

The City Record

Official Publication of the City of Cleveland

January the Thirtieth, Two Thousand and Two

Mayor	
Jane L. Campbell	
President of Council	
Frank G. Jackson	
Clerk of Council	
Ruby F. Moss	
Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Michael C. O'Malley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

Containing	PAGE
City Council	3
The Calendar	17
Board of Control	19
Civil Service	21
Board of Zoning Appeals	21
Board of Building Standards and Building Appeals	22
Public Notices	22
Public Hearings	22
City of Cleveland Bids	22
Adopted Resolutions and Ordinances	23
Committee Meetings	23
Index	23

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

President of Council—Frank G. Jackson

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3232 East 119th 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	Pannie M. Lewis	7416 Star Avenue	44103
8	Sabra Pierce Scott	9212 Kempton Avenue	44108
9	Kevin Conwell	774 East 131st Street	44108
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3004 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44113
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

Clerk of Council — Ruby F. Moss, 216 City Hall, 664-2840.
First Assistant Clerk — Sandra Franklin.

MAYOR — Jane L. Campbell
Rosalind A. Brewster, Executive Assistant
Terrell Cole, Executive Assistant
Erik Janas, Executive Assistant
Rodney Jenkins, Executive Assistant
David M. McGuirk, Executive Assistant
Timothy Mueller, Executive Assistant
Henry Guzman, Director, Office of Equal Opportunity

DEPT. OF LAW — Richard F. Horvath, Acting Director, Galen L. Schuerlein, Acting Chief Counsel, Room 106
Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE — Betsy Hruby, Acting Director, Room 104;
Frank Badalamenti, Manager, Internal Audit
DIVISIONS: Accounts — Shareen Jackson, Commissioner, Room 19
Assessments and Licenses — Dedrick Stephens, Commissioner, Room 122
City Treasury — Algeron Walker, Treasurer, Room 115
Financial Reporting and Control — Joel Nacion, Acting Controller, Room 18
Information Systems Services — Cleo Henderson, Commissioner, 1404 E. 9th St.
Purchases and Supplies — Myrna Branche, Commissioner, Room 128
Printing and Reproduction — Michael Hewitt, Commissioner, 1735 Lakeside Avenue
Taxation — Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue

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

DEPT. OF PORT CONTROL — Michael G. Konicek, Acting Director, Cleveland Hopkins International Airport, 5300 Riverside Drive;
Burke Lakefront Airport — Khalid Bahkur, Commissioner
Cleveland Hopkins International Airport — Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE — Mark Ricchiuto, Director, Room 113
DIVISIONS: Architecture — Kurt Weibusch, Commissioner, Room 517
Engineering and Construction — Randall E. DeVaul, Commissioner, Room 518
Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards Streets — Randell T. Scott, Commissioner, Room 25
Traffic Engineering & Parking — Robert Mavec, Commissioner, 4150 East 49th Street, Building #1
Waste Collection and Disposal — Ron Owens, Commissioner, 5600 Carnegie Avenue.

DEPT. OF PUBLIC HEALTH — Susan E. Axelrod, Acting Director, Mural Building, 1925 St. Clair Avenue
DIVISIONS: Correction — Robert Tasky, Commissioner, Cleveland House of Corrections, 4041 Northfield Road
Environment — Michael Krzywicki, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Health — Susan E. Axelrod, Commissioner, Mural Building, 1925 St. Clair Avenue

DEPT. OF PUBLIC SAFETY — David M. McGuirk, Acting Director, Room 230
DIVISIONS: Dog Pound — John Baird, Chief Dog Warden, 2690 W. 7th Street
Emergency Medical Service — Edward Eckart, Commissioner, 1708 South Pointe Drive
Fire — Kevin G. Gerrity, Chief, 1645 Superior Avenue
Police — Mary G. Bounds, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF PARKS, RECREATION & PROPERTIES — James Glending, Acting Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.
DIVISIONS: Convention Center & Stadium — James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Parking Facilities — Dennis Donahue, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.

Park Maintenance and Properties — Richard L. Silva, Commissioner, Public Auditorium — E. 6th & Lakeside.
Property Management — Tom Nagle, Commissioner, East 49th & Harvard
Recreation — Michael Cox, Commissioner, Room 8
Research, Planning & Development — Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

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

DIVISIONS: Administrative Services — Terrence Ross, Commissioner.
Building & Housing — Robert Vilkas, Commissioner, 5th Floor, City Hall.
Neighborhood Services — Louise V. Jackson, Commissioner.
Neighborhood Development — Sharon Dumas, Commissioner.

DEPT. OF PERSONNEL AND HUMAN RESOURCES — Eduardo A. Romero, Director, Room 121

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

DEPT. OF AGING — Jane E. Fumich, Director, Room 122

DEPT. OF CONSUMER AFFAIRS — Kenya Taylor, Director

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

CIVIL SERVICE COMMISSION — Room 119, Anne Bloomberg, President; Rev. Earl Preston, Vice President; Jonalyn M. Krupka, Secretary; Members: Marie Gustavsson-Monago, Cornell P. Carter, Matthew Dotson.

SINKING FUND COMMISSION — Jane L. Campbell, President; Betsy Hruby, Asst. Sec'y.; _____, Director; Council President Frank G. Jackson.

BOARD OF ZONING APPEALS — Room 516, Carol Johnson, Chairman; Members: Margreat Hopkins, Ozell Dobbins, Joan Shaver-Washington, Eugene Cranford, Jr., Secretary.

