

# The City Record

Official Publication of the City of Cleveland

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November the Twenty-Seventh, Nineteen Hundred and Ninety-Six

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<b>Mayor</b>	
Michael R. White	
<b>President of Council</b>	
Jay Westbrook	
<b>Clerk of Council</b>	
Artha Woods	
<b>Ward</b>	<b>Name</b>
1	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	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	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	4300 West 143rd Street	44135
21	David McGuirk	17101 Amber Drive	44111

**MAYOR**-Michael R. White  
 LaVonne Sheffield-McClain, Chief of Staff, Executive Assistant for Policy  
 Barry Withers, Executive Assistant for Administration  
 Judith Zimomra, Executive Assistant for Service  
 Kenneth Silliman, Executive Assistant for Economic Development  
 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** - Martin L. Carmody, Acting Director, Room 104; Carlean  
 Alford, Manager, Internal Audit  
**DIVISIONS** - Accounts - A. Schneider, Commissioner, Room 19  
 City Treasury - Mary Christine Jackman, Treasurer, Room 115  
 Assessments and Licenses - John Hunt, Commissioner, Room 122  
 Purchases and Supplies - William A. Moon, Commissioner, Room 128  
 Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside  
 Avenue  
 Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue  
 Financial Reporting and Control - Keith D. Schuster, Controller, Room 18  
 Information Systems Services - Hamid Manteghi, 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 Guzmán, 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, Room 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 North-  
 field Road

**DEPT. OF PUBLIC SAFETY** - William M. Denihan, Director, Room 230.  
**DIVISIONS** - Police - Rocco Pollutro, Chief, Police Hdqtrs. Bldg., 1300  
 Ontario Street  
 Fire - Robert M. Derrit, Acting 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, Delores Alexander, Acting Director

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

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

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

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

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

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

**BOARD OF SIDEWALK APPEALS** - Henry Guzmán, 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, David  
 Bowen, Anthony J. Coyne, Lawrence A. Lumpkin, Gloria Jean Pinkney,  
 Councilman Edward W. Rybka.

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

**MORAL CLAIMS COMMISSION** - Sharon Sobol Jordan, \_\_\_\_\_,  
 Councilmen James Rokakis, Jay Westbrook.

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

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

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

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

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	13C
Judge Ronald B. Adrine	15A
Judge Salvatore R. Calandra	13A
Judge Colleen C. Cooney	14A
Judge C. Ellen Connolly	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

# The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 83

WEDNESDAY, NOVEMBER 27, 1996

No. 4329

## CITY COUNCIL

MONDAY, NOVEMBER 25, 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.

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio November 25, 1996.

The meeting of the Council was called to order, the President, Jay Westbrook in the chair.

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

Also present were Mayor White and Directors Cunningham, Staib, Denihan, Spellman, Hamilton, Nolan, Warren, and Acting Directors Axelrod, Terry, Jackman, Ciaccia, Brown, Whitner.

Absent: Directors Sobol Jordan, Carmody, Konicek, Morrison.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Rev. Richard Ragnanese of Sunlight 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.

#### COMMUNICATION

**File No. 2108-96.**  
From the Division of Purchases and Supplies re: Emergency Requisition (RE-094715) for the interior and exterior cleaning of the West Side Market. Received.

#### FROM THE DEPARTMENT OF LIQUOR CONTROL

**File No. 2109-96.**  
Re: Transfer of Location Application - 74015603044 - Rite Aid of Ohio, Inc. dba Rite Aid Discount Pharmacy #3043, 1965 East 93rd Street. (Ward 6). Received.

**File No. 2110-96.**  
Re: New Application - 0192436 - Sarah Anderson dba Anderson's BBQ & Groceries, 9301 Yale Avenue. (Ward 8). Received.

#### File No. 2111-96.

Re: Transfer of Ownership Application - 0339764 - Awad Food Mart, Inc. dba Dairy Mart 5-4453, 5346 Dolloff Road. (Ward 13). Received.

#### File No. 2112-96.

Re: Transfer of Ownership Application - 9650606 - Theophil Williams, Sr. dba Mayflower Tavern, 5400-04 Broadway Avenue, first floor and basement. (Ward 13). Received.

#### File No. 2113-96.

Re: Stock Application - 0347488 - B. Brothers, Inc., first and second floors and basement and patio, 2526 Market Avenue. (Ward 14). Received.

#### File No. 2114-96.

Re: Transfer of Ownership Application - 31331100005 - George Georges dba N & D Food Market, 4469-71 State Road, first floor front. (Ward 16). Received.

#### File No. 2115-96.

Re: Transfer of Ownership Application - 4103044 - I & R Enterprises, Inc. dba Gordon Square Food Centre, 5901 Detroit Avenue. (Ward 17). Received.

#### File No. 2116-96.

Re: Transfer of Ownership Application - 0396697 - Bak Mentor, Inc. dba Bonkers Tavern, 9401-03 Denison Avenue, first floor and basement. (Ward 18). Received.

#### File No. 2117-96.

Re: Transfer of Ownership Application - 90284460005 - Tung Van Tran dba Dave's Convenient Food Mart, 14053 Lorain Avenue. (Ward 21). Received.

#### STATEMENT OF WORK ACCEPTED

**File No. 2118-96.**  
From the Department of Public Safety re: Contract No. 49756 for the improvement of the Third District Police Station - North Parking Lot. Received.

#### CONDOLENCE RESOLUTIONS

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

**Res. No. 2138-96.** William E. Greene.

**Res. No. 2139-96.** Mrs. Chrystabelle Greene.

**Res. No. 2140-96.** Marilyn Viola.

#### CONGRATULATORY RESOLUTIONS

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

**Res. No. 2137-96.** Jay D. Gardner.

**Res. No. 2141-96.** Malcolm C. Douglas.  
**Res. No. 2142-96.** Jennifer K. Bra-man.

#### RESOLUTIONS OF RECOGNITION

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

**Res. No. 2143-96.** Chakka Parker.  
**Res. No. 2144-96.** Kara Young.

#### FIRST READING EMERGENCY ORDINANCES REFERRED

**Ord. No. 2119-96.**  
**By Councilmen Johnson and Rokakis (by departmental request).**  
**An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a Rental Agreement with the Cleveland Board of Education for the use of South High School gymnasium for the purpose of providing additional recreation facilities for the public.**

Whereas, the City of Cleveland wishes to rent a school gymnasium for the purpose of providing additional recreation facilities for the public; 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 Parks, Recreation and Properties is hereby authorized and directed to enter into an agreement with the Board of Education of the Cleveland City School District for rental by permit or contract of the South High gymnasium for the purpose of providing additional recreation facilities for the public, including without limitation youth basketball and volleyball.

**Section 2.** That the Rental Agreement shall be for the period beginning December 16, 1996, through March 31, 1997, with an option to renew for an additional renewal period through December 31, 1997, and a second renewal period through December 31, 1998, subject to certification by the Director of Finance. In no event shall the City pay more than \$4,830.00 to the Board for the use of the South High School gymnasium during the rental period from December 16, 1996, through March 31, 1997, and said rental fee shall be paid from Fund 01-07-04-0380, Request No. 21406. Funding for the option periods shall be fixed by the Director of Parks, Recreation and Properties Prior to exercising the options to renew, based upon the actual costs incurred to the Board of Education for the City's use of the gymnasium.

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

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

**Ord. No. 2121-96.**  
**By Councilmen Lewis, Jackson, 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 6904-02 (S/L 42 and 6820 (S/L 43) Wade Park Avenue to Hough Area Partners In Progress.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-09-003/004, as more fully described in Section 2 below, to Hough Area Partners In Progress.

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

P.P. No. 106-09-003/004

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly part of Sublot Nos. 42 and 43 in Talbot's Allotment of part of Original 100 Acre Lot No. 341, as shown by the recorded plat in Volume 5 of Maps, Page 36 of Cuyahoga County Records, and together being 80 feet front (80.02 measured) on the Southerly side of Wade Park Avenue, and extending back 131.227 feet (131.19 calculated) on the Easterly line, 130.83 feet (130.78 calculated) on the Westerly line and having a rear line of 80 feet (79.96 measured) along the Northerly side of Pennsylvania Avenue N.E., as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

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

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

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

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

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

**Ord. No. 2122-96.**  
**By Councilmen Lewis, Jackson, Rybka and Rokakis (by departmental request).**

**An emergency ordinance establishing a Community Reinvestment Area in the area of East 84th Street and Crawford Road, pursuant to Section 3735.65 et seq. of the Ohio Revised Code, and making certain findings and determinations in connection therewith.**

Whereas, Section 3735.65 et seq. of the Ohio Revised Code authorizes municipalities to designate Community Reinvestment Areas where certain criteria have been met; and

Whereas, the area located at 1847 Crawford Road is an area in which housing facilities or structures of historical significance are located and the prospects of new housing construction and repair of existing facilities or structures are discouraged; and

Whereas, the City desires to encourage new housing construction and the repair of existing housing facilities to eliminate blight and prevent the recurrence of blight by granting tax exemptions; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of public property, health, and safety, in that creating said Community Reinvestment Area will encourage development in the area located at 1847 Crawford Road and will furthermore, eliminate blight and prevent the recurrence thereof in the Area; now, therefore,

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

**Section 1.** That based upon the information and data presented to this Council and the information contained in Council File No. 1776-A-90-A, it is hereby found and determined that the area located at 1847 Crawford Road (Permanent Parcel No. 119-05-056) is a blighted and deteriorated area in which housing facilities or structures of historical significance are located and the prospects of new construction and repair of existing facilities or structures are discouraged.

**Section 2.** That the area hereinabove described is hereby designated a Community Reinvestment Area pursuant to Section 3735.65 et seq. of the Ohio Revised Code.

**Section 3.** That the rehabilitation of a nineteen (19) unit apartment complex located at 1847 Crawford Road in the Community Reinvestment Area set forth in Section 1 is

hereby declared to be a public purpose for which exemption from real property taxation shall be granted in the following manner:

The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland for a period of twelve (12) years for 100% of the assessed taxes for the rehabilitation activities described above.

**Section 4.** That the Commissioner of Neighborhood Development for the City of Cleveland shall serve as the Housing Officer, as defined by Section 3735.65 et seq. of the Ohio Revised Code, for the Community Reinvestment Area described hereinabove and shall administer all activities carried out pursuant to Section 3735.65 et seq. of the Ohio Revised Code and this ordinance.

**Section 5.** That to the extent that the findings and the exemptions from real property taxation set forth hereinabove conflict with any provisions of ordinances passed by this Council prior to the passage of this ordinance, the provisions of this ordinance shall prevail commencing upon the effective date of this ordinance.

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

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

**Ord. No. 2123-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency ordinance appropriating the funds credited to Fund 10 SF 501 for General Fund purposes.**

Whereas, pursuant to Ordinance No. 55-94, passed June 6, 1994, this Council authorized the issuance of Public Power System First Mortgage Revenue Bonds for the purpose of providing funds to pay the amount of the judgment in *CEI v. City of Cleveland*, Common Pleas Case No. 78605; and

Whereas, in Ordinance No. 55-94,

this Council directed that the proceeds of the bonds, after payment of accrued interest and establishment of the necessary reserve fund, be deposited in Fund No. 10 SF 500 in the General Fund of the City; and

Whereas, pursuant to Ordinance No. 56-94, passed June 13, 1994, this Council authorized that the bond proceeds previously deposited in Fund No. 10 SF 500 be deposited into Fund No. 10 SF 501 and to be expended for restricted purposes; and

Whereas, the Internal Revenue Service has determined that, for federal tax purposes, the bond proceeds should be appropriated for unrestricted General Fund purposes which may include the restricted purposes of Ordinance No. 56-94; 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, notwithstanding any ordinance to the contrary, the funds credited to Fund No. 10 SF 501 are hereby appropriated to provide funds for the purposes of general municipal operations, procurement of fixed assets or permanent improvements, payment of debt charges, the elimination of deficits in City funds and for all other lawful purposes.

**Section 2.** That, the City will provide for the restricted purposes of Ordinance No. 56-94 from funds appropriated to provide funds for the purposes of general municipal operations, procurement of fixed assets or permanent improvements, payment of debt charges, the elimination of deficits in City funds and for all other lawful purposes, though those appropriated funds may or may not include funds in Fund No. 10 SF 501.

**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. 2124-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency ordinance to amend Sections 1 and 2 of Ordinance No. 830-96, passed June 10, 1996, relating**

**to a direct requirement contract with Ameritech Ohio for Centrex 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 Sections 1 and 2 of Ordinance No. 830-96, passed June 10, 1996 are hereby amended to read, respectively, as follows:

**Section 1.** That it is hereby determined that the within service is noncompetitive and cannot be secured from any source other than Ameritech Ohio. Therefore, the Director of Finance is hereby authorized and directed to make a written requirement contract or contracts for the period of up to three years with said company for Centrex service for the various departments of the City of Cleveland. **Provided, however, in the case of the Divisions of Convention Center and Stadium and Cleveland Hopkins International Airport, separate contracts may be entered into for a period of five years with an option for one additional period of five years, said option to be exercisable by the Director only if said Centrex service remains non-competitive at the end of the first five-year term.** All services are to be purchased by the Commissioner of Purchases and Supplies upon a unit basis.

