's Church.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of a Run, sponsored by St. Malachi's Church, on March 16, 1996, beginning on Winslow Ave., Winslow Ave. to Center, Center to River, River to Elm, Elm to Riverbed, Riverbed to Carter, Carter to Scranton, Scranton to Independence, turn around and return along 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. 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 267-96.
By Councilmen Westbrook and Melena.**

An emergency ordinance consenting and approving the issuance of a permit for a Run for the Roses Race on May 4, 1996, sponsored by Hermes Race Systems.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of a Run for the Roses Race, sponsored by Hermes Race Systems, on May 4, 1996, beginning at W. 116th St. and Detroit Ave. (by St. Rose's Church), north on W. 116th St. to Fruitland Ave., east on Fruitland Ave. to W. 115th St., north on W. 115th St. to Harborview, Harborview to Edgewater, Edgewater to Cliff Drive, turn around and return along 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. 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 268-96.
By Councilman Paulenske.**

An emergency ordinance consenting and approving the issuance of a permit for the Cleveland Grand Prix Race on June 23, 1996, 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 Cleveland Grand Prix Race, sponsored by Hermes Race Systems, on June 23, 1996, beginning at Burke Lakefront Airport, Erieside Ave. to W. 3rd St., W. 3rd St. to Lakeside, turn around and return to Burke Lakefront Airport, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

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

Res. No. 269-96.

By Councilman Patmon.

An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 1023 Ansel Road, first floor and basement.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Permit No. 6261442, Mustafa & Brahim, Inc., 1023 Ansel Road, first floor and basement, Cleveland, Ohio 44103, to Permit No. 0037008, Abukhalil & Sons, Inc., dba Abeco Deli, 1023 Ansel Road, first floor and basement, Cleveland, Ohio 44108; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2 and C2X Liquor Permit from Permit No. 6261442, Mustafa & Brahim, Inc.,

1023 Ansel Road, first floor and basement, Cleveland, Ohio 44103, to Permit No. 0037008, Abukhalil & Sons, Inc., dba Abeco Deli, 1023 Ansel Road, first floor and basement, Cleveland, Ohio 44108, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

Res. No. 270-96.

By Councilman Patmon.

An emergency resolution withdrawing objection to the stock transfer of a C2, C2X and D6 Liquor Permit to 584 East 102nd Street, first floor only, and repealing Res. No. 2069-95, objecting to said stock transfer.

Whereas, this Council objected to the stock transfer of a C2, C2X and D6 Liquor Permit to 584 East 102nd Street, first floor only, by Res. No. 2069-95, adopted November 13, 1995; and

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

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

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

Section 1. That objection to the stock transfer of a C2, C2X and D6 Liquor Permit to 584 East 102nd Street, first floor only, be and the same is hereby withdrawn and Res. No. 2069-95, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate stock transfer thereof.

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

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

The rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

Res. No. 271-96.**By Councilman Rybka.**

An emergency resolution objecting to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 3211 East 65th Street, first floor, basement and patio.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit from Permit No. 6110433, Montegut, Inc., dba Stash's Bar, 3211 East 65th Street, first floor, basement and patio, Cleveland, Ohio 44127, to Permit No. 8515522, Stashes, Inc., dba Stashes, 3211 East 65th Street, first floor, basement and patio, Cleveland, Ohio 44127; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit from Permit No. 6110433, Montegut, Inc., dba Stash's Bar, 3211 East 65th Street, first floor, basement and patio, Cleveland, Ohio 44127, to Permit No. 8515522, Stashes, Inc., dba Stashes, 3211 East 65th Street, first floor, basement and patio, Cleveland, Ohio 44127, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

The rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 1411-95.

By Councilmen Britt, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of 11424-32 Cedar Glen Parkway Avenue, pursuant to Section 3735.65 et seq. of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance; when amended as follows:

1. In Section 3, line 8 and in Section 4, line 1, strike "Redevelopment" and insert in lieu thereof "Neighborhood Development"; and at the end of Section 4, insert the following: "That this exemption from real property taxation is contingent upon all applicable requirements of Section 3735.65 et seq. of the Ohio Revised Code and this ordinance having been met."

Amendment agreed to.

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

In compliance with Section 33 of the Charter, a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 1428-95.

By Councilmen Paulenske, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of 1850 Superior Avenue, pursuant to Section 3735.65 et seq. of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance; when amended as follows:

1. In Section 3, line 8 and in Section 4, line 1, strike "Redevelopment" and insert in lieu thereof "Neighborhood Development"; and at the end of Section 4, insert the following: "That this exemption from real property taxation is contingent upon all applicable requirements of Section 3735.65 et seq. of the Ohio Revised Code and this ordinance having been met."

Amendment agreed to.

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

In compliance with Section 33 of the Charter, a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 2019-95.

By Councilmen Britt, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2210 East 84 Street to Famicos Foundation, or its Designee.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2020-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1195 East 80 Street, to Gerald DeBose.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2021-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1245 East 83 Street to Simon and Mandy Howard.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2022-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1344 East 86 Street to Darlene Ronney.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2023-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 7004 Whitney

Avenue to Hiram and Bernice Matthews.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2024-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1576 East 71 Street to Charles J. and R. Durden.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2025-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1534 East 70 Street, separate lots which together comprise P.P. No. 106-09-097, to James and Deloris Holt and Dave Ivy, Jr. and Juanita Ivy, respectively.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2026-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1606 East 94 Street to Joan Jones and Benjamin Jones, Jr.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2027-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1716 East 82 Street to John L. and Naomi Cash.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

The rules were suspended. Yeas 21. Nays 0. Read second time. Read

third time in full. Passed. Yeas 21. Nays 0.

Ord. No. 2028-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9722 Logan Court to Solomon McCall, Jr.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2029-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6911 Hough Avenue to Jay and Joann Arki.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2030-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1385 Addison Road, to Curtis F. and Dorothy M. Allen.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2031-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1627 East 49 Street to Milorad and Milica Jovanovic.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2032-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1893 East 84 Street, to Mary L. Wiseman.

Approved by Directors of Commu-

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

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

Ord. No. 2033-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1250 East 84 Street to Henry and Lucy Banks.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2034-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1410 East 82 Street to Beatrice Q. Johnson.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2035-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1265 East 67 Street to Janis and A. Garancis.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2036-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1190 East 81 Street to Carolyn E. Thompson.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2037-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9110 Blaine Avenue to Elizabeth McGregor.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2038-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6015 Linwood Avenue to James and Louise Brown.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2039-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1628 East 82 Street to Dorothy L. Marlow.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2040-95.

By Councilmen Lewis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1110 East 79 Street to Calvester and Lula Betts.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2044-95.

By Councilmen Patmon, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 873 Ansel Road to Phillip J. Shepherd.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2102-95.

By Councilmen Jackson, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6810 Kinsman Road and 6822-28 Kinsman Road to JoAnn and Casell Moore.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2103-95.

By Councilmen Jackson, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2249 East 73 Street to Gloria O. Turner.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2105-95.

By Councilmen Jackson, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 7314 Montgomery Avenue to Bessie A. McNair.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2108-95.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use, identified as Permanent Parcel No. 102-16-001 (partial) and located at 2326 St. Clair Avenue, Cleveland, Ohio, to Albert Calta.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2111-95.

By Councilman Paulenske (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Federal Reserve Bank of Cleveland to encroach into the public right-of-way of Rockwell Avenue N.E. with fuel oil fill and vent containers.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by

Committees on Public Service, City Planning, Finance.

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

Ord. No. 2118-95.