**Section 2.** That the cost of said contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify thereon the amounts of the initial purchases thereunder, which purchases together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract or contracts duly certified by the Director of Finance. (RL 22748)

**Section 2.** That Sections 1 and 2 of Ordinance No. 830-96, passed June 10, 1996 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 Finance, Law; Committee on Finance.

**Ord. No. 2125-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency ordinance to make additional appropriation of \$300,000 (Three Hundred Thousand Dollars) of the special revenue fund, \$700,000 (Seven Hundred Thousand Dollars) of the Internal Service Fund, and \$530,000 (Five Hundred Thirty Thousand Dollars) of the Enterprise Fund.**

Whereas, there remains an unappropriated balance in the various funds, the sum of One million five hundred thirty thousand dollars (\$1,530,000) 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 1996, dated April 30, 1996, previously unappropriated as follows:

SPECIAL REVENUE FUND	300,000
INTERNAL SERVICE FUND	700,000
ENTERPRISE FUND	530,000
TOTAL ALL FUNDS	<u>\$1,530,000</u>

## SPECIAL REVENUE FUND

Street Construction, Maintenance & Repair		\$ 300,000
I. Personnel and Related Expenses	\$ —	
II. Other Expenses	300,000	
TOTAL SPECIAL REVENUE FUND	\$ 300,000	\$ 300,000

## INTERNAL SERVICE FUND

Division of Motor Vehicle Maintenance		\$ 600,000
I. Personnel and Related Expenses	\$ —	
II. Other Expenses	600,000	
Division of Printing and Reproduction	—	\$ 100,000
II. Other Expenses	100,000	
TOTAL INTERNAL SERVICE FUNDS	\$ 700,000	\$ 700,000

## ENTERPRISE FUNDS

## DEPARTMENT OF PUBLIC UTILITIES

Utilities Administration		\$ 30,000
I. Personnel and Related Expenses	\$ —	
II. Other Expenses	30,000	
TOTAL DEPARTMENT OF PUBLIC UTILITIES	\$ 30,000	\$ 30,000

## DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES

Convention Center & Stadium-Convention Ctr		\$ 500,000
I. Personnel and Related Expenses	\$ —	
II. Other Expenses	500,000	
TOTAL DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES	\$ 500,000	\$ 500,000
TOTAL ENTERPRISE FUNDS	\$ 530,000	\$ 530,000
TOTAL ALL FUNDS	\$1,530,000	\$1,530,000

**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. 2126-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency ordinance to make temporary appropriation for the current payrolls and other ordinary expenses of the City of Cleveland for the period from January 1, 1997 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 1997.**

Whereas, it is desired to postpone the passage of the annual appropriation ordinance until an amended certificate is received, based on the actual balances as the same may be determined by the Director of Finance and the County Budget Commission: 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.** To provide for the current payrolls, sinking fund and other ordinary expenses of the City of Cleveland for the period from January 1, 1997, until the effective date of the Annual Appropriation Ordinance for the fiscal year ending December 31, 1997, there be and there is hereby appropriated for the period from January 1, 1997, to the effective date of the Annual Appropriation Three hundred forty five million one hundred forty seven thousand seven hundred sixty five dollars (\$345,147,765) out of taxes due the City of Cleveland and any other revenues accrued or occurring during said period of time and said funds are respectively appropriated as follows:

## GENERAL FUND

## LEGISLATIVE BRANCH

COUNCIL AND CLERK OF COUNCIL		\$1,100,089
I. Personnel and Related Expenses	\$700,081	
II. Other Expenses	400,008	

TOTAL LEGISLATIVE BRANCH	\$1,100,089	\$1,100,089
MUNICIPAL COURT		
JUDICIAL DIVISION		\$4,441,445
I. Personnel and Related Expenses	\$3,375,940	
II. Other Expenses	1,065,506	
CLERK'S DIVISION		2,626,369
I. Personnel and Related Expenses	1,826,583	
II. Other Expenses	799,785	
HOUSING DIVISION		435,305
I. Personnel and Related Expenses	414,021	
II. Other Expenses	21,284	
TOTAL MUNICIPAL COURT	\$7,503,119	\$7,503,119
EXECUTIVE BRANCH		
OFFICE OF THE MAYOR		\$535,011
I. Personnel and Related Expenses	\$450,009	
II. Other Expenses	85,001	
TOTAL EXECUTIVE BRANCH	\$535,011	\$535,011
DEPARTMENT OF PUBLIC SAFETY		
PUBLIC SAFETY ADMINISTRATION		\$3,628,261
I. Personnel and Related Expenses	\$3,322,775	
II. Other Expenses	305,486	
DIVISION OF POLICE		50,021,975
I. Personnel and Related Expenses	46,022,244	
II. Other Expenses	3,999,731	
DIVISION OF FIRE		24,422,252
I. Personnel and Related Expenses	22,964,212	
II. Other Expenses	1,458,040	
DIVISION OF EMERGENCY MEDICAL SERVICES		4,748,200
I. Personnel and Related Expenses	4,281,217	
II. Other Expenses	466,983	
DIVISION OF TRAFFIC ENGINEERING		1,415,365
I. Personnel and Related Expenses	879,752	
II. Other Expenses	535,613	
DIVISION OF DOG POUND		275,504
I. Personnel and Related Expenses	179,404	
II. Other Expenses	96,100	
TOTAL DEPARTMENT OF PUBLIC SAFETY	\$84,511,558	\$84,511,558
COMMUNITY RELATIONS BOARD		
COMMUNITY RELATIONS BOARD		\$250,634
I. Personnel and Related Expenses	\$235,063	
II. Other Expenses	15,571	
TOTAL COMMUNITY RELATIONS BOARD	\$250,634	\$250,634
DEPARTMENT OF PUBLIC SERVICE		
PUBLIC SERVICE ADMINISTRATION		\$95,041
I. Personnel and Related Expenses	\$90,030	
II. Other Expenses	5,010	
DIVISION OF ARCHITECTURE		190,151
I. Personnel and Related Expenses	170,073	
II. Other Expenses	20,078	
DIVISION OF WASTE COLLECTION & DISPOSAL		10,501,922
I. Personnel and Related Expenses	6,500,853	
II. Other Expenses	4,001,069	

DIVISION OF ENGINEERING AND CONSTRUCTION		1,700,484
I. Personnel and Related Expenses	1,500,481	
II. Other Expenses	200,003	
TOTAL DEPARTMENT OF PUBLIC SERVICE	\$12,487,597	\$12,487,597
DEPARTMENT OF PARKS, RECREATION AND PROPERTIES		
PARKS, RECREATION AND PROPERTIES ADMINISTRATION		\$185,816
I. Personnel and Related Expenses	\$166,264	
II. Other Expenses	19,552	
DIVISION OF RESEARCH, PLANNING & DEVELOPMENT		216,058
I. Personnel and Related Expenses	171,551	
II. Other Expenses	44,507	
DIVISION OF RECREATION		2,793,777
I. Personnel and Related Expenses	1,970,598	
II. Other Expenses	823,178	
DIVISION OF PARKING FACILITIES - ON STREET		317,820
I. Personnel and Related Expenses	306,100	
II. Other Expenses	11,720	
DIVISION OF PROPERTY MANAGEMENT		3,352,511
I. Personnel and Related Expenses	2,472,131	
II. Other Expenses	880,380	
DIVISION OF PARK MAINTENANCE & PROPERTIES		3,515,667
I. Personnel and Related Expenses	2,883,328	
II. Other Expenses	632,340	
TOTAL DEPARTMENT OF PARKS, RECREATION & PROPERTIES	\$10,381,649	\$10,381,649
BOXING AND WRESTLING COMMISSION		
BOXING AND WRESTLING COMMISSION		2,702
I. Personnel and Related Expenses	\$2,579	
II. Other Expenses	123	
TOTAL BOXING AND WRESTLING COMMISSION	\$2,702	2,702
URBAN PLANNING AND DEVELOPMENT		
DEPARTMENT OF COMMUNITY DEVELOPMENT		
DIRECTOR'S OFFICE		31,967
I. Personnel and Related Expenses	\$31,967	
DIVISION OF ADMINISTRATIVE SERVICES		\$30,201
I. Personnel and Related Expenses	\$30,201	
DIVISION OF BUILDING & HOUSING		2,507,575
I. Personnel and Related Expenses	2,105,365	
II. Other Expenses	402,210	
DIVISION OF NEIGHBORHOOD SERVICES		28,624
I. Personnel and Related Expenses	28,624	
DIVISION OF NEIGHBORHOOD DEVELOPMENT		186,200
I. Personnel and Related Expenses	73,673	
II. Other Expenses	112,528	
TOTAL DEPARTMENT OF COMMUNITY DEVELOPMENT	\$2,784,567	\$2,784,567
REGULATORY BOARDS & COMMISSIONS		
LANDMARKS COMMISSION		\$35,972
I. Personnel and Related Expenses	\$27,956	
II. Other Expenses	8,016	
BOARD OF BUILDING STANDARDS & APPEALS		54,552
I. Personnel and Related Expenses	50,113	
II. Other Expenses	4,439	



BOARD OF ZONING APPEALS		83,724
I. Personnel and Related Expenses	77,446	
II. Other Expenses	6,277	
BOARD OF EXAMINERS OF PLUMBERS AND ELECTRICIANS		34,923
I. Personnel and Related Expenses	33,440	
II. Other Expenses	1,482	
FAIR CAMPAIGN FINANCE COMMISSION		6,180
II. Other Expenses	6,180	
TOTAL REGULATORY BOARDS	\$215,350	215,350
DEPARTMENT OF ECONOMIC DEVELOPMENT		
ECONOMIC DEVELOPMENT ADMINISTRATION		\$416,473
I. Personnel and Related Expenses	402,757	
II. Other Expenses	13,716	
OFFICE OF EQUAL OPPORTUNITY		\$247,684
I. Personnel and Related Expenses	\$192,123	
II. Other Expenses	55,561	
CITY PLANNING COMMISSION		\$480,336
I. Personnel and Related Expenses	\$459,784	
II. Other Expenses	20,552	
PORT CONTROL-HARBOR DEVELOPMENT		\$19,604
I. Personnel and Related Expenses	\$19,604	
II. Other Expenses	—	
TOTAL URBAN PLANNING AND DEVELOPMENT	\$1,164,096	\$1,164,096
DEPARTMENT OF PUBLIC HEALTH		
HEALTH ADMINISTRATION		\$120,714
I. Personnel and Related Expenses	\$50,695	
II. Other Expenses	70,019	
DIVISION OF CORRECTION		2,243,078
I. Personnel and Related Expenses	1,622,916	
II. Other Expenses	620,162	
DIVISION OF HEALTH		\$997,675
I. Personnel and Related Expenses	\$727,127	
II. Other Expenses	270,548	
DIVISION OF THE ENVIRONMENT		638,138
I. Personnel and Related Expenses	540,975	
II. Other Expenses	97,163	
TOTAL DEPARTMENT OF PUBLIC HEALTH	\$3,999,604	\$3,999,604
DEPARTMENT OF AGING		
DEPARTMENT OF AGING		\$78,745
I. Personnel and Related Expenses	\$64,934	
II. Other Expenses	13,811	
TOTAL DEPARTMENT OF AGING	\$78,745	\$78,745
SUPPORT FUNCTIONS		
FINANCIAL AND LEGAL ADMINISTRATION		
DEPARTMENT OF FINANCE		
FINANCE ADMINISTRATION		\$107,144
I. Personnel and Related Expenses	\$85,896	
II. Other Expenses	21,248	
DIVISION OF ACCOUNTS		468,686
I. Personnel and Related Expenses	223,069	
II. Other Expenses	245,617	

DIVISION OF ASSESSMENTS & LICENSES		303,990
I. Personnel and Related Expenses	258,858	
II. Other Expenses	45,132	
DIVISION OF TREASURY		124,646
I. Personnel and Related Expenses	104,852	
II. Other Expenses	19,794	
DIVISION OF PURCHASES & SUPPLIES		209,520
I. Personnel and Related Expenses	170,472	
II. Other Expenses	39,048	
BUREAU OF INTERNAL AUDIT		190,997
I. Personnel and Related Expenses	57,152	
II. Other Expenses	133,845	
DIVISION OF FINANCIAL REPORTING AND CONTROL		350,317
I. Personnel and Related Expenses	277,823	
II. Other Expenses	72,494	
TOTAL DEPARTMENT OF FINANCE	\$1,755,300	\$1,755,300
OFFICE OF BUDGET & MANAGEMENT-BUDGET ADMIN.		\$139,620
I. Personnel and Related Expenses	\$128,906	
II. Other Expenses	10,715	
LAW		\$2,352,039
I. Personnel and Related Expenses	\$1,439,394	
II. Other Expenses	912,645	
TOTAL FINANCIAL AND LEGAL ADMINISTRATION	\$4,246,960	\$4,246,960
PERSONNEL ADMINISTRATION		
OFFICE OF PERSONNEL		\$688,474
I. Personnel and Related Expenses	\$388,443	
II. Other Expenses	300,031	
CIVIL SERVICE COMMISSION		375,662
I. Personnel and Related Expenses	238,142	
II. Other Expenses	137,520	
TOTAL PERSONNEL ADMINISTRATION	\$1,064,136	\$1,064,136
NON DEPARTMENTAL		
TRANSFERS TO OTHER FUNDS		\$5,000,000
II. Other Expenses	\$5,000,000	
OTHER ADMINISTRATIVE		6,000,000
II. Other Expenses	6,000,000	
TOTAL NON DEPARTMENTAL	\$11,000,000	\$11,000,000
TOTAL SUPPORT FUNCTIONS	\$16,311,097	\$16,311,097
TOTAL GENERAL FUND	\$141,325,816	\$141,325,816
SPECIAL REVENUE FUND		
RESTRICTED INCOME TAX FUND		\$27,300,000
I. Capital	\$15,500,000	
II. Debt Service	11,800,000	
STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND		12,000,227
I. Personnel and Related Expenses	5,000,059	
II. Other Expenses	7,000,168	
TOTAL SPECIAL REVENUE FUNDS	\$39,300,227	\$39,300,227
INTERNAL SERVICE FUNDS		
INFORMATION SYSTEMS SERVICES-TELECOMMUNICATIONS		\$1,276,820
I. Personnel and Related Expenses	\$124,048	
II. Other Expenses	1,152,772	

INFORMATION SYSTEMS SERVICES		\$2,017,637
I. Personnel and Related Expenses	440,443	
II. Other Expenses	1,577,194	
DIVISION OF MOTOR VEHICLE MAINTENANCE		6,605,215
I. Personnel and Related Expenses	1,600,000	
II. Other Expenses	5,005,215	
DIVISION OF PRINTING AND REPRODUCTION		411,169
I. Personnel and Related Expenses	166,231	
II. Other Expenses	244,938	
CITY STOREROOM AND CENTRAL WAREHOUSE		210,669
I. Personnel and Related Expenses	33,800	
II. Other Expenses	176,870	
TOTAL INTERNAL SERVICE FUNDS	\$10,521,511	\$10,521,511
ENTERPRISE FUNDS		
DEPARTMENT OF PUBLIC UTILITIES		
UTILITIES ADMINISTRATION		\$871,148
I. Personnel and Related Expenses	\$295,365	
II. Other Expenses	575,783	
DIVISION OF FISCAL CONTROL		490,945
I. Personnel and Related Expenses	450,523	
II. Other Expenses	40,422	
DIVISION OF WATER		62,021,952
I. Personnel and Related Expenses	22,019,423	
II. Other Expenses	40,002,529	
DIVISION OF WATER POLLUTION CONTROL		6,500,340
I. Personnel and Related Expenses	2,600,056	
II. Other Expenses	3,900,284	
DIVISION OF CLEVELAND PUBLIC POWER		38,004,456
I. Personnel and Related Expenses	8,003,849	
II. Other Expenses	30,000,607	
TOTAL DEPARTMENT OF PUBLIC UTILITIES	\$107,888,841	\$107,888,841
DEPARTMENT OF PORT CONTROL		
AIRPORTS-OPERATIONS		\$26,623,762
I. Personnel and Related Expenses	\$21,300,701	
II. Other Expenses	5,323,061	
AIRPORT DEVELOPMENT FUND		—
II. Other Expenses	—	
TOTAL DEPARTMENT OF PORT CONTROL	\$26,623,762	\$26,623,762
DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES		
DIVISION OF CEMETERIES		\$590,456
I. Personnel and Related Expenses	\$465,235	
II. Other Expenses	125,221	
GOLF COURSE FUND		546,492
I. Personnel and Related Expenses	221,715	
II. Other Expenses	324,777	
DIVISION OF PARKING FACILITIES-OFF STREET PARKING		5,888,946
I. Personnel and Related Expenses	239,413	
II. Other Expenses	5,649,533	
CONVENTION CENTER & STADIUM		2,128,050
I. Personnel and Related Expenses	871,272	
II. Other Expenses	1,256,778	

CONVENTION CENTER & STADIUM-MARKET		378,699
I. Personnel and Related Expenses	130,269	
II. Other Expenses	248,429	
PROPERTY MANAGEMENT-EAST SIDE MARKET		190,562
I. Personnel and Related Expenses	67,322	
II. Other Expenses	123,240	
TOTAL PARKS, RECREATION & PROPERTIES	\$9,723,205	\$9,723,205
TOTAL ENTERPRISE FUNDS	\$144,235,808	\$144,235,808
AGENCY FUND		
CENTRAL COLLECTION AGENCY		\$1,571,626
I. Personnel and Related Expenses	\$1,054,117	
II. Other Expenses	517,510	
TOTAL AGENCY FUND	\$1,571,626	\$1,571,626
DEBT SERVICE FUND		
SINKING FUND COMMISSION		\$8,192,776
I. Personnel and Related Expenses	\$30,965	
II. Other Expenses	61,811	
III. Debt Service	8,100,000	
TOTAL DEBT SERVICE FUND	\$8,192,776	\$8,192,776
TOTAL OTHER FUNDS	\$195,629,172	\$195,629,172
TOTAL GENERAL FUND	\$141,325,816	\$141,325,816
TOTAL GENERAL AND OTHER FUNDS	\$345,147,765	\$345,147,765

**Section 2.** That expenditures and payments made under and pursuant to the ordinance appropriating such sum or sums of money shall be charged against the Annual Appropriation Ordinance shall become effective, and to the various departments and divisions in payments or whose officers and employees and operating expenses such sum or sums of money hereunder shall then have been made under the authority of this ordinance after the effective date of said Annual Appropriation Ordinance for the fiscal year ending December 31, 1997.

**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. 2127-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency ordinance to transfer the sum of Four Million Four Hundred Ninety Three Thousand One Hundred Twenty Two Dollars (\$4,493,122) within the various divisions of the General Fund, Eight hundred fifty thousand dollars (\$850,000) within the Special Revenue Fund, Two Hundred Thousand Dollars (\$200,000) within the Internal Service Fund, One Million Three Hundred Thousand Dollars within the Enterprise Fund (\$1,300,000) and Two Hundred Fifty Thousand Dollars within the Agency Fund.**

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 ninety three thousand one hundred twenty two dollars (\$7,093,122) be the same and hereby transferred as follows:

	FROM	TO
GENERAL FUND		
MUNICIPAL COURT		
Judicial Division		
I. Personnel and Related Expenses	\$ —	\$ —
II. Other Expenses	—	99,976
Clerks Division		
I. Personnel and Related Expenses	\$ 249,313	\$ —
II. Other Expenses	—	60,000

	FROM	TO
Housing Division		
I. Personnel and Related Expenses	\$ 73,877	\$ —
II. Other Expenses	—	\$ —
	<hr/>	<hr/>
TOTAL MUNICIPAL COURT	\$ 323,190	159,976
 DEPARTMENT OF PUBLIC SAFETY		
Public Safety Administration		
I. Personnel and Related Expenses	\$ 649,416	\$ —
II. Other Expenses	—	120,952
Division of Police		
I. Personnel and Related Expenses	\$ —	\$ 312,521
II. Other Expenses	221,818	—
Division of Fire		
I. Personnel and Related Expenses	\$ —	\$ 228,004
II. Other Expenses	—	—
Division of Emergency Medical Services		
I. Personnel and Related Expenses	\$ —	\$ 53,279
II. Other Expenses	—	84,697
Division of Traffic Engineering		
I. Personnel and Related Expenses	\$ 60,891	\$ —
II. Other Expenses	—	23,784
Division of Dog Pound		
I. Personnel and Related Expenses	\$ 24,112	\$ —
II. Other Expenses	—	—
	<hr/>	<hr/>
TOTAL DEPARTMENT OF PUBLIC SAFETY	\$ 956,237	823,237
 COMMUNITY RELATIONS BOARD		
Community Relations Board		
I. Personnel and Related Expenses	\$ 19,298	\$ —
II. Other Expenses	—	9,020
	<hr/>	<hr/>
TOTAL COMMUNITY RELATIONS BOARD	\$ 19,298	9,020
 DEPARTMENT OF PUBLIC SERVICE		
Public Safety Administration		
I. Personnel and Related Expenses	\$ 63,000	\$ —
II. Other Expenses	—	—
Division of Architecture		
I. Personnel and Related Expenses	\$ 75,000	\$ —
II. Other Expenses	—	—
Division of Waste Collection and Disposal		
I. Personnel and Related Expenses	\$ 810,000	\$ —
II. Other Expenses	—	374,885
Division of Engineering and Construction		
I. Personnel and Related Expenses	\$ 200,000	\$ —
II. Other Expenses	—	—
	<hr/>	<hr/>
TOTAL DEPARTMENT OF PUBLIC SERVICE	\$1,148,000	\$ 374,885
 DEPARTMENT OF PARKS, RECREATION AND PROPERTIES		
Parks, Recreation, and Properties Admin.		
I. Personnel and Related Expenses	\$ —	\$ 42,073
II. Other Expenses	—	—
Division of Research, Planning, and Dev.		
I. Personnel and Related Expenses	\$ 27,188	\$ —
II. Other Expenses	—	—
Division of Recreation		
I. Personnel and Related Expenses	\$ 220,000	\$ —
II. Other Expenses	—	100,000

	FROM	TO
Division of Property Management		
I. Personnel and Related Expenses	\$ —	\$ 128,992
II. Other Expenses	—	—
Division of Park Maintenance & Properties		
I. Personnel and Related Expenses	\$ 325,000	\$ —
II. Other Expenses	—	225,000
	<hr/>	<hr/>
TOTAL PARKS, RECREATION AND PROPERTIES	\$ 572,188	\$ 496,065
URBAN PLANNING AND DEVELOPMENT		
DEPARTMENT OF COMMUNITY DEVELOPMENT		
Division of Building and Housing		
I. Personnel and Related Expenses	\$ 183,199	\$ —
II. Other Expenses	77,227	—
Division of Neighborhood Development		
I. Personnel and Related Expenses	\$ 169,409	\$ —
II. Other Expenses	—	—
	<hr/>	<hr/>
Total Community Development	\$ 429,835	\$ —
DEPARTMENT OF ECONOMIC DEVELOPMENT		
Economic Development		
I. Personnel and Related Expenses	\$ 250,020	\$ —
II. Other Expenses	—	10,441
Office of Equal Opportunity		
I. Personnel and Related Expenses	\$ —	\$ 118,086
II. Other Expenses	—	13,256
City Planning Commission		
I. Personnel and Related Expenses	\$ —	\$ 68,664
II. Other Expenses	—	3,958
Port Control-Harbor Development		
I. Personnel and Related Expenses	\$ —	\$ —
II. Other Expenses	—	—
	<hr/>	<hr/>
TOTAL URBAN PLANNING AND DEVELOPMENT	\$ 679,855	\$ 214,405
DEPARTMENT OF PUBLIC HEALTH		
Health Administration		
I. Personnel and Related Expenses	\$ 54,203	\$ —
II. Other Expenses	—	9,000
Division of Correction		
I. Personnel and Related Expenses	\$ 49,230	\$ —
II. Other Expenses	—	61,230
Division of Health		
I. Personnel and Related Expenses	\$ 100,521	\$ —
II. Other Expenses	—	53,851
Division of Environment		
I. Personnel and Related Expenses	\$ 174,104	\$ —
II. Other Expenses	—	58,308
	<hr/>	<hr/>
TOTAL URBAN PLANNING AND DEVELOPMENT	\$ 378,058	\$ 182,389
SUPPORT FUNCTIONS		
FINANCIAL AND LEGAL ADMINISTRATION		
DEPARTMENT OF FINANCE		
Division of Accounts		
I. Personnel and Related Expenses	\$ —	\$ —
II. Other Expenses	—	57,165

	FROM	TO
Division of Purchases and Supplies		
I. Personnel and Related Expenses	\$ 10,000	\$ —
II. Other Expenses	—	10,000
Division of Financial Reporting & Control		
I. Personnel and Related Expenses	\$ 270,000	\$ —
II. Other Expenses	—	—
TOTAL DEPARTMENT OF FINANCE	<u>\$ 280,000</u>	<u>\$ 67,165</u>
Law		
I. Personnel and Related Expenses	\$ 110,290	\$ —
II. Other Expenses	—	986,380
TOTAL FINANCE AND LEGAL ADMINISTRATION	<u>\$ 390,290</u>	<u>\$1,053,545</u>
PERSONNEL ADMINISTRATION		
Civil Service Commission		
I. Personnel and Related Expenses	\$ 26,006	\$ —
II. Other Expenses	—	125,106
TOTAL DEPARTMENT OF FINANCE	<u>\$ 280,000</u>	<u>\$ 67,165</u>
TOTAL PERSONNEL ADMINISTRATION	<u>\$ 26,006</u>	<u>\$ 125,106</u>
NONDEPARTMENTAL		
County Auditor Deductions		
II. Other Expenses	\$ —	\$ 45,000
TRANSFER TO OTHER FUNDS	\$ —	\$ 67,165
II. Other Expenses	\$ —	\$ 164,157
OTHER ADMINISTRATIVE		
II. Other Expenses	\$ —	\$ 845,337
TOTAL NONDEPARTMENTAL	<u>\$ —</u>	<u>\$1,054,494</u>
TOTAL SUPPORT FUNCTIONS	\$ 416,296	\$2,233,145
TOTAL GENERAL FUND	\$4,493,122	\$4,493,122
SPECIAL REVENUE FUNDS		
Restricted Income Tax		
I. Capital	\$ —	\$ 850,000
II. Debt Service	850,000	—
TOTAL SPECIAL REVENUE FUND	<u>\$ 850,000</u>	<u>\$ 850,000</u>
INTERNAL SERVICE FUND		
Division of Motor Vehicle Maintenance		
I. Personnel and Related Expenses	\$ 200,000	\$ —
II. Other Expenses	—	200,000
TOTAL INTERNAL SERVICE FUND	<u>\$ 200,000</u>	<u>\$ 200,000</u>
ENTERPRISE FUNDS		
Airports - Operations		
I. Personnel and Related Expenses	\$1,200,000	\$ —
II. Other Expenses	—	1,200,000
TOTAL DEPARTMENT OF PORT CONTROL	<u>\$1,200,000</u>	<u>\$1,200,000</u>
DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES		
Division of Cemeteries		
I. Personnel and Related Expenses	\$ 30,000	\$ —
II. Other Expenses	—	30,000