By Councilmen Willis, Pianka, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 11334 Knowlton Avenue to Ernestine McDonald.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2179-95.

By Councilmen Jackson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Federation for Community Planning for the 1996 Health Services for Residents of Public Housing Program.

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

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

Ord. No. 2282-95.

By Councilmen Jackson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into a contract with the Cuyahoga County Solid Waste District wherein the Department of Public Health shall receive compensation for conducting inspections of solid waste facilities.

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

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

Ord. No. 2286-95.

By Councilmen Rybka and Rokakis (by departmental request).

An emergency ordinance to amend Section 2 of Ordinance No. 1217-85, passed June 10, 1985, as amended by various ordinances, relating to applying and accepting grants from The George Gund Foundation and The Cleveland Foundation for purposes of the Civic Vision Program and to enter into various professional service contracts necessary for the implementation of the Program.

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

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

Ord. No. 30-96.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by

requirement contract of uniformed security guards at various outdoor pools and recreation centers, for the Division of Recreation, Department of Parks, Recreation and Properties, for the period not to exceed nine months.

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

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

Ord. No. 37-96.

By Councilmen Polensek and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials needed to repair and maintain overhead doors at various locations, for the Division of Fire, Department of Public Safety, for a period not to exceed two years.

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

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

Ord. No. 38-96.

By Councilmen Robinson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the United States Environmental Protection Agency for the 1995-1997 Toxic Control Substance Program.

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

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

Ord. No. 85-96.

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

An emergency ordinance authorizing the Directors of Parks, Recreation and Properties and Personnel and Human Resources, to employ one or more temporary employment agencies, to provide professional services to supply temporary and seasonal personnel for the Department of Parks, Recreation and Properties.

Approved by Directors of Parks, Recreation and Properties, Personnel and Human Resources, Finance, Law; Relieved of Committees on Employment, Affirmative Action and Training, Finance; Recommended by Committee on Public Parks, Property and Recreation.

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

Ord. No. 86-96.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of herbicide, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties.

Approved by Directors of Parks, Recreation and Properties, Finance,

Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

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

Ord. No. 92-96.

By Councilmen Robinson and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Public Health to lease space located at the Midway Building, 3030 Euclid Avenue, from Hug-John, Inc., for a two-year term, for the operation of the City of Cleveland's CenterPoint/Reward Program.

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

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

SECOND READING EMERGENCY RESOLUTION ADOPTED

Res. No. 2289-95.

By Councilman Zone (by departmental request).

An emergency resolution declaring the intention to vacate portions of Rusk Court N.W. and West 106th Place.

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

The rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

THIRD READING EMERGENCY ORDINANCES PASSED

Ord. No. 2280-95.

By Councilmen Coats and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials needed to repair packer bodies, excluding cylinders, for the Division of Waste Collection and Disposal, Department of Public Service.

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

Ord. No. 2281-95.

By Councilmen Coats and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials needed to repair compactors, tire shredders and push pits at the Ridge Road Transfer Station, for the Division of Waste Collection and Disposal, Department of Public Service.

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

Ord. No. 29-96.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of various pool chemicals, for the Division of Recreation, Department of Parks, Recreation and Properties.

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

Ord. No. 31-96.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of exterminating services, for the Division of Recreation, Department of Parks, Recreation and Properties.

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

Ord. No. 32-96.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of shirts for full-time and seasonal recreation employees, for the Division of Recreation, Department of Parks, Recreation and Properties.

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

Ord. No. 33-96.

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to apply for and accept a grant from the Ohio Department of Education for the 1996 Summer Food Program; authorizing and directing the purchase by requirement contract of breakfasts and lunches for said Program and for food to be served at Camp George L. Forbes as part of said Program and for the Division of Recreation, Department of Parks, Recreation and Properties; and authorizing said Director to contract with ten non-profit organizations for the implementation of said Program.

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

Ord. No. 154-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance approving the collective bargaining agreement with Cleveland Association of Rescue Employees.

Read third time. Passed. Yeas 20. Nays 1. Those voting yeas were Councilmen: Britt, Coats, Jackson, Johnson, Lewis, McGuirk, Melena, Miller, O'Malley, Patmon, Patton, Paulenske, Robinson, Rokakis, Rybka, Smith, Westbrook, White, Willis, Zone. Those voting nay: Councilman Polensek.

MOTION

The Council adjourned at 9:00 p.m. to meet on Monday, February 26, 1996 at 7:00 p.m.



Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

February 7, 1996

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 7, 1996, at 10:30 a.m., with Mayor White presiding.

Present: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Absent: None.

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

On motion, the following resolutions were adopted.

Resolution No. 61-96.

By Director Hyer.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 700-95, passed May 22, 1995, the firm of Coopers & Lybrand L.L.P. is hereby selected from a list of qualified accountants, determined after a full and complete canvass by the Director of Finance as the firm to be employed by contract for the purpose of providing professional services for the audit of the City of Cleveland's required financial reports for the year ending December 31, 1995, with four (4) options, exercisable by the Director of Finance, to renew the contract for such audits for the one (1) year periods ending December 31, 1996, 1997, 1998, and 1999.

Be it further resolved that the Director of Finance hereby is requested to enter into a written contract with Coopers & Lybrand L.L.P., on the basis of its proposal dated October 26, 1995, which contract shall be prepared by the Director of Law and shall provide for the furnishing of professional services as contained in said proposal, for a total cost not to exceed three hundred and eighty thousand eight hundred seventy-five dollars (\$380,875) for the 1995 audit, and three hundred and seventy-seven thousand five hundred dollars (\$377,500), three hundred and eighty-five thousand dollars (\$385,000), three hundred and ninety-two thousand five hundred dollars (\$392,500), and four hundred thousand dollars (\$400,000) for the 1996, 1997, 1998, and 1999 audit options, respectively. Said contracts shall be prepared by the Director of Law and shall contain such additional terms and conditions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of Dingus and Daga, Inc. as subcontractor to Coopers & Lybrand L.L.P. is hereby approved.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 62-96.

By Director Konicek.

Whereas, pursuant to authority of Ordinance No. 111-93, passed by the Council of the City of Cleveland on

February 8, 1993, and Resolution No. 105-95, adopted by this Board of Control on February 15, 1995, the City, through its Director of Public Utilities, entered into an agreement with the firm of Finkbeiner, Pettis & Strout, Limited ("Consultant"), Contract No. 48626 for the design services required for the public improvement of Spring Road Relief Sewer; and

Whereas, the City desires to modify the scope of services to include additional design development services, soil investigations and other engineering services for an additional 715 lineal feet of sewer between West 11th Street and Jennings Road and an additional 300 feet of overflow sewer between the Jennings Road regulator chamber and the culvertied Spring Creek. The total revised project will consist of 4,415 lineal feet.

Whereas, Consultant has proposed by its December 4, 1995 letter to provide such additional consulting services for an amount not to exceed \$19,970.00; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Public Utilities is hereby authorized to enter into a first modification to Contract No. 48626 with Finkbeiner, Pettis, & Strout, Limited for the additional design services required for the public improvement of Spring Road Relief Sewer, on the basis of Consultants December 4, 1995 proposal letter. The compensation for such additional services shall not exceed a total of \$19,970.00, thereby increasing the total compensation under the agreement as modified from \$73,880.00 to \$93,850.00. The modification authorized hereby shall be prepared by the Director of Law and shall include such additional provisions as said Director deems necessary to benefit and protect the public interest.