	FROM	TO
Golf Course Fund		
I. Personnel and Related Expenses	\$ —	\$ 70,000
II. Other Expenses	70,000	—
	<hr/>	<hr/>
TOTAL DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES	\$ 100,000	\$ 100,000
	<hr/>	<hr/>
TOTAL ENTERPRISE FUNDS	\$1,300,000	\$1,300,000
AGENCY FUND		
Central Collection Agency		
I. Personnel and Related Expenses	\$ 250,000	\$ —
II. Other Expenses	—	250,000
	<hr/>	<hr/>
TOTAL AGENCY FUND	\$ 250,000	\$ 250,000
	<hr/>	<hr/>
TOTAL GENERAL AND OTHER FUNDS	\$7,093,122	\$7,093,122

**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 upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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

**Ord. No. 2128-96.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Kazimierz Chruscik, or his designee, to provide economic development assistance to partially finance the expansion of the Europa Deli on Fleet 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 Kazimierz Chruscik, or his designee, to provide economic development assistance to partially finance the expansion of the Europa Deli at 6308 Fleet Avenue, Cleveland, Ohio.

**Section 2.** That the term of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2128-96-A.

**Section 3.** That the costs of said contract shall not exceed Twenty Six Thousand Dollars (\$26,000), and shall be paid from Fund No. 17 SF 008, Request No. 23302.

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

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to

deposit said monies in Fund No. 17 SF 006.

**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. 17 SF 305, Loan Fees Fund.

**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, Finance, Law; Committees on Community and Economic Development, Finance.

**FIRST READING  
ORDINANCE REFERRED**

**Ord. No. 2131-96.**

**By Councilman Westbrook.**

**An ordinance to change the Use, Area, and Height Districts of lands on the southwesterly side of Detroit Avenue, N.W. to the center line of the Rapid Transit - N.Y.C., R.R. tracks. (Map Change No. 1922, Sheet No. 1)**

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

**Section 1.** That the Use, Area, and Height Districts of lands bounded and described as follows,

Beginning at the intersection of the center line of Detroit Avenue, N.W. and the center line of the Rapid Transit, New York Central Railroad (L. S. & M.S. RWY) tracks; thence southwesterly along said center line of said Rapid Transit, New York Central Railroad (L.S. & M.S. RWY) tracks to its intersection with the southwesterly extension of the northwesterly line of Sublot No. 10 in the Jennings, Wetmore, Schilling Et. Al Allotment as recorded in Volume 3, Page 47 of the Cuyahoga County Map Records; thence northeasterly along said southwesterly extension and along said northwesterly line of said Sublot No. 10 and along its northeasterly extension to the center line of Detroit Avenue, N.W.; thence southeasterly along said center line of Detroit Avenue, N.W. to the place of beginning,

and as outlined in red on the map hereto attached, be and the same is hereby changed to a General Retail Business District, a 'C' Area District, and a '2' Height District.

**Section 2.** That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1922, Sheet No. 1 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

**Section 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of City Planning Commission, Law; Committee on City Planning.



**FIRST READING EMERGENCY RESOLUTIONS REFERRED**

**Res. No. 2129-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies certifying them to the County Auditor.**

Whereas, this Council, in accordance with the provisions of law, has previously adopted a Tax Budget, for the fiscal year commencing January 1, 1997; and

Whereas, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council and what part thereof is without and what part within the 10-Mill limitation; 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 the amounts and rates as determined by the Budget Commission in its certification be and the same are hereby accepted.

**Section 2.** That there be and is hereby levied on the tax duplicate of the City of Cleveland the rate of each tax necessary to be levied within and without the 10-Mill limitation, as follows:

**SCHEDULE A**

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

	Amount to be Derived From Levies	County Auditor's Estimate of Tax Rate To Be Levied	
		Outside 10-Mill Limitation Column II	Inside 10-Mill Limit Column V Column VI
GENERAL FUND			7.75
BOND RETIREMENT FUND		4.35	
POLICE PENSION FUND			0.30
FIRE PENSION FUND		0.05	0.25
TOTAL		4.40	8.30

**Section 3.** That the Clerk of Council be and she hereby is directed to certify a copy of this resolution to the County Auditor of said County.

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

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

**Res. No. 2130-96.**

**By Councilman Rokakis (by departmental request).**

**An emergency resolution requesting the County Auditor to make tax advances during the year 1997, pursuant to Section 321.34, Ohio Revised Code.**

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

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

**Section 1.** That the County Auditor be and he hereby is requested to draw, and the County Treasurer to pay on such draft to the Treasury of the City of Cleveland such money as may be in the County Treasury from time to time during the year 1997 to the account of the City of Cleveland and lawfully applicable to the purpose of the current fiscal year in which such request is made, such payments to be made from time to time as the Director of Finance or the Mayor of the City of Cleveland may request.

**Section 2.** That the Clerk of Council be and she hereby is directed to

transmit a certified copy of this resolution to the Auditor of 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.

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

**Res. No. 2135-96.**

**By Councilman Patmon.**

**An emergency resolution urging the Cleveland Electric Illuminating Company and Cleveland Public Power to enter into a cooperative agreement to respond jointly to restore electrical power to City of Cleveland residents during emergency situations.**

Whereas, the City of Cleveland has suffered two (2) devastating storms in the last three years which have caused substantial injury and damage to persons and property and

have resulted in the loss of electrical power to large numbers of City residents and businesses; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, or safety in that both the Cleveland Electric Illuminating Company and Cleveland Public Power have the resources to assist one another in restoring electrical power to City resident during emergency situations; now, therefore,

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

**Section 1.** That this Council urges the Cleveland Electric Illuminating Company and Cleveland Public Power to enter into a cooperative agreement to respond jointly to restore electrical power to City of Cleveland residents during emergency situations.

**Section 2.** That, if the two utilities are unable to agree to voluntarily cooperation, this Council will investigate legislative alternatives to compel joint efforts by the two utilities to restore electrical service to City residents.

**Section 3.** That the Clerk of Council

cil is hereby directed to transmit copies of this resolution to the Director of Public Utilities and to the Chief Executive Officer for the Cleveland Electric Illuminating Company.

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

Referred to Directors of Public Utilities, Law; Committee on Public Utilities.

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

**Ord. No. 2120-96.**

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

**An emergency ordinance to amend Section 3 of Ordinance No. 1284-96, passed October 14, 1996, relating to the public improvement of constructing, rehabilitating, expanding or otherwise improving parks, recreation facilities, the West Side Market parking lot and park maintenance buildings, and professional services necessary therefor.**

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

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

**Section 1.** That Section 3 of Ordinance No. 1284-96, passed October 14, 1996, is hereby amended to read as follows:

Section 3. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of constructing, rehabilitating, expanding or otherwise improving parks in even-numbered wards, **Abbey Park, Rockefeller Park** and the West Side Market parking lot, for the Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

**Section 2.** That existing Section 3 of Ordinance No. 1284-96, passed October 14, 1996, is hereby repealed.

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

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

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

**Ord. No. 2132-96.**

**By Councilman Jackson. An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Ohio Educational Credit Union to stretch banners on East 22nd Street, between Orange Avenue and**

**Community College Avenue, for the period from February 1, 1997 to March 1, 1997, inclusive, publicizing its Grand Opening.**

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 Ohio Educational Credit Union to install, maintain and remove banners on East 22nd Street, between Orange Avenue and Community College Avenue, for the period from February 1, 1997 to March 1, 1997, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said 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.

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

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

**Ord. No. 2133-96.**

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

**An emergency ordinance placing a moratorium on the acceptance of an application for any permit relating to the establishment or expansion of a Correctional Halfway House.**

Whereas, the City of Cleveland operates programs that attempt to preserve and revitalize neighborhoods of the City, adopts various regulations designed to protect the neighborhoods from incompatible uses, and periodically assesses the effectiveness of those programs and regulations; and

Whereas, the City of Cleveland, in response to receipt of a number of applications in the past two years, did a preliminary analysis, which was just completed, of concerns regarding the affects on the public health, safety, and general welfare to be afforded by proper regulation of facilities that provide boarding and services for individuals referred to such facilities by either a governmental authority or a court of law as furlonghees, parolees, probationers, or in any other confinement status within the correctional system ("Correctional Halfway Houses"); and

Whereas, this Council is aware of

the congested conditions of the State of Ohio's correctional institutions and is desirous of investigating various alternatives to incarceration; and

Whereas, this Council has determined that regulations for Correctional Halfway Houses, including regulations concerning their location and operation are critical to the avoidance of detrimental affects on the public health, safety, and general welfare, particularly in neighborhoods the City is attempting to preserve and revitalize; and

Whereas, current City ordinances do not adequately provide for the regulation of Correctional Halfway Houses; and

Whereas, the City is developing regulations for Correctional Halfway Houses; and

Whereas, the various departments of the City require an additional ninety (90) days in order to properly complete regulations for the establishment, expansion, or operation of Correctional Halfway houses within the City in order to protect the public health, safety, morals, and general welfare; and

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

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

**Section 1.** That for purposes of this Ordinance, "Correctional Halfway House" means a premises which provides room and board and rehabilitative services to individuals who have been assigned to or referred to such facility by either a governmental authority or court of law as furlonghees, parolees, probationers, or in any other confinement status within the correctional system.

**Section 2.** That, notwithstanding and as an exception to any and all provisions of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, no City department shall accept an application for any permit where such application relates to the establishment, expansion, or operation of a Correctional Halfway House until the City has completed its review of public health, safety, morals, and general welfare issues with respect to the manner in which Correctional Halfway Houses are provided for in the community and has adopted regulations addressing same, or until ninety (90) days have passed following the effective date of this ordinance, whichever is first to occur.

**Section 3.** That refusal of an application under this ordinance may be appealed to the appropriate board for consideration pursuant to authority in Section 76-6(b) of the Charter of the City of Cleveland.

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

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

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

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

**Res. No. 2134-96.**

By Councilman O'Malley.

An emergency resolution withdrawing objection to the renewal of a Liquor Permit to 4462-64 State Road, and repealing Res. No. 1524-96, objecting to said renewal.

Whereas, this Council objected to the renewal of a Liquor Permit to 4462-64 State Road by Res. No. 1524-96, adopted August 14, 1996; and

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

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

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

**Section 1.** That objection to the renewal of a Liquor Permit to 4462-64 State Road be and the same is hereby withdrawn and Res. No. 1524-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

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

**Res. No. 2136-96.**

By Councilmen Westbrook and Patton.

An emergency resolution opposing the proposed merger of Centor Energy Company, parent company of Cleveland Electric Illuminating Company, and the Ohio Edison Company.

Whereas, the Ohio Edison Company has proposed to acquire the Centor Energy Company, parent of Cleveland Electric Illuminating Company; and

Whereas, on November 8, 1996, these companies filed at the Federal Energy Regulatory Commission (FERC) a Joint Application for approval of the merger of the companies into a single electric utility to be known as FirstEnergy Corp. (FERC Docket No. EC97-5-000); and

Whereas, on November 15, 1996, these companies filed an Application and a Stipulation and Recommendation before the Public Utilities Commission of Ohio (PUCO), which would affect rates and services provided by CEI to its customers for the next nine years, and which sets a deadline for PUCO approval of January 31, 1997 (PUCO Case No. 96-1211-EL-UNC); and

Whereas, this Council is particularly concerned that the proposed merger may strengthen the ability of these companies to pass along so-called stranded investment costs to the retail consumers; and

Whereas, many of these stranded investment costs resulted from financial mismanagement and should not be recoverable from the rate payers, regardless of whether retail wheeling is ever approved; and

Whereas, the elimination of competition between the companies through this merger may greatly decrease their incentive to bear responsibility for these costs; and

Whereas, this Council is concerned about an expedited process caused by the artificial deadline set by the companies for PUCO action on their Application and Stipulation; and

Whereas, this Council is also concerned that the merger may unfairly impact municipal competitive alternatives, and particularly Cleveland Public Power (CPP), through the use of a greater monopoly on power generation and transmission of electricity; and

Whereas, the PUCO must carefully consider the high level of current rates and the need for immediate rate reductions, as well as the need to maintain regulatory control by the PUCO and consumer oversight over Centor and FirstEnergy; and

Whereas, the PUCO should ensure that the companies maintain and increase funding for low income weatherization and energy efficiency measures; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety in that the proposal by Ohio Edison to acquire Centor Energy, will have a profound effect on customers of CEI within the City of Cleveland, as well as a profound effect on competition in the provision of retail and wholesale electric services; now, therefore,

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

**Section 1.** That this Council opposes the merger of Centor Energy Company, parent company of Cleveland Electric Illuminating Company, and the Ohio Edison Company as proposed, and opposes an expedited process on the proposed Application and Stipulation before the PUCO.