Be it further resolved that Resolution No. 105-95 is hereby amended by increasing the amount of participation of subconsultant Ralph C. Tyler, P.E., P.S., Inc., from 30% to 34.15%. All other provisions of said Resolution No. 105-95 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 63-96.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that Board of Control Resolution No. 862-95, adopted November 22, 1995, approving the bid of Integrated Business Supplies, Inc. for paper products, item 4, for the Division of Water, Department of Public Utilities, is hereby amended by deleting the words in "Integrated Business Systems" and substituting therefor the words, "Integrated Business Supplies, Inc."

Be it further resolved that all other provisions of said Resolution No. 862-95 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek,

Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 64-96.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that Board of Control Resolution No. 4-96, adopted January 3, 1996, approving the bid of Integrated Business Supplies, Inc. for paper products, items 1, 2 and 3, for the Division of Water, Department of Public Utilities, is hereby amended by deleting the words "Integrated Business Systems" and substituting therefor the words, "Integrated Business Supplies, Inc."

Be it further resolved that all other provisions of said Resolution No. 4-96 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 65-96.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Towlift, Inc., for the following: one (1) propane gas forklift truck, (All Items), for the Division of Water, Department of Public Utilities, received on the 12th day of January, 1996, pursuant to the authority of Ordinance No. 1911-94, passed March 6, 1995, which on the basis of order quantities would amount to Thirty-Four Thousand Thirty-Eight Dollars (\$34,038.00), (Net), is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Towlift, Inc., for the abovementioned standard purchase is hereby approved.

SUBCONTRACTOR	WORK
Friendly Delivery Corp.	(\$108.50) MBE

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 66-96.

By Director Cunningham.

Resolved by the Board of Control of the City of Cleveland that all bids received on December 29, 1995 for labor and materials for upgrading Terminal HVAC system for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 2241-94, passed by the Council of the City of Cleveland on May 8, 1994, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek,

Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 67-96.

By Director Cunningham.
Resolved, by the Board of Control of the City of Cleveland that the bid of Dover Elevator Company for an estimated quantity of labor and materials to maintain and repair elevators and escalators (Item Nos. 1, 2, 3, 4, 5, and 6 (including 30% off list)) for the Various Divisions of the Department of Port Control, for the period of two (2) years commencing with the execution of contract received on the 25th day of January, 1996, pursuant to the authority of Ordinance No. 825-95, passed June 12, 1995, which on the basis of the estimated quantity would amount to Six Hundred Sixty-Seven Thousand Five Hundred Eighty and no/100 (\$667,580.00) Dollars, is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 81261

which shall be certified against such contract in the sum of Sixty-Seven Thousand Five Hundred and no/100 (\$67,500.00) Dollars.

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

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 68-96.

By Director Guzman.
Resolved by the Board of Control of the City of Cleveland that all bids received on January 12, 1996 for Hydraulic Pumps, Motors, Valves (All Items), for the Division of Motor Vehicle Maintenance, Department of Public Service, pursuant to the authority of Ordinance No. 2004-94, passed by the Council of the City of Cleveland on December 12, 1994, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 69-96.

By Director Denihan.
Resolved, by the Board of Control of the City of Cleveland that the bid of Tom Paige Catering Co. for an estimated quantity of Meals for the Prisoners, All Items, 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

January 11, 1996, pursuant to the authority of Ordinance No. 1443-95, passed November 20, 1995, which on the basis of the estimated quantity would amount to five hundred fourteen thousand, eight hundred eleven and 64/100 Dollars (\$514,811.64), 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. 67388

Prisoner meals for the month of February, 1996, as specified which shall be certified against such contract in the sum of Fifty thousand and no/100 Dollars (\$50,000.00).

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: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 70-96.

By Director Spellman.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of EnviroCom Construction, Inc., including deduct Alternate Nos. 1 and 3, and add Alternate No 4, for the public improvement of constructing a meeting room addition at the John F. Kennedy Recreation Center, for the Division of Recreation, Department of Parks, Recreation and Properties, received on January 4, 1996, pursuant to the authority of Ordinance Nos. 807-93 and 1113-92 passed June 14, 1993 and June 15, 1992, respectively, for a gross price for the improvement in the aggregate amount of Three Hundred Fifty Thousand and no/100 Dollars (\$350,000.00), is hereby affirmed and approved as the lowest responsible bid; and the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved, that the employment of the following subcontractors to EnviroCom Construction Inc., is hereby approved:

Artisan Electric
MBE, 6%

Able Fence and Guardrail
FBE, .002%

Cavotta Landscapers Inc.
FBE, .009%

Gratton Building Specs, Inc.
FBE, .001%

Yeas: None.

Nays: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Absent: None.

Resolution No. 71-96.

By Director Spellman.

Whereas, on January 3, 1996, the Board of Control of the City of Cleveland adopted Resolution No. 10-96, authorizing the Director of Parks, Recreation and Properties to enter into a property adoption agreement with the Cleveland Radio Control Club to utilize and maintain property described therein for a term of three (3) years; and

Whereas, the Director desires to amend Resolution 10-96 to change the term of the agreement from three (3) years to one (1) year, subject to two one (1) year renewal term; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 10-96 adopted on January 3, 1996, is hereby amended to provide that the term of the agreement shall commence January 1, 1996, and shall continue for a period of one (1) year, until December 31, 1996, and that the term shall be renewable for two (2) additional one (1) year periods, through December 31, 1998, subject to earlier revocation at the will of the Director.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 72-96.

By Director Spellman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Millar Elevator Service Company for an estimated quantity of elevator maintenance in City Hall, (All Items), for the Division of Property Management, Department of Parks, Recreation and Properties, for the period of five (5) years beginning with the date of execution of a contract received on the 12th day of January, 1996, pursuant to the authority of Ordinance No. 1236-95, passed November 20, 1995, which on the basis of the estimated quantity would amount to One Hundred Thirty-Two Thousand, Sixty-Six and 00/100ths (\$132,066.00) Dollars, (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 74048

which shall be certified against such contract in the sum of Twenty-Six Thousand, Five Hundred Thirty-Two and 00/100ths (\$26,532.00) Dollars.

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

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 73-96.

By Director Spellman.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of R. J. Platten, Contracting Co. for the public improvement of Emery Park Site Improvements for bid items 1-25, 27-73, including Alternate Bid Item 5, and Add Alternate Bid Items 1-7, 9-13, 15, 16 and including the adjusted 3% contingency line item, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, received on November 29, 1995, pursuant to the authority of Ordinance No. 1455-94, passed November 21, 1994, upon a unit basis, for the improvement in the aggregate amount of Three Hundred Fifty-Seven Thousand, Three Hundred Sixty Dollars and 30/100, (\$357,360.30) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors for R. J. Platten Contracting Co. on the public improvement contract for Emery Park Site Improvements hereby are approved:

SUBCONTRACTORS**RESPONSIBILITY**

United Ready Mix	Concrete Supply (MBE)
Barrow Sign Co.	Signs (FBE)
Cook Paving	Asphalt (MBE)
Cooper Landscaping	Landscaping (MBE)
Thompson Ground Development	Trucking, Hauling, Topsoil (MBE)

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 74-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 010-12-137 located at 4894 West 14 Street, rear, in Ward 16; 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, David L. and Eileen M.

Curtis, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 16 has consented to the proposed sale;

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

3. The proposed purchasers of said parcel are neither tax delinquent nor in violation of the Building and Housing Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with David L. and Eileen M. Curtis for the sale and development of Permanent Parcel No. 010-12-137 located at 4894 West 14 Street, rear, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 75-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 109-04-159 located at 10415 Kempton Avenue in Ward 8; 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, Joyce Hudson, 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 8 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 Codes; 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 Commu-

nity Development, and the Mayor is hereby authorized to execute an Official Deed for and on behalf of the City of Cleveland with Joyce Hudson for the sale and development of Permanent Parcel No. 109-04-159 located at 10415 Kempton Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 76-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 119-29-140 located at 2210 East 84 Street in Ward 6; and

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

Whereas, Famicos Foundation or its Designee, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has consented to the proposed sale;

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

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Famicos Foundation or its Designee for the sale and development of Permanent Parcel No. 119-29-140 located at 2210 East 84 Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting

Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 77-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 135-15-007, southwesterly half, located at 11226 Clarebird Avenue in Ward 3; 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, Sandy and Martha I. Pickens, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 has consented to the proposed sale;

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

3. The proposed purchasers of said parcel are neither tax delinquent nor in violation of the Building and Housing Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Sandy and Martha I. Pickens for the sale and development of Permanent Parcel No. 135-15-007, southwesterly half, located at 11226 Clarebird Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 78-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 023-07-072 located at 4359 West

143 Street, rear, in Ward 20; 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, Rev. Anthony M. Pilla, Bishop of Cleveland, 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 20 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 Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Rev. Anthony M. Pilla, Bishop of Cleveland for the sale and development of Permanent Parcel No. 023-07-072 located at 4359 West 143 Street, rear, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 79-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 006-05-091 located at 7505 Dudley Avenue in Ward 17; 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, Cleveland Housing Network, Inc., 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 17 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 Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Cleveland Housing Network, XII for the sale and development of Permanent Parcel No. 006-05-091 located at 7505 Dudley Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 80-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 008-04-099 located at 2828 West 11 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, Petrunela Dowhaniuk, 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 Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Petrunela Dowhaniuk for the sale and development of Permanent Parcel No. 008-04-099 located at 2828

West 11 Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 81-96.

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 138-10-024 located at 13005 Ferris Avenue in Ward 2; 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, Roger Maple, 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 2 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 Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Roger Maple for the sale and development of Permanent Parcel No. 138-10-024 located at 13005 Ferris Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 82-96.

By Director Hamilton.

Whereas, pursuant to Ordinance No. 2076-76, passed October 25, 1976,

the City is conducting a Land Reutilization Program ("Program") in accordance with the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under said Program, the City has acquired Permanent Parcel No. 118-02-033 located at 1928 East 57 Street in Ward 5; 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, Kingston Properties, Ltd., 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 5 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 Codes; 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 authorized to execute an Official Deed for and on behalf of the City of Cleveland with Kingston Properties, Ltd., for the sale and development of Permanent Parcel No. 118-02-033 located at 1928 East 57 Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

Be it further resolved the consideration for said parcel shall be \$5,400, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 83-96.

By Director Warren.

Be it resolved, by the Board of Control of the City of Cleveland that pursuant to authority of Ordinance No. 1094-95, passed by the City Council of the City of Cleveland June 19, 1995, the Urban Land Institute ("Institute") is hereby selected based upon its unique qualifications for the purpose of providing professional services for a Panel Advisory Study to identify industrial and commercial economic development strategies for the Collinwood area of the City of Cleveland.

Be it further resolved that the Director of Economic Development is hereby authorized to enter into contract with said Institute based upon the City's application to the Institute dated November 22, 1995, and the Institute's acceptance dated December 21, 1995, which contract shall provide that the compensation

to said Institute shall be \$33,417.00, shall be prepared by the Director of Law, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 84-96.

By Director Hyer.

Resolved, by the Board of Control of the City of Cleveland that the bid of RIS Paper Company for an estimated quantity of paper stock and envelopes (Items: #1, 3, 10, 11, 12, 13, 14, 15, 21, 23, 24, 26, 27, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 44, 47, 48, 49, 53, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66, 67, 68, 91, 96, 101, 106, 132, 143, 150, 160, 161, 172, 184, 185, 186) for the Division of Printing and Reproduction, Department of Finance, for the period beginning with the date of execution of a contract received on the 10th day of November, 1995, pursuant to the authority of Ordinance No. 1764-95, passed November 20, 1995, which on the basis of the estimated quantity would amount to Two Hundred Seventy-One Thousand, Eight Hundred Forty-Two and 95/100 (\$271,842.95) Dollars, is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 72534

Requisition No. 72535

which shall be certified against such contract in the sum of Eighteen Thousand, Four Hundred Fifty-Six Dollars and 56/100 (\$18,456.56) Dollars.

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

Yeas: Mayor White, Acting Director Marks, Directors Hyer, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Acting Director Haviland, Director Axelrod.

Nays: None.
Absent: None.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

Application blanks must be properly filled out on the official form prescribed by the Civil Service Com-

mission and filed at the office of the commission not later than the final closing date stated in the examination announcement.

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

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

FREDDIE J. FENDERSON,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, FEBRUARY 26, 1996

9:30 A.M.

Calendar No. 96-8: 12401 Brackland Ave., N.E.

Ministerial Day Care Head Start Association, owner, c/o Verneda Bentley, to construct an off-street parking lot, accessory to the proposed day care center at 12416 Brackland Ave., on the westerly 84' x 115' (approximate) portion of the 251' x 148' irregular shaped corner through parcel located in a Multi-Family District on the northeast corner of E. 124 St. and Brackland Ave. and extending through to E. 125 St. and known as 12401 Brackland Ave.; said use as a parking lot being contrary to the residence use limitations of Section 337.08 of the Codified Ordinances.

Calendar No. 96-9: 11418-20 Woodland Ave., S.E.

Edward Jones, Jr., owner, to erect a 60' x 80' one story masonry automobile laundry building on the rear of the 130' x 140' corner parcel located in a General Retail District on the southwest corner of Woodland Ave. and E. 115 St. at 11418-20 Woodland Ave.; the premises of said proposed automobile laundry to be immediately adjacent to a Residence District to the south instead of 100' therefrom and there being insufficient accessory off-street parking on the premises contrary to Section 349.04 and said premises not to conform to the landscaping provisions of Sections 352.08, 352.09, 352.10 and 352.11 of the Codified Ordinances.

Calendar No. 96-10: 3475 Ridge Rd., S.W.

Entertainment Group Inc. dba United Skates of America, applicant, c/o Kenny Montoya, appeals, under authority of Section 76-6 of the Charter and Section 694.09, from the refusal to issue a Roller Rink license for the establishment at 3475 Ridge Rd.; said refusal being by John A. Hunt, Commissioner of Assessments and Licenses, based upon the recommendation of William Denihan, Director of Public Safety.

ANTHONY COSTANZO,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, FEBRUARY 12, 1996

At the Meeting of the Board of Zoning Appeals, on, Monday, February 5, 1996, the following appeals were heard by the Board, and, on, Monday, February 12, 1996 were decided by the Board.

The following appeal was **Granted:**

Calendar No. 95-244: 12602 Gay Avenue, S.E.

Jonnie M. Wallace, owner, to convert to a dwelling unit for a total of 4 dwelling units.

The following appeal was **Dismissed:**

Calendar No. 96-19: 10613 Lamontier

The following appeals were **Postponed:**

Calendar No. 95-241: 2169 W. 7th St. to February 26, 1996.

Calendar No. 95-242: 2173 W. 7th St. to February 26, 1996.

ANTHONY COSTANZO,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
February 7, 1996

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

* * *

Docket A-185-95.

RE: Appeal of Arto Green, Owner of the Residential Property located on the premises known as 9112 Harvard Avenue from a PERMIT EXTENSION of the Commissioner of the Division of Building and Housing dated December 18, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant six months (6 mos.) in which to abate the violations and close out the permits. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at this time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by August 21, 1996. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

* * *

Docket A-186-95.