**Section 2.** That this Council urges the Administration to all appropriate actions to oppose the merger before the FERC and the PUCO.

**Section 3.** That the Clerk of Council is hereby directed to transmit copies of this resolution to each of the companies that are parties to the proposed merger, the FERC, the PUCO, and the Office of Consumers' Counsel.

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

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

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

**SECOND READING EMERGENCY  
ORDINANCES PASSED**

**Ord. No. 1984-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Personnel and Human Resources to enter into an agreement for the lease of a high capacity medium-sized copier, for the Department of Personnel and Human Resources.

Approved by Directors of Personnel and Human Resources, Finance, Law; Relieved of Committee on Finance.

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

**Ord. No. 1985-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by contract of labor and materials necessary to install refurbished modular wall panels and blinds for offices located at 1701 East 13th Street, and the purchase of not to exceed two conference tables, for the Department of Personnel and Human Resources.

Approved by Directors of Personnel and Human Resources, Finance, Law; Relieved of Committee on Finance.

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

**Ord. No. 2044-96.**

By Councilman Smith.

An emergency ordinance to amend the title and Section 4 of Ordinance No. 2122-93, passed November 22, 1993, as amended by various ordinances, relating to an off-street parking facility at West 26th Street and Market Avenue.

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

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

**THIRD READING EMERGENCY  
ORDINANCES PASSED**

**Ord. No. 1034-96.**

By Councilmen Polensek, Jackson, 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 17633 Dorchester Drive to East Shore Park Club Company.

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

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1101-96.**

By Councilmen Coats, Jackson, 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 981-1003 East 149th Street aka 14900-14918 St. Clair Avenue to Collinwood Community Services Center.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1279-96.**

By Councilman Britt.

An emergency ordinance to vacate a portion of East 88th Street, hereinafter described.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1318-96.**

By Councilman Rokakis.

An emergency ordinance to vacate a portion of Ardoyne Avenue, S.W., hereinafter described.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1593-96.**

By Councilmen Britt, Jackson, 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 10603-05 Hulda Avenue to Lawrence Cooper.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1599-96.**

By Councilmen Melena, Jackson, 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 3133 West 50 Street to Joseph J. and Jennie V. Dudash.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1602-96.**

By Councilmen Miller, Jackson, 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 Carrington Avenue to Thomas J. Dluogo Jr. and Thomas J. Dluogo, Sr.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1614-96.**

By Councilmen Paulenske, Jackson, 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 1638 East 49th Street to Enrique Solis and Magaly Heredia.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1615-96.**

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 Attorney General's Office for the 1996-97 DARE Program.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1706-96.**

By Councilmen Lewis, Jackson, 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 9101 Blaine Avenue to Evelyn Robinson.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1835-96.**

By Councilmen Johnson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to accept ski lessons and other related services for children enrolled in City programs in exchange for a ski lift located at Camp Forbes, for the Division of Recreation, Department of Parks, Recreation and Properties.

Read third time. Passed. Yeas 20. Nays 0.

**Ord. No. 1942-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance to amend Sections 2 and 3 of Ordinance No. 646-96, passed May 20, 1996; and to

supplement said ordinance by adding new Section 3a, relating to the purchase of long distance telephone service for various city departments, the sale of long distance telephone services through pay telephones located on City property, and the vending of prepaid telephone calling cards on City property.

Read third time. Passed. Yeas 20. Nays 0.

**THIRD READING EMERGENCY RESOLUTION ADOPTED****Res. No. 1323-96.**

By Councilman Smith (by request).

An emergency resolution declaring the intention to vacate a portion of West 37th Place.


Read third time. Adopted. Yeas 20. Nays 0.

**MOTION**

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

**MOTION**

The Council adjourned at 8:10 p.m. to meet on Monday, December 2, 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**

November 20, 1996

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, November 20, 1996, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Absent: None.

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

On motion, the following resolutions were adopted.

**Resolution No. 825-96.**

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that pursuant to Section 101 of the Charter, Section 181.19 of the Codified Ordinances of Cleveland, Ohio 1976, and Resolution No. 921-52, adopted by the Board of Control on November 26, 1952, the report of the Commissioner of Purchases and Supplies for the sale of scrap, personal property, and by-products during the month of

October, 1996 in the amount \$9,110.54, hereto attached and made a part hereof, is hereby received, approved and ordered filed.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 826-96.**

By Director Konicek.

Resolved by the Board of Control of the City of Cleveland that all bids received on October 3, 1996 for Phase II A renovations roof repair-12302 Kirby Avenue for the Division of Water Pollution Control, Department of Public Utilities, pursuant to the authority of Ordinance No. 535-94, passed by the Council of the City of Cleveland on June 6, 1994, be and the same are hereby rejected.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 827-96.**

By Director Konicek.

Resolved by the Board of Control of the City of Cleveland that all bids received on October 3, 1996 for various sewer maintenance appurtenances - castings for the Division of Water Pollution Control, Department of Public Utilities, pursuant to the authority of Section 129.27 Codified Ordinances of Cleveland, Ohio, 1976 be and the same are hereby rejected.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 828-96.**

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Libby Construction Co., Inc. for an estimated quantity of labor and materials needed to repair water mains and appurtenances for the Division of Water, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract received on the 11th day of October, 1996, pursuant to the authority of Ordinance No. 425-96, passed May 6, 1996, which on the basis of the estimated quantity would amount to Two million seven hundred forty seven thousand six hundred dollars (\$2,747,600.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 79576

which shall be certified against such contract in the sum of five hundred thousand dollars (\$500,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities,

whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Be it further resolved by the Board of Control of the City of Cleveland that the following subcontractor to Libby Construction Co., Inc. for the above-mentioned public improvement hereby is approved:

Corlett Trenching  
40% (MBE)

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 829-96.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of B & S Transport, Inc. for an estimated quantity of New tires (Group E items 3, 4, 5, 6, 8, 9, 10, 12, 13) (Group F items 2, 3, 7) (Group A item 4) (Group B items 1, 5, 6, 8, 12, 13, 14, 16, 18, 21, 22, 25) (Group C item 3) (Group D items 2, 5, 6, 7) (Group H items 1-8, 10-20, 36, 39, 43) (Group J items 2, 3, 4, 6, 10, 14, 15, 16, 18, 19, 21, 22, 26-30, 32, 35, 36, 39-42) (Group K items 2 & 8) (Group L item 5) (Group M item 10) (Group N item 7) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on the 11th day of October, 1996, pursuant to the authority of Ordinance No. 1014-96, passed June 18, 1996, which on the basis of the estimated quantity would amount to approximately Forty three thousand nine hundred fifteen and 40/100 Dollars, (\$43,915.40), (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 091997

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

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 830-96.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Goodyear Tire & Rubber Company for an estimated quantity of New tires (Group A items 1, 2, 3, 5, 6) (Group B items 10, 15) (Group C items 1, 2, 5-8) (Group D items 3 &

4) (Group E item 11) (Group H items 22, 38) (Group J items 5, 13, 17, 34) (Group K items 1, 6) (Group L item 1) (Group N items 4, 10, 11, 14, 15) (Group O items 4, 8, 10, 11) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on the 11th day of October, 1996, pursuant to the authority of Ordinance No. 1014-96, passed June 18, 1996, which on the basis of the estimated quantity would amount to approximately One hundred eighteen thousand three hundred sixty three and 84/100 Dollars, (\$118,363.84), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 091998

which shall be certified against such contract in the sum of Fourteen Thousand and no/100 Dollars, (\$14,000.00).

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 831-96.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Tire Distributors, Inc. for an estimated quantity of New tires (Group B item 2, 4, 7, 9, 11, 17, 19, 20, 23, 24, 26, 27, 28) (Group C items 4, 9-14) (Group D item 1) (Group E item 1, 2, 7, 14,) (Group F item 1, 4, 5, 6) (Group G item 2, 4, 5, 8, 12, 13) (Group H item 9, 21, 24, 25, 27, 28, 30-34, 37, 40, 42, 44, 45) (Group I item 7-13, 15, 20, 21, 23-28, 30, 31, 33, 34, 35) (Group J item 1, 7, 8, 9, 11, 12, 23, 25, 31, 33, 43) (Group K item 3, 4, 5, 7) (Group L item 2-4, 6) (Group M item 1-9) (Group N item 1-6, 8, 12, 13) (Group O item 1-3, 5-7, 12, 13) (Group P item 1-15) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on the 11th day of October, 1996, pursuant to the authority of Ordinance No. 1014-96, passed June 18, 1996, which on the basis of the estimated quantity would amount to approximately Two hundred ninety six thousand one hundred forty nine and 66/100 Dollars, (\$296,149.66), (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 091999

which shall be certified against such contract in the sum of Twenty Thousand and no/100 Dollars, (\$20,000.00).

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 832-96.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Ziegler Tire Supply Corporation for an estimated quantity of New Tires (Group B Item 3) (Group H Item 23, 26, 29, 35, 41) (Group I item 1-6, 14, 16-19, 22, 29, 32, 36-38) (Group J Item 20, 24, 37) (Group G Item 1, 3, 6, 7, 9, 10, 11) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on the 11th day of October, 1996, pursuant to the authority of Ordinance No. 1014-96, passed June 18, 1996, which on the basis of the estimated quantity would amount to approximately Six thousand eight hundred thirty two and 85/100 Dollars, (\$6,832.85), (Net 10th Prox), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 092000

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

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 833-96.**

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Kenmore Construction Co., Inc., 700 Home Avenue, Akron, OH 44310, for the public improvement of The Rehabilitation of Hough Avenue/Mt. Sinai Drive from East 55th Street to East 105th Street, for the Division of Engineering and Construction, Department of Public Service, received on October 31, 1996, pursuant to the authority of Ordinance No. 926-95, passed June 12, 1995, upon a unit

basis, for the improvement in the aggregate amount of Five Million, Seven Hundred Forty Six Thousand, Eight Hundred Thirty Nine and 95/100 (\$5,746,839.95) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Service is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved the employment of the following Subcontractors of Kenmore Construction Co., Inc. for the aforementioned Public Improvement is hereby approved:

Choice Construction Co., Inc.  
(MBE) 30%

Cuyahoga Supply & Tool, Inc.  
(FBE) 10%

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 834-96.**

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Vandra Brothers Construction, Inc., 24629 Broadway, Oakwood Village, Ohio 44146, for the public improvement of Eddy Road Rehabilitation for the Division of Engineering and Construction, Department of Public Service, received on November 7, 1996, pursuant to the authority of Ordinance Nos. 905-93, 802-94 and 1012-95, passed June 13, 1993; June 14, 1994 and August 23, 1995, upon a unit basis, for the improvement in the aggregate amount of One million six hundred nine thousand eight hundred sixty four dollars 89/100 (\$1,609,864.89) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Service 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 to for the above mentioned public improvement is hereby approved:

Be it resolved that employment of the following subcontractors by Vandra Brothers for the aforementioned Public Improvement hereby is approved:

**SUBCONTRACTORS**

The Collinwood Shale Brick Co.  
12400 Broadway Avenue  
Garfield Heights, Ohio 44125  
4.84% FBE

Wilson Maintenance  
P.O. Box 22912  
Beachwood, Ohio 44122  
20.49% MBE

Forest City Erectors, Inc.  
8200 Boyle Parkway  
Twinsburg, Ohio 44087  
6.93% FBE

Cook Paving &  
Construction Co., Inc.  
5545 Canal Road  
Garfield Heights, Ohio 44125  
9.20% MBE

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting

Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 835-96.**

By Director Denihan.

Resolved, by the Board of Control of the City of Cleveland that the bid of Standard Law Enforcement Supply Co. on their conditional bid for an estimated quantity of 9MM Pistols, 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 the 10th day of October, 1996, pursuant to the Section 135.065 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to one hundred fourteen thousand, seven hundred fifty and no/100 Dollars, (\$114,750.00) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 81914**

14 - 9mm Pistols as specified with trade-in of 5 .38 caliber S&W Model 10 revolvers, as specified which shall be certified against such contract in the sum of Six thousand two hundred ninety and no/100 Dollars, (\$6,290.00).

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 836-96.**

By Director Spellman.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Precision Design & Construction, Inc. for the public improvement of Dove Park Site Improvements, for base bid items 1-43, 46-59, including Alternate Bid items 1-12 inclusive, and including the revised 5% contingency line item, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, received on September 20, 1996, pursuant to the authority of Ordinance No. 1284-96, passed October 14, 1996, upon a unit basis, for the improvement in the aggregate amount of Three hundred fourteen thousand, two hundred thirty-six and 13/100 (\$314,236.13) 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 following subcontractors for Precision Design & Construction, Inc. on the public

improvement contract for Dove Park Site Improvements hereby are approved:

**SUBCONTRACTORS RESPONSIBILITY**

Kushatea & Sons  
Landscaping  
(MBE)

Thompson Ground  
Development  
Trucking &  
Aggregates  
(MBE)

United Ready Mix  
Concrete  
(MBE)

Barrow Sign  
Signage  
(FBE)

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 837-96.**

By Director Spellman.