RE: Appeal of Willie Averyhart, Owner of the Residential Property located on the premises known as 14600 Brookpark Road from a CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated September 29, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant six months (6 mos.) in which to abate the violations, and to permit the property to be occupied with the approval of the Building Department; to require that the property be maintained boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at this time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by August 21, 1996. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Bowes.

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

* * *

Docket A-187-95.

RE: Appeal of The Huntington National Bank, Mortgagee of the Residential Property located on the premises known as 10523 Helena Avenue from a CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated December 8, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant six months (6 mos.) in which to obtain permits and abate the violations, or assign the property for abatement; to require that the property be maintained boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at this time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by August 21, 1996. Motion so in order.

Motioned by Mr. Sullivan and seconded by Mr. Birch.
Yeas: Messrs. Denk, Bowes, Birch, Williams, Sullivan. Nays: None.

* * *

Docket A-188-95.

RE: Appeal of Patricia Gonzales, Owner of the Residential Property located on the premises known as 10309-11 Parkgate Avenue from a CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated November 22, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant one month (1 mo.) in which to obtain permits and six months (6 mos.) in which to abate the violations; the property is to be inspected in three months (3 mos.) for satisfactory progress. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at this time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENT TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by August 21, 1996. Motion so in order. Motioned by Mr. Birch and seconded by Mr. Sullivan.

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

* * *

Docket A-189-95.

RE: Appeal of Chemical Residential Mortgage Corporation, Mortgagee of the Property located on the premises known as 12904 Lenacrave Avenue from a CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated November 30, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

No Action.

* * *

Docket A-190-95.

RE: Continuance of Appeal of Greater Cleveland R.T.A., Owner of the Property located on the premises known as 1230 West 6th Street from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated December 4, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance (Table 503.0) and allow the floor addition to be constructed as indicated on the drawings, noting that the Article 34 compliance requirements have been met and accede the building construction as is presented, also noting that this

results in a safer building had the addition not been made. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Birch.

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

* * *

Docket A-3-96.

RE: Appeal of Eleanore Middleton, Owner of the Residential Property located on the premises known as 2176 West 44th Street from a CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated December 13, 1995, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 2176 West 44th Street to the Division of Building and Housing for assistance and further action. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Birch.

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

* * *

Docket A-14-96.

RE: Appeal of C.M.H.A./Carver Park Estates, Owner of the Property located on the premises known as 2370 Unwin Road from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated February 2, 1996, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to OBBC Section 1014.3.2 and permit the three foot (3 ft.) landing requirement to be constructed as indicated on (Drawing AO-1 dated 02/06/96), and noting the conformance of the adjacent corridor and upper area of the landing to the Code. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

* * *

Docket A-18-96.

RE: Appeal of Cleveland Public Library, Owner of the Property located on the premises known as 525 Superior Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated February 5, 1996, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

No action.

* * *

APPROVAL OF RESOLUTIONS:

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

- A-176-95—Mazzella Family Co.
- A-183-95—United Companies Lending Corporation
- A-184-95—Phillip J. & Kathleen L. Benco
- A-5-96—University Hospitals of Cleveland
- A-10-96 Kamms Plaza Shopping Center
- A-11-96 Jorge Santiago

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

* * *

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

- A-179-95—Horace Foster
- A-182-95—Source One Mortgage Services Corporation
- A-2-96—S & Z Tool and Die

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

* * *

APPROVAL OF MINUTES:

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

January 24, 1996

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

* * *

JOSEPH F. DENK,
CHAIRMAN

PUBLIC NOTICE

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

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

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

NOTICE OF PUBLIC HEARING

**Notice of Public Hearing
By the Council Committee
on City Planning**

**In the Council Chambers
of City Hall,
Cleveland, Ohio
On Wednesday, February 21st, 1996
12:30 A.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing on the Second Floor in Council Chambers of City Hall, Cleveland, Ohio, on Wednesday, February 21st, 1996, at 12:30 P.M., to consider the following

ordinances now pending in the Council:

Ord. No. 1838-95.

By Councilman Paulenske.
An ordinance to change the Use District of lands approximately 148' northwest of Superior Avenue, N.E. and approximately 330' southeast of St. Clair Avenue, N.E. between E. 24 and E. 25 Street. (Map Change No. 1888, Sheets Nos. 4 & 5).

Ord. No. 2052-95.

By Councilman Smith.
An ordinance to change Use, Area, and Height Districts of lands on both sides of Lorain Avenue between W. 44 Street and Fulton Road. (Map Change No. 1885, Sheet No. 1)

Ord. No. 2053-95.

By Councilman Smith.
An ordinance to change the Use District of lands on both sides of Lorain Avenue between West 52 Street and West 44 Street. (Map Change No. 1884, Sheet No. 1)

Ord. No. 2119-95.

By Councilman Smith.
An ordinance to change the Use District of lands on the northerly side of Trent Avenue, S.W. and the easterly side of W. 40 Street. (Map Change No. 1892, Sheets Nos. 1 & 2)

Ord. No. 2247-95.

By Councilman McGuirk.
An ordinance establishing the Kamm's Corners Business Revitalization District. (Map Change No. 1889, Sheet No. 12)

Ord. No. 2287-95.

By Councilman Brady.
An ordinance to change the Use, Area, and Height Districts of lands north of Rusk Court, N.W. between West 106 Street and West 105 Street. (Map Change No. 1895, Sheet No. 2)

All interested persons are urged to be present or to be represented at the above time and place.

Edward W. Rybka,
Chairman
Committee on City Planning

February 7 and February 14, 1996

CITY OF CLEVELAND BIDS

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Clubroom B, Convention Center, in accordance with the appended schedule, and will be opened and read in Clubroom B, Convention Center, 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 advertise-

ment: "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, FEBRUARY 23, 1996

Frame Repair, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1751-95, passed by the Council of the City of Cleveland, November 27, 1995.

February 7 and February 14, 1996

THURSDAY, FEBRUARY 29, 1996

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

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

Pool Filtration System, for the Division of Property Management, Department of Parks, Recreation and Properties as authorized by Ordinance No. 1229-95, passed by the Council of the City of Cleveland, November 20, 1995.

February 7 and February 14, 1996

FRIDAY, MARCH 1, 1996

Crane Carrier Cab and Chassis Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1748-95, passed by the Council of the City of Cleveland, November 27, 1995.

Galion Equipment Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1752-95, passed by the Council of the City of Cleveland, November 27, 1995.

February 7 and February 14, 1996

FRIDAY, MARCH 8, 1996

Ford Truck Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Ser-

vice, as authorized by Ordinance No. 1746-95, passed by the Council of the City of Cleveland, November 27, 1995.

February 7 and February 14, 1996

WEDNESDAY, MARCH 6, 1996

Stop Cock Boxes, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of the City of Cleveland, 1976.

Powdered Activated Carbon, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of the City of Cleveland, September 21, 1992.

February 14 and February 21, 1996

FRIDAY, MARCH 8, 1996

Hi-Way Spreader and Insert Parts, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1750-95, passed by the Council of the City of Cleveland, November 27, 1995.

Everest Parts, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1782-95, passed by the Council of the City of Cleveland, November 27, 1995.

February 14 and February 21, 1996

THURSDAY, MARCH 14, 1996

R-1, Construction Modifications to Existing 13.8 kV Electrical Distribution System, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1071-93, passed by the Council of the City of Cleveland, June 7, 1993.

February 14 and February 21, 1996

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 212-96.

By Councilman Willis.

An emergency resolution objecting to the transfer of ownership and location of a C1 and C2 Liquor Permit to 10509 Ashbury Avenue.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a C1 and C2 Liquor Permit from Permit No. 17092950005, Convenience Plus Mart, Inc., dba Convenience Plus Mart, 16505 Miles Avenue, Cleveland, Ohio 44128, to Permit No. 1709295-00055, Convenience Plus Mart, Inc., & 10509 Ashbury, Inc., A Joint Venture, dba First Choice Beverage, 10509 Ashbury Avenue, Cleveland, Ohio 44106; and

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

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

ordinances of this state or any other state; and

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership and location of a C1 and C2 Liquor Permit from Permit No. 17092950005, Convenience Plus Mart, Inc., dba Convenience Plus Mart, 16505 Miles Avenue, Cleveland, Ohio 44128, to Permit No. 1709295-00055, Convenience Plus Mart, Inc., & 10509 Ashbury, Inc., A Joint Venture, dba First Choice Beverage, 10509 Ashbury Avenue, Cleveland, Ohio 44106, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted February 5, 1996.
Effective February 13, 1996.

Res. No. 213-96.
By Councilman Westbrook.
An emergency resolution confirming the term of leases for photocopy machines entered into pursuant to Ordinance No. 2320-90, passed January 14, 1991.

Whereas, pursuant to Ordinance No. 2320-90, passed January 14, 1991, this Council authorized the Director of Finance to enter into a written requirement contract for a period of five (5) years for the lease with option to purchase of photocopying machines, including maintenance; and

Whereas, the length of the term of a lease entered into pursuant to

the written requirement contract was not specified in the authorizing legislation; 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 this Council hereby confirms its intention that Ordinance No. 2320-90, passed January 14, 1991, authorizes the Director of Finance to acquire the City's requirements for photocopying machines by means of a lease with option to purchase for a period of five (5) years commencing at any time during the five (5) year term of the written requirement contract entered into pursuant to said Ordinance No. 2320-90.

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

Adopted February 5, 1996.
Effective February 13, 1996.

Ord. No. 2101-95.
By Councilmen Brady and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the procurement by requirement contract of the lease of not to exceed eight trucks, for the Division of Water, Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of the lease of not to exceed six (6) pickup crew cab trucks and not to exceed two (2) dump trucks in the estimated sum of \$50,000.00, to be procured by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial procurement thereunder, which procurement, together with all subsequent procurements, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20922)

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 2188-95.
By Councilmen Polensek and Rokakis (by departmental request).
An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the 1995-96 ADAP Training Program and authorizing the Director of Public Safety to employ certified instructors to provide ADAP training for Police personnel.

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

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

Section 1. That the Director of Public Safety is hereby authorized to apply for and accept a grant in the amount of \$12,000.00, from the Ohio Department of Public Safety, to conduct the 1995-96 ADAP Training Program, for the purposes set forth in the application and according thereto; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for said grant, File No. 2188-95-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

Section 3. That the Director of Public Safety is hereby authorized to employ by contract or contract one or more ADAP-certified instructors for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to train Cleveland Police personnel to implement the 1995-96 ADAP Training Program as the program is described in the application contained in the file. The selection of said instructors for the services shall be made by the Board of Control upon the nomination of the Director of Public Safety from a list of qualified ADAP-certified instructors available for such employment as may be determined after a full and complete canvass by the Director of Public Safety for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. The contract herein authorized shall be prepared by the Director of Law, approved by the Director of Public Safety, and certified by the Director of Finance.

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

Section 5. That this ordinance is

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 2189-95.
By Councilmen Polensek and Rokakis (by departmental request).
An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the 1995-96 DUI Sobriety Roadblocks Program.

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

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

Section 1. That the Director of Public Safety is hereby authorized to apply for and accept a grant in the amount of \$34,964.98, from the Ohio Department of Public Safety, to conduct the 1995-96 DUI Sobriety Roadblocks Program, for the purposes set forth in the application and according thereto; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for said grant, File No. 2189-95-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 2190-95.
By Councilmen Polensek and Rokakis (by departmental request).
An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the 1995-96 55 MPH Speed Enforcement Program.

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

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

Section 1. That the Director of Public Safety is hereby authorized to apply for and accept a grant in the amount of \$45,003.27, from the Ohio Department of Public Safety, to conduct the 1995-96 55 MPH Speed Enforcement Program, for the purposes set forth in the application and according thereto; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to

receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for said grant, File No. 2190-95-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 2191-95.
By Councilmen Polensek and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by requirement contract of traffic paint, thermoplastic and reflective glass beads, for the Division of Traffic Engineering and Parking, 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 Director of Public Safety is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of traffic paint, thermoplastic and reflective glass beads needed to mark stop bars, crosswalks and pavement throughout the City in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Traffic Engineering and Parking, Department of Public Safety. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20459)

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

from and after the earliest period allowed by law.

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 2192-95.
By Councilmen Polensek and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary for marking center and lane lines on City streets, for the Division of Traffic Engineering and Parking, 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 Director of Public Safety is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items for marking center and lane lines on City streets in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Traffic Engineering and Parking, Department of Public Safety. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20458)

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 2244-95.
By Councilman Rokakis (by departmental request).
An emergency ordinance authorizing the Director of Public Service to issue a permit to Chemical Solvents, Inc. to encroach into the public right-of-way of Jennings Road and Denison Avenue to install communications cables aerially, to be attached to utility poles (by separate permit).

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation

of a municipal department; now, therefore,

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

Section 1. That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the consent of the Director of Public Service to Chemical Solvents, Inc., 3751 Jennings Road; Cleveland, Ohio 44109; its successors and assigns, to construct, use and maintain aerial fiber-optic cable lines to be attached to approximately five (5) utility poles (by separate permit from this proposed encroachment permit), said cable lines will encroach into the public right-of-way of Jennings Road and Denison Avenue at the locations more fully shown by the plans and specifications contained in the Council of the City of Cleve-

land File No. 2244-95-A.

Section 2. That the aerial fiber optic cable lines are to be placed in the public right-of-way of Jennings Road and Denison Avenue at the locations, and shall be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction and more fully shown in the Council of the City of Cleveland File No. 2244-95-A.

Section 3. That nothing herein contained shall create the right or grant permission from any owner/owners of the utility poles for their use to place brackets, or other devices for attaching aerial fiber-optic cable lines to aforesaid utility poles, which will encroach into the public right-of-way of Jennings Road and Denison Avenue at the locations more fully shown by the plans and specifications con-

tained in the Council of the City of Cleveland File No. 2244-95-A.

Section 4. That the permit herein authorized shall be prepared by the Director of Law and shall be issued only when in the opinion of the Director of Law, the City of Cleveland has been properly indemnified against any and all loss which may result from said permit.

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 39-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance to make additional appropriation of Two million seven hundred twenty seven thousand eight hundred thirty one dollars (\$2,727,831) of the General Fund, and Six hundred sixty one thousand one hundred dollars (\$661,100) of the Internal Service Fund.