Resolved by the Board of Control of the City of Cleveland that all bids received on October 17, 1996 for New Doors, Frames and Hardware for Engine House No. 9 (All Items) for the Division of Property Management, Department of Parks, Recreation and Properties, pursuant to the authority of Ordinance No. 1028-93, passed by the Council of the City of Cleveland on June 7, 1993, be and the same are hereby rejected.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 838-96.**

By Director Spellman.

Resolved, by the Board of Control of the City of Cleveland that the bid of JTO, Inc. for an estimated quantity of Downtown Tree Assessment District for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for the period of one (1) year beginning with the date of execution of a contract received on the 12th day of September, 1996, pursuant to the authority of Ordinance No. 201-96, passed April 22, 1996, which on the basis of the estimated quantity would amount to One Hundred Twenty-five Thousand, One Hundred Five and 00/100ths Dollars, (\$125,105.00), (2% 10 Net 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 goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 089988**

which shall be certified against such contract in the sum of Fifteen Thousand and 00/100ths Dollars, (\$15,000.00).

Said requirement contract shall further provide that the Contractor shall furnish the remainder of the

City's requirements for such goods and/or services, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 839-96.**

By Director Spellman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Van Curen Services, Inc. for an estimated quantity of Tree Work in the Shaker Tree Assessment District for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for the period of one (1) year beginning with the date of execution of a contract received on the 18th day of October, 1996, pursuant to the authority of Ordinance No. 1477-96, passed August 14, 1996, which on the basis of the estimated quantity would amount to Thirty-one Thousand, Five Hundred Ninety-three and 00/100ths Dollars, (\$31,593.00), (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 goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 089987

which shall be certified against such contract in the sum of Five Thousand and 00/100ths Dollars, (\$5,000.00).

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 840-96.**

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. 003-29-075 located at 4215 John Avenue in Ward 14; and

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

Whereas, Carol A. Drummond,

abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

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

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

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing 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 requested to execute an Official Deed for and on behalf of the City of Cleveland with Carol A. Drummond for the sale and development of Permanent Parcel No. 003-29-075 located at 4215 John Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 841-96.**

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. 002-14-064 located at 1411 West 50 Street 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, Francisca Rodriguez, 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 Commu-

nity Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland with Francisca Rodriguez for the sale and development of Permanent Parcel No. 002-14-064 located at 1411 West 50 Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 842-96.**

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. 136-02-024 located at 9901 Elizabeth 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, Mattie and Charlotte Peterson, 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 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 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 requested to execute an Official Deed for and on behalf of the City of Cleveland with Mattie and Charlotte Peterson for the sale and development of Permanent Parcel No. 136-02-024 located at 9901 Elizabeth Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting

Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 843-96.**  
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. 004-19-150 located between 2451-55 West 5 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, Nicholas Pietro, 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 requested to execute an Official Deed for and on behalf of the City of Cleveland with Nicholas Pietro for the sale and development of Permanent Parcel No. 004-19-150 located between 2451-55 West 5 Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 844-96.**  
By Director Hamilton.

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

Whereas, City has acquired Permanent Parcel No. 125-36-043 under said Land Reutilization Program; and

Whereas, Ordinance No. 1618-95 passed December 18, 1995 authorized the sale of said parcel for a consideration established by the Board

of Control at not less than the Fair Market Value; and

Whereas, East 76th Street Properties Partnership has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1618-95 passed December 18, 1995 by the Cleveland City Council, the Mayor is hereby authorized to execute an Official Deed for and on behalf of the City of Cleveland with East 76th Street Properties Partnership for the sale and development of Permanent Parcel No. 125-36-043 as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1,000.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 845-96.**

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Kenmore Construction Company, 700 Home Avenue, Akron, Ohio 44310, for the public improvement of The Rehabilitation of East 79th Street for the Division of Engineering and Construction, Department of Public Service, received on October 17, 1996, pursuant to the authority of Ordinance Nos. 908-93 and 1012-95, passed June 14, 1993 and August 23, 1995, upon a unit basis, for the improvement in the aggregate amount of Five Hundred Sixty Thousand Eighty Nine and 60/100 (\$560,089.60) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Service is hereby authorized to enter into contract for said improvement with said bidder.

Be it resolved that the employment of the following subcontractor's of Kenmore Construction Company for the aforementioned Public Improvement hereby is approved:

**SUBCONTRACTORS**

Choice Construction Company, Inc.  
30675 Solon Road  
Solon, Ohio 44139  
MBE 30%

Cuyahoga Supply & Tool, Inc.  
5340 Perkins Road  
Bedford Heights, Ohio 44146  
FBE 0%

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 846-96.**

By Director Denihan.

Resolved, by the Board of Control of the City of Cleveland that the bid of Atwell Police & Fire Equipment Company, Inc. for an estimated

quantity of Uniform Clothing (Female Ballistic Vests) (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 the 14th day of November, 1996, pursuant to Section 135.06 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to Fifty-Five thousand and 00/100 Dollars (\$55,000.00), 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. 82011

17 Item 1B, Female Ballistic Vests, complete as specified

17 Item 2B, Additional Carriers (Female, complete as specified)

which shall be certified against such contract in the sum of Nine thousand three hundred fifty and 00/100 Dollars, (\$9,350.00).

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren, Acting Director Alexander.

Nays: None.  
Absent: None.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

FREDDIE J. FENDERSON,  
President



## SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 9, 1996

9:30 A.M.

Calendar No. 96-216: 7506 Indiana Ave., S.E.

Terry Vincent, owner, to convert to three dwelling units the 25'8"x 60' frame two story two family dwelling house on a 41' x 150' irregular shaped lot located in a B-Two Family District at 7506 Indiana Ave.; said use for three families being contrary to the two family use limitations of Section 337.03 and there being insufficient off-street parking contrary to the car per suite requirement of Section 349.04 and the lot size being insufficient for three dwelling units as determined by Sections 355.04 and 337.03 and the east sideyard being 3' in width contrary to the 8' requirement of Section 357.09 of the Codified Ordinances.

Calendar No. 96-217: 888 E. 139 St. Jannie Hood, owner, to erect approximately 50' of 6' high wood stockade fence along the south property line of the 40' x 130' lot located in a Two Family District and occupied by a two story dwelling house known as 888 East 139 St.; a portion of said fence to be located within the front setback area as determined by Section 357.06 and contrary to the 4 1/2' high maximum as limited by of Section 357.13 of the Codified Ordinances.

Calendar No. 96-218: 12343-45 Saywell Ave., N.E.

Artis L. Hamilton, owner, to convert to three dwelling units the 24' x 45' 2 1/2 story frame two family dwelling house on a 40' x 144' lot located in a B-Two Family District at 12343-45 Saywell Ave.; said use being contrary to the two family use limitations of Section 337.03 and said lot not being 7200 square feet in area as required for three families in a B district by Sections 337.03 and 355.04 and the east sideyard being 3' instead of 8' in width as required for three families by Section 357.09 of the Codified Ordinances.

Calendar No. 96-219: 4829 Superior Ave., N.E.

Joseph Zillich, owner, to convert the two 2nd floor dwelling units to additional dining areas in conjunction with the 1st floor tavern/restaurant in the 34' x 70' two story masonry tavern and two dwelling unit building on a 132' x 122' irregular shaped corner lot located in a Semi-Industry District on the northwest corner of Superior Ave. and E. 49 St. at 4829 Superior Ave.; said conversion not being in conformity with the accessory off-street parking provisions of Sections 349.03 and 349.04 of the Codified Ordinances.

Calendar No. 96-220: 1554-62 E. 105 St.

Helen Sumpter, owner, and Ralph McLeod, tenant, to convert to a carry-out deli the most southerly storeroom at 1562 E. 105 St. of the 84' x 50' three-story masonry stores and suites building on an 84' x 65' corner lot located in a Local Retail District on the southwest corner of E. 105 St. and Wade Park Ave. and known as 1554-62 E. 105 St.; said pro-

posed conversion being contrary to the accessory off-street parking provisions of Sections 349.03 and 349.04 of the Codified Ordinances.

10:30 A.M.

Calendar No. 96-224: 2621 E. 122 St. Dorothy Graves, owner, to erect a 24'6"x 7' one story addition by enclosing the open porch to the front of the 24'6"x 29'4" two story frame dwelling house on a 40' x 83.5' lot located in a Two Family District at 2621 E. 122 St.; said enclosure addition to be in excess of the setback and enclosure limitations as regulated by Sections 357.06 and 357.13 of the Codified Ordinances.

ANTHONY COSTANZO,  
Secretary

## REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 25, 1996

At the Meeting of the Board of Zoning Appeals, on, Monday, November 18, 1996, the following appeals were heard by the Board, and decided on Monday, November 25, 1996.

The following appeals were **Granted**:

Calendar No. 96-195: 18 Lakeside Ave., N.E.

Rusman Properties Inc., owner, c/o Jim Rusnov, to create a 22 lot subdivision and construct 22 attached dwelling houses.

Calendar No. 96-196: 5603 Memphis Ave., S.W.

Dominic Sforso, owner, to install a 22 car off-street parking lot. (Conditional Grant)

Calendar No. 96-198: 4433 Burger Ave., S.W.

Frederick Messer, owner, to erect a 14' x 20' frame private garage.

Calendar No. 96-200: 3899 E. 57th St., S.E.

Jessie Borczyk, owner, to erect a 19'6"x 18'10" frame private garage.

The following appeal was **Refused**:

Calendar No. 96-199: 4121 Clark Ave., S.W.

Larry E. Webb dba Our House, appealed, under authority of Section 76-6 of the Charter from the refusal to issue Second Hander Dealer License.

The following appeals were **Post-poned**:

Calendar No. 96-193: 3471 E. 49th Street to December 9, 1996.

Calendar No. 96-203: 10520 St. Clair, N.E. to December 16, 1996.

ANTHONY COSTANZO,  
Secretary

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

NO MEETING

2155

## PUBLIC NOTICE

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

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

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

## NOTICE OF PUBLIC HEARING

NONE

## CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

THURSDAY, DECEMBER 5, 1996

Cooley Avenue Area Relief Sewer - Construction, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 111-93, passed by the Council of the City of Cleveland, February 8, 1993.

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

NOVEMBER 27, 1996, AT 2:30 P.M.  
AT 12302 KIRBY AVENUE,  
CLEVELAND, OHIO.

November 20 and November 27, 1996

**WEDNESDAY, DECEMBER 11, 1996**

**Cleaning and Cement Mortar Lining of Trunk Water Mains, Area T-1**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1613-96.

A DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE. A PRE-BID MEETING WILL BE HELD ON TUESDAY, DECEMBER 3, 1996, AT 10:00 A.M. AT THE CARL B. STOKES UTILITIES BUILDING, 1201 LAKESIDE AVENUE, AUDITORIUM A, CLEVELAND, OHIO.

**C-13 Residential Connections and C-14 Commercial Connections and Distribution Laterals**, 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.

November 20 and November 27, 1996

**FRIDAY, DECEMBER 13, 1996**

**Cleaning and Cement Mortar Lining of Trunk Water Mains, Area T-2**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1613-96.

A DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE. A PRE-BID MEETING WILL BE HELD ON TUESDAY, DECEMBER 3, 1996, AT 10:00 A.M. AT THE CARL B. STOKES UTILITIES BUILDING, 1201 LAKESIDE AVENUE, AUDITORIUM A, CLEVELAND, OHIO.

November 20 and November 27, 1996

**WEDNESDAY, DECEMBER 18, 1996**

**Computer Room Air Conditioner**, for the Department of Finance on behalf of the Cleveland Municipal Court, as authorized by Ordinance No. 1095-96, passed by the Council of the City of Cleveland, July 19, 1995.

A MANDATORY PRE-BID MEETING WILL BE HELD ON WEDNESDAY, DECEMBER 4, 1996, 10:00 A.M. IN THE CIJS TRAINING ROOM, 3RD FLOOR, JUSTICE CENTER, 1200 ONTARIO AVENUE, CLEVELAND, OHIO.

**Electric Tow Motor and Accessories**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1297-96,

passed by the Council of the City of Cleveland, September 23, 1996.

**Ductile Iron Pipe and Fittings**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

November 20 and November 27, 1996

**THURSDAY, DECEMBER 19, 1996**

**Burial of the Indigent Dead**, for the Division of Health, Department of Public Health, as authorized by Ordinance No. 1464-96, passed by the Council of the City of Cleveland, September 30, 1996.

**Various Equipment and Appurtenances for Combination Sewer and Catch Basin Cleaners**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1031-96, passed by the Council of the City of Cleveland, July 17, 1996.

November 20 and November 27, 1996

**FRIDAY, DECEMBER 20, 1996**

**Exterior and Interior Motor Vehicle Body Repair**, for the Division of Motor Vehicle Maintenance, Department of Public Utilities, as authorized by Ordinance No. 1290-94, passed by the Council of the City of Cleveland, October 10, 1994.