Whereas, there remains an unappropriated balance in the various funds, the sum of Three million three hundred eighty eight thousand nine hundred thirty one dollars (\$3,388,931) which is available for additional appropriation; and

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

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

Section 1. That there is hereby appropriated the additional revenue as set forth in the Amended Official Certificate of Estimated Resources received from the Budget Commission of Cuyahoga County for the year 1995, dated April 3, 1995, previously unappropriated as follows:

GENERAL FUND	\$2,727,831
INTERNAL SERVICE FUND	<u>661,100</u>
TOTAL ALL FUNDS	<u>\$3,388,931</u>

GENERAL FUND
NON DEPARTMENTAL

TRANSFERS TO OTHER FUNDS	\$2,727,831	
II. Other Expenses	<u>\$2,727,831</u>	
TOTAL GENERAL FUND	\$2,727,831	\$2,727,831

INTERNAL SERVICE FUNDS

INFORMATION SYSTEMS SERVICES-		
TELEPHONE EXCHANGE		\$450,000
II. Other Expenses	\$450,000	
DIVISION OF MOTOR VEHICLE MAINTENANCE		200,000
II. Other Expenses	200,000	
CITY STOREROOM AND CENTRAL WAREHOUSE		11,100
I. Personnel and Related Expenses	1,100	
II. Other Expenses	<u>10,000</u>	
TOTAL INTERNAL SERVICE FUNDS	\$661,100	\$661,100
TOTAL ALL FUNDS	<u>\$3,388,931</u>	<u>\$3,388,931</u>

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 40-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance to transfer the sum of Seven million one hundred forty one thousand four hundred fourteen dollars (\$7,141,414) within the various divisions of the General Fund, Two hundred forty thousand dollars (\$240,000) within the Internal Service Funds, and Three hundred ninety two thousand dollars (\$392,000) within the Enterprise Funds.

Whereas, in accordance with Section 41 of the Charter, the Mayor has recommended in writing the within transfer; and

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

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

Section 1. That the sum of Seven million seven hundred seventy three thousand four hundred fourteen dollars (\$7,773,414) be same and hereby transferred as follows:

	FROM	TO
GENERAL GOVERNMENT		
LEGISLATIVE BRANCH		
CLERK AND CLERK OF COUNCIL		
I. Personnel and Related Expenses	\$50,318	
II. Other Expenses	44,109	
GENERAL FUND		
MUNICIPAL COURT		
MUNICIPAL COURT-JUDICIAL DIVISION		
I. Personnel and Related Expenses	\$282,200	
II. Other Expenses	245,200	
MUNICIPAL COURT-HOUSING DIVISION		
I. Personnel and Related Expenses	\$29,343	
II. Other Expenses	12,092	
MUNICIPAL COURT-CLERK'S DIVISION		
I. Personnel and Related Expenses	\$134,580	
II. Other Expenses	13,306	
TOTAL MUNICIPAL COURT	\$716,721	
DEPARTMENT OF PUBLIC SAFETY		
PUBLIC SAFETY ADMINISTRATION		
I. Personnel and Related Expenses	\$225,200	
II. Other Expenses	105,661	
DIVISION OF POLICE		
I. Personnel and Related Expenses	\$1,119,215	
II. Other Expenses	381,370	
DIVISION OF FIRE		
I. Personnel and Related Expenses	956,125	
II. Other Expenses	1,544	
DIVISION OF EMERGENCY MEDICAL SERVICES		
I. Personnel and Related Expenses	85,100	
II. Other Expenses		25,260
DIVISION OF TRAFFIC ENGINEERING		
I. Personnel and Related Expenses	71,750	
II. Other Expenses	33,411	
DIVISION OF DOG POUND		
I. Personnel and Related Expenses	20,458	
II. Other Expenses	8,777	
TOTAL DEPARTMENT OF PUBLIC SAFETY	\$3,008,611	25,260
COMMUNITY RELATIONS BOARD		
COMMUNITY RELATIONS BOARD		
I. Personnel and Related Expenses	\$9,100	
II. Other Expenses		\$2,700

	FROM	TO
DEPARTMENT OF PUBLIC SERVICE		
PUBLIC SERVICE ADMINISTRATION		
I. Personnel and Related Expenses	\$1,250	
II. Other Expenses	5,642	
DIVISION OF ARCHITECTURE		
I. Personnel and Related Expenses	18,315	
II. Other Expenses	31,999	
DIVISION OF WASTE COLLECTION & DISPOSAL		
I. Personnel and Related Expenses	111,060	
II. Other Expenses	47,245	
DIVISION OF ENGINEERING AND CONSTRUCTION		
I. Personnel and Related Expenses	64,755	
II. Other Expenses	56,836	
TOTAL DEPARTMENT OF PUBLIC SERVICE	\$337,102	
DEPARTMENT OF PARKS, RECREATION AND PROPERTIES		
PARKS, RECREATION AND PROPERTIES ADMINISTRATION		
I. Personnel and Related Expenses	\$21,126	
II. Other Expenses	17,608	
DIVISION OF RESEARCH, PLANNING & DEVELOPMENT		
I. Personnel and Related Expenses	5,200	
II. Other Expenses	5,415	
DIVISION OF RECREATION		
I. Personnel and Related Expenses	386,460	
II. Other Expenses		\$44,992
DIVISION OF PARKING FACILITIES		
I. Personnel and Related Expenses	26,088	
II. Other Expenses	12,977	
DIVISION OF PROPERTY MANAGEMENT		
I. Personnel and Related Expenses	277,000	
II. Other Expenses	60,783	
DIVISION OF PARK MAINTENANCE & PROPERTIES		
I. Personnel and Related Expenses	882,475	
II. Other Expenses		129,730
TOTAL DEPARTMENT OF PARKS, RECREATION & PROPERTIES	\$1,695,132	\$174,722
URBAN PLANNING AND DEVELOPMENT		
DEPARTMENT OF COMMUNITY DEVELOPMENT		
DIVISION OF ADMINISTRATIVE SERVICES		
I. Personnel and Related Expenses		\$485
DIVISION OF NEIGHBORHOOD SERVICES		
I. Personnel and Related Expenses		15
DIVISION OF NEIGHBORHOOD DEVELOPMENT		
I. Personnel and Related Expenses	\$39,160	
DIVISION OF BUILDING & HOUSING		
I. Personnel and Related Expenses	172,425	
II. Other Expenses	271,700	
DIRECTOR'S OFFICE		
I. Personnel and Related Expenses		9,500
TOTAL DEPARTMENT OF COMMUNITY DEVELOPMENT	\$483,285	\$10,000
REGULATORY BOARDS & COMMISSIONS		
LANDMARKS COMMISSION		
II. Other Expenses	\$4,938	

	FROM	TO
BOARD OF BUILDING STANDARDS & APPEALS		
I. Personnel and Related Expenses	37,808	
II. Other Expenses	9,228	
BOARD OF ZONING APPEALS		
I. Personnel and Related Expenses	1,845	
II. Other Expenses	6,305	
BOARD OF EXAMINERS OF PLUMBERS AND ELECTRICIANS		
I. Personnel and Related Expenses	5,700	
TOTAL REGULATORY BOARDS	\$65,824	
CITY PLANNING COMMISSION		
I. Personnel and Related Expenses		\$35,000
II. Other Expenses		425
DEPARTMENT OF ECONOMIC DEVELOPMENT		
ECONOMIC DEVELOPMENT ADMINISTRATION		
I. Personnel and Related Expenses	\$28,345	
TOTAL DEPARTMENT OF ECONOMIC DEVELOPMENT	\$28,345	
OFFICE OF EQUAL OPPORTUNITY		
OFFICE OF EQUAL OPPORTUNITY		
I. Personnel and Related Expenses	\$4,678	
II. Other Expenses	30,122	
TOTAL URBAN PLANNING AND DEVELOPMENT	\$612,254	\$45,425
DEPARTMENT OF PUBLIC HEALTH		
PUBLIC HEALTH ADMINISTRATION		
I. Personnel and Related Expenses	\$19,233	
II. Other Expenses	6,040	
DIVISION OF WELFARE INSTITUTIONS		
I. Personnel and Related Expenses	93,365	
II. Other Expenses	48,397	
PUBLIC HEALTH		
I. Personnel and Related Expenses	5,796	
II. Other Expenses	86,285	
DIVISION OF THE ENVIRONMENT		
I. Personnel and Related Expenses	72,000	
II. Other Expenses	15,000	
TOTAL DEPARTMENT OF PUBLIC HEALTH	\$346,116	
DEPARTMENT OF AGING		
DEPARTMENT OF AGING		
I. Personnel and Related Expenses	\$6,801	
II. Other Expenses	3,505	
TOTAL DEPARTMENT OF AGING	\$10,306	
SUPPORT FUNCTIONS		
FINANCIAL AND LEGAL ADMINISTRATION		
DEPARTMENT OF FINANCE		
FINANCE ADMINISTRATION		
I. Personnel and Related Expenses	\$3,127	
II. Other Expenses	13,284	
DIVISION OF ACCOUNTS		
I. Personnel and Related Expenses	10,400	
II. Other Expenses		\$3,114