November 20 and November 27, 1996

**THURSDAY, DECEMBER 12, 1996**

**Doan Brook Detention Basin Phase III**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1942-92, passed by the Council of the City of Cleveland, December 14, 1992.

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

**Constructing and Repairing Catch Basins and Manholes in Various Locations Throughout the City**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 2077-94, passed by the Council of the City of Cleveland, March 6, 1995.

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

**Bradley Road Pump Station Renovation**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by

Ordinance No. 1036-92, passed by the Council of the City of Cleveland, June 15, 1992.

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

**Edgewater Pump Station Replacement**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1185-96, passed by the Council of the City of Cleveland, July 17, 1996.

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

November 27 and December 4, 1996

**WEDNESDAY, DECEMBER 18, 1996**

**Willard Park Site Improvements**, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 2046-91, passed by the Council of the City of Cleveland, October 28, 1991.

A DEPOSIT OF TWENTY FIVE DOLLARS (\$25.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

November 27 and December 4, 1996

**FRIDAY, DECEMBER 20, 1996**

**Upgrade of Two (2) Processing Machines**, for the Division of Fiscal Control, Department of Public Utilities, as authorized by Ordinance No. 1302-96, passed by the Council of the City of Cleveland, September 23, 1996.

**Computer Hardware**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 417-96, passed by the Council of the City of Cleveland, April 29, 1996.

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

November 27 and December 4, 1996

**THURSDAY, DECEMBER 26, 1996**

**Service Fittings**, for the Division of Water, Department of Public Util-

ities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

**Adjustable Valve Boxes**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, September 21, 1992.

**Repair Air Tools**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1296-96, passed by the Council of the City of Cleveland, September 23, 1996.

**New Windows for Engine House #42**, for the Division of Property Management, Department of Parks, Recreation, and Properties, as authorized by Ordinance No. 1028-93, passed by the Council of the City of Cleveland, June 7, 1993.

November 27 and December 4, 1996

### ADOPTED RESOLUTIONS AND ORDINANCES

**Res. No. 2054-96.**

**By Councilman Johnson.**

**An emergency resolution withdrawing objection to the transfer of ownership and location of a D1, D2, D3 and D3A Liquor Permit to 3065-77 East 123rd Street, and repealing Res. No. 1357-96, objecting to said transfer of ownership and location.**

Whereas, this Council objected to the transfer of ownership and location of a D1, D2, D3 and D3A Liquor Permit to 3065-77 East 123rd Street, by Res. No. 1357-96, adopted July 17, 1996; and

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

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

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

**Section 1.** That objection to the transfer of ownership and location of a D1, D2, D3 and D3A Liquor Permit to 3065-77 East 123rd Street, be and the same is hereby withdrawn and Res. No. 1357-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership and location thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2055-96.**

**By Councilman Johnson.**

**An emergency resolution withdrawing objection to the transfer of ownership and location of a C2 and C2X Liquor Permit to 12916 Forest Avenue, first floor and basement, and repealing Res. No. 1851-96,**

**objecting to said transfer of ownership and location.**

Whereas, this Council objected to the transfer of ownership and location of a C2 and C2X Liquor Permit to 12916 Forest Avenue, first floor and basement, by Res. No. 1851-96, adopted October 7, 1996; and

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

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

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

**Section 1.** That objection to the transfer of ownership and location of a C2 and C2X Liquor Permit to 12916 Forest Avenue, first floor and basement, be and the same is hereby withdrawn and Res. No. 1851-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership and location thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2056-96.**

**By Councilman Lewis.**

**An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 8802-06 Superior Avenue.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4226245, Jamal & Said Inc., dba Superior Food Market, 8802-06 Superior Avenue, Cleveland, Ohio 44114, to Permit No. 8702532, Superior Hawk Inc., dba Superior Food Market, 8802-06 Superior Avenue, Cleveland, Ohio 44101; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4226245, Jamal & Said Inc., dba Superior Food Market, 8802-06 Superior Avenue, Cleveland, Ohio 44114, to Permit No. 8702532, Superior Hawk Inc., dba Superior Food Market, 8802-06 Superior Avenue, Cleveland, Ohio 44101, 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2057-96.**

**By Councilman Miller.**

**An emergency resolution withdrawing objection to the issuance of a D3A Liquor Permit to 15318 Brookpark Road, and repealing Res. No. 1764-96, objecting to said issuance.**

Whereas, this Council objected to the issuance of a D3A Liquor Permit to 15318 Brookpark Road by Res. No. 1764-96, adopted September 23, 1996; and

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

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

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

**Section 1.** That objection to the issuance of a D3A Liquor Permit to 15318 Brookpark Road be and the same is hereby withdrawn and Res. No. 1764-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2058-96.**

**By Councilman Miller.**

**An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 13408 Enterprise Avenue, and repealing Res. No. 1359-96, objecting to said issuance.**

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 13408 Enterprise Avenue by Res. No. 1359-96, adopted July 17, 1996; and

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

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

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

**Section 1.** That objection to the issuance of a C1 Liquor Permit to 13408 Enterprise Avenue be and the same is hereby withdrawn and Res. No. 1359-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2059-96.**

**By Councilman Miller.**

**An emergency resolution withdrawing objection to the transfer of ownership and location of a D2, D2X and D3 Liquor Permit to 15318 Brookpark Road, and repealing Res. No. 1763-96, objecting to said transfer of ownership and location.**

Whereas, this Council objected to the transfer of ownership and location of a D2, D2X and D3 Liquor Permit to 15318 Brookpark Road by Res. No. 1763-96, adopted September 23, 1996; and

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

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

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

**Section 1.** That objection to the transfer of ownership and location of a D2, D2X and D3 Liquor Permit to 15318 Brookpark Road be and the same is hereby withdrawn and Res. No. 1763-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership and location thereof.

**Section 2.** That this resolution is hereby declared to be an emergency measure and, provided it receives

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2060-96.**

**By Councilman Miller.**

**An emergency resolution withdrawing objection to the renewal of a Liquor Permit to 16120 Brookpark Road, and repealing Res. No. 1502-96 (amended Res. No. 1640-96), objecting to said renewal.**

Whereas, this Council objected to the renewal of a Liquor Permit to 16120 Brookpark Road by Res. No. 1502-96 (amended Res. No. 1640-96), adopted August 14, 1996; and

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

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

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

**Section 1.** That objection to the renewal of a Liquor Permit to 16120 Brookpark Road be and the same is hereby withdrawn and Res. No. 1502-96 (amended Res. No. 1640-96), containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2061-96.**

**By Councilman Melena.**

**An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 7310 Lorain Avenue and gas pumps.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 11020360005, Dan Burch Est., Karan M. Dodson Admx., 7310 Lorain Avenue and gas pumps, Cleveland, Ohio 44102, to Permit No. 0345134, Aziz Corp., dba West 73rd Shell, 7310 Lorain Avenue and gas pumps, Cleveland, Ohio 44102; and

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

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

Whereas, the place for which the permit is sought has not conformed

to the building, safety or health requirements of the governing body of this County or City; and

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Permit No. 11020360005, Dan Burch Est., Karan M. Dodson Admx., 7310 Lorain Avenue and gas pumps, Cleveland, Ohio 44102, to Permit No. 0345134, Aziz Corp., dba West 73rd Shell, 7310 Lorain Avenue and gas pumps, Cleveland, Ohio 44102, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

**Section 2.** That the Clerk of Council be and she 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2062-96.**

**By Councilman Paulenske.**

**An emergency resolution withdrawing objection to the transfer of ownership of a C2 and C2X Liquor Permit to 3291 East 49th Street, and repealing Res. No. 1644-96, objecting to said transfer of ownership.**

Whereas, this Council objected to the transfer of ownership of a C2 and C2X Liquor Permit to 3291 East 49th Street by Res. No. 1644-96, adopted September 9, 1996; and

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

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

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

**Section 1.** That objection to the

transfer of ownership of a C2 and C2X Liquor Permit to 3291 East 49th Street be and the same is hereby withdrawn and Res. No. 1644-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2063-96.**

**By Councilman Polensek.**

**An emergency resolution objecting to the transfer of ownership of a D5 and D6 Liquor Permit to 15914 St. Clair Avenue, 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 D5 and D6 Liquor Permit from Permit No. 19249660005, Edward Dapice, dba Shuffle Inn, 15914 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44110, to Permit No. 3821080, Hiccup Inc., dba D Joint, 15914 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44110; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a D5 and D6 Liquor Permit from Permit No. 19249660005, Edward Dapice, dba Shuffle Inn, 15914 St. Clair Avenue,

first floor and basement, Cleveland, Ohio 44110, to Permit No. 3821080, Hiccup Inc., dba D Joint, 15914 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44110, 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2064-96.**

**By Councilman Robinson.**

**An emergency resolution objecting to the stock transfer of a C1 and C2 Liquor Permit to 4025 East 131st Street.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a C1 and C2 Liquor Permit to Permit No. 0012160, Aaam Food Corp., dba Speedy Superette, 4025 East 131st Street, Cleveland, Ohio 44105; 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 stock transfer of a C1 and C2 Liquor Permit to Permit No. 0012160, Aaam Food Corp., dba Speedy Superette, 4025 East 131st Street, Cleveland, Ohio 44105, 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2065-96.**

**By Councilman Rokakis.**

**An emergency resolution withdrawing objection to the renewal of a Liquor Permit to 5200 Memphis Avenue, and repealing Res. No. 1529-96, objecting to said renewal.**

Whereas, this Council objected to the renewal of a Liquor Permit to 5200 Memphis Avenue by Res. No. 1529-96, adopted August 14, 1996; and

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

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

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

**Section 1.** That objection to the renewal of a Liquor Permit to 5200 Memphis Avenue be and the same is hereby withdrawn and Res. No. 1529-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2066-96.**

**By Councilman Rybka.**

**An emergency resolution objecting to the issuance of a C1 Liquor Permit to 5603 Fleet Avenue, first floor only.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 0049764, Ada Meat Market Inc., dba Ada Meat Market, 5603 Fleet Avenue, first floor only, Cleveland, Ohio 44105; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is

already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 0049764, Ada Meat Market Inc., dba Ada Meat Market, 5603 Fleet Avenue, first floor only, Cleveland, Ohio 44105, 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2067-96.**  
**By Councilman White.**  
**An emergency resolution objecting to the stock transfer of a D5 and D6 Liquor Permit to 3880 Martin Luther King Jr. Drive and repealing Res. No. 965-96, objecting to said stock transfer.**

Whereas, this Council objected to the stock transfer of a D5 and D6 Liquor Permit to 3880 Martin Luther King Jr. Drive by Res. No. 965-96, adopted May 20, 1996; 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 D5 and D6 Liquor Permit to 3880 Martin Luther King Jr. Drive be and the same is hereby withdrawn and Res. No. 965-96, 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.

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2068-96.**  
**By Councilman Westbrook.**  
**An emergency resolution objecting to the issuance of a C1 Liquor Permit to 1991 West Boulevard.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 8060034, Abdelsalam A. Shehadeh, dba West Boulevard Market, 1991 West Boulevard, Cleveland, Ohio 44102; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby

record its objection to the issuance of a C1 Liquor Permit to Permit No. 8060034, Abdelsalam A. Shehadeh, dba West Boulevard Market, 1991 West Boulevard, Cleveland, Ohio 44102, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

**Section 2.** That the Clerk of Council be and she 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2069-96.**  
**By Councilman Westbrook.**  
**An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 8806 Almira Avenue, and repealing Res. No. 1369-96, objecting to said issuance.**

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 8806 Almira Avenue by Res. No. 1369-96, adopted July 17, 1996; and

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

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

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

**Section 1.** That objection to the issuance of a C1 Liquor Permit to 8806 Almira Avenue be and the same is hereby withdrawn and Res. No. 1369-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2070-96.**  
**By Councilman Willis.**  
**An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 1405 East 115th Street, 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. 46374000005, Kimberly, Inc., 1405 East 115th Street, first floor and basement, Cleveland, Ohio 44106, to

Permit No. 4226238, Jamal Alnajada Inc., dba Quick Stop, 1405 East 115th Street, first floor and basement, 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 of a C2 and C2X Liquor Permit from Permit No. 46374000005, Kimberly, Inc., 1405 East 115th Street, first floor and basement, Cleveland, Ohio 44106, to Permit No. 4226238, Jamal Alnajada Inc., dba Quick Stop, 1405 East 115th Street, first floor and basement, 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2071-96.**  
**By Councilman Willis.**  
**An emergency resolution withdrawing objection to the renewal of a Liquor Permit to 780-786 East**

**125th Street, and repealing Res. No. 1558-96, objecting to said renewal.**

Whereas, this Council objected to the renewal of a Liquor Permit to 780-786 East 125th Street by Res. No. 1558-96, adopted August 14, 1996; and

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

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

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

**Section 1.** That objection to the renewal of a Liquor Permit to 780-786 East 125th Street be and the same is hereby withdrawn and Res. No. 1558-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2072-96.**  
**By Councilman Zone.**  
**An emergency resolution objecting to the transfer of ownership of a D1 and D2 Liquor Permit to 13720 Lorain Avenue.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1 and D2 Liquor Permit from Permit No. 1483461, Cicis III Inc., dba Cicis Italian, 13720 Lorain Avenue, Cleveland, Ohio 44111, to Permit No. 5382691, M & K Cicis Inc., dba Cicis Pizza & Eatery, 13720 Lorain Avenue, Cleveland, Ohio 44111; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure pro-

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a D1 and D2 Liquor Permit from Permit No. 1483461, Cicis III Inc., dba Cicis Italian, 13720 Lorain Avenue, Cleveland, Ohio 44111, to Permit No. 5382691, M & K Cicis Inc., dba Cicis Pizza & Eatery, 13720 Lorain Avenue, Cleveland, Ohio 44111, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 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 November 18, 1996.  
Effective November 26, 1996.

**Res. No. 2073-96.**  
**By Councilman Zone.**  
**An emergency resolution objecting to the stock transfer of a C1 and C2 Liquor Permit to 12520 Lorain Avenue and gas pumps.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a C1 and C2 Liquor Permit to Permit No. 1709361-0005, Convenient Food Mart Inc., No. 361, 12520 Lorain Avenue and gas pumps, Cleveland, Ohio 44111; and

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

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

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

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

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

Whereas, this objection is based on other legal grounds as set forth

in Revised Code Section 4303.292; and

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

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

**Section 1.** That Council does hereby record its objection to the stock transfer of a C1 and C2 Liquor Permit to Permit No. 1709361-0005, Convenient Food Mart Inc., No. 361, 12520 Lorain Avenue and gas pumps, Cleveland, Ohio 44111, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted November 18, 1996.

Effective November 26, 1996.

**Ord. No. 1596-96.**

**By Councilmen Coats and Rokakis (by departmental request).**

**An emergency ordinance to amend Section 7 of Ordinance No. 908-93, passed June 14, 1993 and Section 15 of Ordinance No. 1092-94, passed June 13, 1994, as amended, relating to the public improvement of rehabilitation East 79th Street and the rehabilitation of East 9th Street, respectively.**

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

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

**Section 1.** That Section 7 of Ordinance No. 908-93, passed June 14, 1993, is hereby amended to read as follows:

Section 7. That the costs of the improvement, services and property acquisition herein contemplated shall be paid from Fund Nos. 20 SF 060, 20 SF 061, 20 SF 883, 20 SF 146, 20 SF 151, 20 SF 1600, 20 SF 170, 20 SF 181, 20 SF 190, 20 SF 302, 20 SF 302 and 20 SF 334, Request No. 14344.

**Section 2.** That existing Section 7 of Ordinance No. 908-93, passed June 14, 1993, is hereby repealed.

**Section 3.** That Section 15 of Ordinance No. 1092-94, passed June 13, 1994, as amended by Ordinance No. 1466-94, passed November 21, 1994, is hereby amended to read as follows:

Section 15. That the cost for the payment authorized in Section 8 of this ordinance, the cost of the public improvement authorized in Section 10 of this ordinance, and the cost of the professional services

authorized in Section 11 of this ordinance shall be paid from the proceeds of the sale of the general obligation bonds of the City of Cleveland authorized by Ordinance No. 872-94, passed May 23, 1994, and from Fund Nos. 20 SF 060, 20 SF 061, 20 SF 883, 20 SF 146, 20 SF 151, 20 SF 160, 20 SF 170, 20 SF 181, 20 SF 190, 20 SF 302, 20 SF 312, and 20 SF 334, Request No. 21753.

**Section 4.** That existing Section 15 of Ordinance No. 1092-94, passed June 13, 1994, as amended by Ordinance No. 1466-94, passed November 21, 1994, is hereby repealed.

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

Passed November 18, 1996.

Effective November 26, 1996.

**Ord. No. 1793-96.**

**By Councilmen McGuirk, Coats and Rokakis (by departmental request).**

**An emergency ordinance authorizing the Director of Public Service to enter into a fourth amendment to Contract No. 38890 with Pleasant Valley Enterprises for the lease of property located at 14550 Lorain Avenue.**

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, any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary notwithstanding, the Director of Public Service is hereby authorized to enter into a fourth amendment to the Lease Agreement with Pleasant Valley Enterprises, City Contract No. 38890, for the lease of property at 14550 Lorain Avenue, to extend the term for one year so as to expire on September 15, 1997, and two one-year options exercisable by the Director of Parks, Recreation and Properties, to renew for two additional one-year terms, and cancellable upon thirty days' written notice by said director. The rental for the lease of property for 1997 shall be \$63,000.00, and \$63,000.00 for each option year exercised and shall be paid from Fund No. 10 SF 401, Request No. 21318. This fourth amendment authorized herein shall be prepared by the Director of Law and shall contain such additional conditions and provisions as said Director deems necessary to protect and benefit the public interest.

**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 November 18, 1996.

Effective November 26, 1996.

**Ord. No. 2046-96.**

**By Councilman Jackson.**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2175 to 2181 East 69 Street to Burten, Bell & Carr Development Corp. or designee.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 118-23-045 and Southerly part of 118-23-046 and 118-23-047 and Northerly part of 118-23-046, as more fully described in Section 2 below, to Burten, Bell & Carr Development Corp. or designee.

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

P.P. No. 118-23-045

and

the Southerly part of 118-23-046 Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot 8 and part of Sublot 7 in the Payne and Clark Allotment of part of Original One Hundred Acre Lot No. 335, as shown by the recorded plat in Volume 11, Page 33 of Cuyahoga County Records, and being bounded and described as follows:

Beginning at an iron pin set at the Southwesterly corner of Sublot 8; thence North 90° 00' 00" East along the Southerly line of Sublot 8 139.41 feet to an iron pin set at the Southeasterly corner thereof; thence North 00° 04' 34" East along the Easterly line of Sublot 8 and its Northerly prolongation 50.00 feet to an iron pin set; thence South 90° 00' 00" West 139.48 feet to an iron pin set in the Easterly line of East 69th Street (formerly Jessie St.) 60 feet wide; thence South 00° 00' 00" W along the Easterly line of East 69th Street 50.00 feet to the place of beginning, and containing 6,972.25 square feet of land, according to a survey by Nicholas Marino, Ohio Registered Surveyor No. 7769, in October 1996, be the same more or less, but subject to all legal highways.

P. P. No. 118-23-047

and

the Northerly part of 118-23-046 Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot 6 and part of Sublot 7 in the Payne and Clark Allotment of part of Original One Hundred Acre Lot No. 335, as shown by the recorded



plat in Volume 11, Page 33 of Cuyahoga County Records, and being bounded and described as follows:

Beginning at an iron pin set at the Northwesterly corner of Sublot 6; thence North 90° 00' 00" East along the Northerly line of Sublot 6 139.57 feet to an iron pin set at the Northeasterly corner thereof thence South 00° 04' 34" West along the Easterly line of Sublot 6 and its Southerly prolongation 70.53 feet to an iron pin set; thence South 90° 00' 00" West 139.48 feet to an iron pin set in the Easterly line of East 69th Street (formerly Jessie St.) 60 feet wide; thence North 00° 00' 00" East along the Easterly line of East 69th Street 70.53 feet to the place of beginning, and containing 9,840.70 square feet of land, according to a survey by Nicholas Marino, Ohio Registered Surveyor No. 7769, in October 1996, be the same, more or less, but subject to all legal highways.

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

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

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

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

Passed November 18, 1996.

Effective November 26, 1996 without the signature of the Mayor.

**Ord. No. 2047-96.**

**By Councilman Jackson.**

**An emergency ordinance authorizing certain persons to engage in peddling in Ward 5. (Cornelius J. Sandford).**

Whereas, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified Ordinances") the consent of Council, expressed by ordinance, is a prerequisite to peddle upon public rights of way outside of the Central Business District; and

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said per-

sons to peddle in Ward 5; 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 consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 5: Cornelius J. Sandford.

**Section 2.** That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

**Section 3.** That the privilege granted herein may be revoked at any time by this Council.

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

Passed November 18, 1996.

Effective November 26, 1996 without the signature of the Mayor.

**Ord. No. 2048-96.**

**By Councilman Jackson.**

**An emergency ordinance authorizing certain persons to engage in peddling in Ward 5. (Phillip Alexander - southeast corner of East 40th Street and Cedar Avenue).**

Whereas, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified Ordinances") the consent of Council, expressed by ordinance, is a prerequisite to peddle upon public rights of way outside of the Central Business District; and

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 5; 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 consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 5 at the locations specified: Phillip Alexander at the southeast corner of East 40th Street and Cedar Avenue.

**Section 2.** That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

**Section 3.** That the privilege granted herein may be revoked at any time by this Council.

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

approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed November 18, 1996.

Effective November 26, 1996 without the signature of the Mayor.

**Ord. No. 2049-96.**

**By Councilman Polensek.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Shore Acres Association to hang Christmas Trees on Lake Shore Blvd., between E. 149th Street and East 150th Street, and on Shore Acres Drive for the period from December 1, 1996 to January 10, 1997, inclusive, publicizing the Holiday Season.**

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 Shore Acres Association to install, maintain and remove Christmas Trees for the period from December 1, 1996 to January 10, 1997, inclusive. Said Christmas Trees 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 Christmas Trees will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said Christmas Trees and said Christmas Trees 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 November 18, 1996.

Effective November 26, 1996.

**Ord. No. 2050-96.**

**By Councilmen Smith and Melena.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Detroit Shoreway Community Development Organization to stretch Christmas banners and lights on Detroit Avenue, from West 45th Street to West 80th Street, for the period from November 22, 1996 to January 8, 1997, inclusive, publicizing the Holiday Season.**

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 Detroit Shoreway Community Development Organization to install, maintain and remove Christmas banners and lights on Detroit Avenue, from West 45th Street to West 80th Street, for the period from November 22, 1996 to January 8, 1997, inclusive. Said Christmas banners and lights 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 Christmas banners and lights will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said Christmas banners and lights and said Christmas banners and lights 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 November 18, 1996.  
Effective November 26, 1996.

**Ord. No. 2051-96.**

**By Councilman Westbrook.**  
**An emergency ordinance to affirm and approve the proposal of Texcel, Inc. as the lowest and best proposal for computer hardware, software, installation, training, and related services for the Clerk of City Council.**

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 proposal of Texcel, Inc. for computer hardware, software, installation and training as necessary for the design, development, installation and implementation of computer upgrade received on September 16, 1996, pursuant to the authority of Ordinance No. 948-96, passed May 20, 1996, on the basis of the estimated cost of \$304,176.00 is hereby affirmed and approved as the lowest and best proposal and that the Clerk of City Council proceed to enter into a contract for such supplies and services.

**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 November 18, 1996.  
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 2052-96.**

**By Councilman Westbrook.**  
**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Detroit Avenue Neighborhood Association to stretch Holiday Trees on Detroit Avenue, between West 107th Street and West 117th Street, for the period from November 15, 1996 to January 30, 1997, inclusive, publicizing the Holiday Season.**

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 Detroit Avenue Neighborhood Association to install, maintain and remove Holiday Trees on Detroit Avenue, between West 107th Street and West 117th Street, for the period from November 15, 1996 to January 30, 1997, inclusive. Said Holiday Trees 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 Holiday Trees will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said Holiday Trees and said Holiday Trees 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 November 18, 1996.  
Effective November 26, 1996.

**Ord. No. 2053-96.**

**By Councilmen Willis and Britt.**  
**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to University Circle Inc. to stretch banners on Martin Luther King Jr. Blvd. (east of the Cleveland Museum of Natural History) and on Stokes Blvd. for the period from November 11, 1996 to December 5, 1996, inclusive, publicizing its Holiday CircleFest Celebration.**

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 Uni-

versity Circle Inc. to install, maintain and remove banners on Martin Luther King Jr. Blvd. (east of the Cleveland Museum of Natural History) and on Stokes Blvd. for the period from November 11, 1996 to December 5, 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 November 18, 1996.  
Effective November 26, 1996.

**COUNCIL COMMITTEE MEETINGS**

**Monday, November 25, 1996**

**Public Health Committee: 9:30 A.M.** — Present: Robinson, Chrm.; Britt, Jackson, Melena, Zone. Excused: O'Malley.

**Employment, Affirmative Action and Training Committee: 11:00 A.M.** — Present: Patmon, Chrm.; Jackson, Melena, Polensek, Robinson. Excused: Smith, Vice Chrm.; Lewis.

**Finance Committee (Jointly with City Planning and Community and Economic Development Committees): 2:00 P.M.** — Present: Rokakis, Chrm.; Westbrook, Vice Chrm.; Coats, Lewis, McGuirk, Patmon, Polensek, Robinson, Rybka, Smith. Excused: Johnson.

**City Planning Committee (Jointly with Finance and Community and Economic Development Committees): 2:00 P.M.** — Present: Rybka, Chrm.; Britt, Vice Chrm.; O'Malley, Paulenske, Rokakis, White, Zone.

**Community and Economic Development Committee (Jointly with Finance and City Planning Committees): 2:00 P.M.** — Present: Jackson, Chrm.; Britt, Coats, Lewis, Melena, Patton, Smith, Willis. Excused: Paulenske, Vice Chrm.

**Tuesday, November 26, 1996**

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

**Wednesday, November 27, 1996**

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

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