	FROM	TO
DIVISION OF ASSESSMENTS & LICENSES		
I. Personnel and Related Expenses	25,081	
II. Other Expenses	23,840	
DIVISION OF TREASURY		
I. Personnel and Related Expenses	4,745	
II. Other Expenses		2,525
DIVISION OF PURCHASES & SUPPLIES		
I. Personnel and Related Expenses	18,167	
II. Other Expenses	4,906	
BUREAU OF INTERNAL AUDIT		
I. Personnel and Related Expenses	10,420	
II. Other Expenses	1,487	
DIVISION OF FINANCIAL REPORTING AND CONTROL		
I. Personnel and Related Expenses	17,690	
II. Other Expenses	3,709	
TOTAL DEPARTMENT OF FINANCE	<u>\$136,856</u>	<u>\$5,639</u>
OFFICE OF BUDGET & MANAGEMENT- BUDGET ADMIN.		
I. Personnel and Related Expenses	\$18,700	
II. Other Expenses	8,105	
DEPARTMENT OF LAW		
I. Personnel and Related Expenses	\$57,919	
II. Other Expenses		\$596,409
TOTAL FINANCIAL AND LEGAL ADMINISTRATION	<u>\$221,580</u>	<u>\$602,048</u>
PERSONNEL ADMINISTRATION		
OFFICE OF PERSONNEL		
I. Personnel and Related Expenses	\$1,911	
II. Other Expenses	23,504	
CIVIL SERVICE COMMISSION		
I. Personnel and Related Expenses	\$34,650	
II. Other Expenses		\$3,290
TOTAL PERSONNEL ADMINISTRATION	<u>\$60,065</u>	<u>\$3,290</u>
NON DEPARTMENTAL		
COUNTY AUDITOR DEDUCTIONS		
II. Other Expenses	\$30,000	
TRANSFERS TO OTHER FUNDS		
II. Other Expenses		\$6,195,969
OTHER ADMINISTRATIVE		
II. Other Expenses		92,000
TOTAL NON DEPARTMENTAL	<u>\$30,000</u>	<u>\$6,287,969</u>
TOTAL SUPPORT FUNCTIONS	<u>\$311,645</u>	<u>\$6,893,307</u>
TOTAL GENERAL FUND	<u>\$7,141,414</u>	<u>\$7,141,414</u>
INTERNAL SERVICE FUNDS		
DIVISION OF MOTOR VEHICLE MAINTENANCE		
I. Personnel and Related Expenses	\$240,000	
II. Other Expenses		\$240,000
TOTAL INTERNAL SERVICE FUND	<u>\$240,000</u>	<u>\$240,000</u>

	FROM	TO
ENTERPRISE FUNDS		
DEPARTMENT OF PUBLIC UTILITIES		
DIVISION OF WATER POLLUTION CONTROL		
I. Personnel and Related Expenses	200,000	
II. Other Expenses		200,000
TOTAL DEPARTMENT OF PUBLIC UTILITIES	\$200,000	\$200,000
DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES		
GOLF COURSE FUND		
I. Personnel and Related Expenses	\$120,000	
II. Other Expenses		\$120,000
DIVISION OF CONVENTION CENTER & STADIUM-CONVENTION CENTER		
I. Personnel and Related Expenses	\$72,000	
II. Other Expenses		\$72,000
TOTAL DEPARTMENT OF PARKS, RECREATION & PROPERTIES	\$192,000	\$192,000
TOTAL ENTERPRISE FUNDS	\$392,000	\$392,000
TOTAL GENERAL AND OTHER FUND	\$7,773,414	\$7,773,414

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 137-96.
By Councilmen Coats and Rokakis
(by departmental request).

An emergency ordinance authorizing the Director of Public Service to cause payment of the City of Cleveland's share to the State of Ohio for the cost of rehabilitating or reconstructing the West 44th Street Bridge over Conrail and Train Avenue, City Bridge No. 1:053.

Whereas, in Ordinance No. 649-87, passed March 30, 1987, this Council gave consent to the Director of Transportation, State of Ohio, for rehabilitating, repairing and reconstructing the West 44th Street Bridge over Conrail and Train Avenue, City Bridge No. 1:053; and

Whereas, this Council authorized the City to cooperate with the State or Ohio in the cost of such improvement; and

Whereas, the City's share of the cost of such improvement is approximately \$778,100.00; and

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

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

Section 1. That this Council hereby authorizes payment to the State of Ohio of the City's share of the cost of the improvement of rehabilitating, repairing and reconstructing the West 44th Street Bridge over Conrail and Train Avenue, City Bridge No. 1:053 from Fund Nos. 20 SF 322, 20 SF 190, 20 SF 312, and 20 SF 883, Request No. 21791.

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

Passed February 5, 1996.
Effective February 13, 1996.

Ord. No. 211-96.
By Councilmen Paulenske and Britt.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the American Diabetes Association to stretch banners across the Cleveland State University Walkway on E. 22nd Street north of Euclid and on the Carnegie Avenue near E. 90th Street for the period from March 25, 1996 to April 22, 1996, inclusive, publicizing the Society Bank Swim for Diabetes.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the American Diabetes Association to install, maintain and remove banners across the Cleveland State University Walkway on E. 22nd Street north of Euclid and on the Cleveland Clinic Walkway on Carnegie Avenue near E. 90th Street for the period from March 25, 1996 to April 22, 1996, inclusive. Said banners shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which banners will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or

permitted on said banners and said banners shall be removed promptly upon the expiration of said permit.

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

Passed February 5, 1996.
Effective February 13, 1996.

**COUNCIL COMMITTEE
MEETINGS**

Monday, February 12, 1996

Public Parks Committee: 9:30 A.M. — Present: Johnson Chrm.; Rybka, V-Chrm.; Paulenske, Robinson, White. Excused: Miller, Patton.

Finance Committee: 2:00 P.M. — Present: Rokakis, Chrm.; Westbrook, V-Chrm.; Coats, Johnson, Lewis, McGuirk, Patmon, Polensek, Robinson, Rybka, Smith.

Tuesday, February 13, 1996

Community and Economic Development Committee: 9:30 A.M. — Present: Jackson, Chrm.; Paulenske, V-Chrm.; Britt, Coats, Lewis, Patton, Smith, Willis. Excused: Melena.

Wednesday, February 14, 1996

Community and Economic Development Committee: 9:30 A.M. — Present: Jackson, Chrm.; Paulenske, V-Chrm.; Britt, Coats, Lewis, Melena, Patton, Smith, Willis.

Index to Council Proceedings

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

Banners

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