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

BOARD OF REVISION OF ASSESSMENTS — Law Director Richard F. Horvath, President; Finance Director Betsy Hruby, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS — Service Director Mark Ricchiuto; Law Director Richard F. Horvath; Councilman Martin J. Sweeney.

BOARD OF REVIEW — (Municipal Income Tax) — Law Director Richard F. Horvath; Utilities Director Darnell Brown; Council President Frank G. Jackson.

CITY PLANNING COMMISSION — Room 501 — Christopher S. Ronayne, Director; Anthony J. Coyne, Chairman; David Bowen, Lillian W. Burke, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Councilman Joseph Cimperman.

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

MORAL CLAIMS COMMISSION — Law Director, Richard F. Horvath; Chairman; Finance Director Betsy Hruby; Council President Frank G. Jackson; Councilman Dona Brady; Councilman Martin J. Sweeney.

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

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

CLEVELAND LANDMARKS COMMISSION — Room 519 — Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; N. Kurt Wiebush, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Joseph Cimperman, Councilman _____, Robert Keiser, Executive Secretary.

CLEVELAND MUNICIPAL COURT		
JUSTICE CENTER — 1200 ONTARIO STREET		
JUDGE COURTROOM ASSIGNMENTS		
Judge	Presiding and Administrative Judge	Courtroom
Judge Larry A. Jones		13C
Judge Ronald B. Adrine		15A
Judge C. Ellen Connally		15C
Judge Sean C. Gallagher		12C
Judge Emanuella Groves		12B
Judge Mabel M. Jasper		14D
Judge Kathleen Ann Keough		13D
Judge Mary E. Kilbane		14C
Judge Ralph J. Perk, Jr.		14B
Judge Raymond L. Pianka (Housing Court Judge)		13B
Judge Angela R. Stokes		13A
Judge Robert J. Triozzi		14A
Judge Joseph J. Zone		12A

Earle B. Turner — Clerk of Courts, Michael E. Flanagan — Court Administrator, Paul J. Mizerak — Bailiff, Kenneth Thomas — Chief Probation Officer, Gregory F. Clifford — Chief Magistrate

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WEDNESDAY, JANUARY 30, 2002

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CITY COUNCIL

MONDAY, JANUARY 28, 2002

The City Record

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RUBY F. MOSS

Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2002-2005

MONDAY

9:30 A.M. — **Public Parks, Property & Recreation Committee:** Johnson, Chairman; White, Vice Chairman; Cimperman, Dolan, Jones, Rybka, Sweeney.

MONDAY—Alternating

11:00 A.M. — **Public Service Committee:** Sweeney, Chairman; Jones, Vice Chairman; Brady, Britt, Cimperman, Johnson, O'Malley, White, Zone.

11:00 A.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chairman; Conwell, Vice Chairman; Cintron, Coats, Johnson, Reed, Polensek.

MONDAY

2:00 P.M. — **Finance Committee:** Polensek, Chairman; Jackson, Vice Chairman; Britt, Brady, Coats, Gordon, Reed, Scott, Sweeney, Westbrook, White.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Jackson, Chairman; Gordon, Vice Chairman; Cimperman, Cintron, Coats, Lewis, Reed, Scott, Zone.

TUESDAY—Alternating

1:00 P.M. — **Public Health Committee:** Gordon, Chairman; Zone, Vice Chairman; Cintron, Conwell, Jackson, Polensek, Scott.

1:30 P.M. — **Legislation Committee:** White, Chairman; Scott, Vice Chairman; Dolan, Gordon, Johnson, Rybka, Westbrook.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Britt, Dolan, Gordon, Reed, Rybka.

10:00 A.M.—**Public Safety Committee:** Reed, Chairman; Britt, Vice Chairman; Brady, Cimperman, Coats, Conwell, Jones, White, Zone.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Coats, Chairman; O'Malley, Vice Chairman; Brady, Cintron, Jones, Polensek, Sweeney, Westbrook, Zone.

1:30 P.M.—**City Planning Committee:** Cimperman, Chairman, Rybka, Vice Chairman, Conwell, Lewis, O'Malley, Scott, Westbrook.

The following Committees are subject to the Call of the Chairman:
Rules Committee: Jackson, Chairman; O'Malley, Reed, Sweeney.
Personnel and Operations Committee: Gordon, Chairman; Britt, Cimperman, Coats, Scott.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio
Monday, January 28, 2002.

The meeting of the Council was called to order, The President, Frank G. Jackson, in the Chair.

Council Members present: Brady, Britt, Cimperman, Cintron, Coats, Conwell, Dolan, Gordon, Johnson, Jones, Lewis, O'Malley, Polensek, Reed, Rybka, Scott, Sweeney, Westbrook, White and Zone.

Also present were Mayor Campbell and Acting Director Horvath, Acting Director Hruby, Acting Director Brown, Acting Director Konicek, Director Ricchiuto, Acting Director McGuirk, Acting Director Glending, Director Hudecek, Director Romero, Director Warren, Director Fumich, Director Ronayne, Director Guzman, Director Taylor, Rodney Jenkins, Executive Assistant to the Mayor; Rosalind A. Brewster, Executive Assistant to the Mayor; and Lynnette Jackson, Executive Assistant to the Mayor were also present.

Absent: Acting Director Axelrod.

Pursuant to Ordinance No. 2926-76, the Council Meeting, was opened with a prayer offered by Pastor C. E. Patterson of Our Father's House Church, located at 11228 Detroit Avenue in Ward 18. Pledge of Allegiance.

MOTION

On the motion of Council Member Coats, the reading of the minutes of the last meeting were dispensed with and the journal approved. Seconded by Council Member Conwell.

COMMUNICATIONS

File No. 102-02.

From the Department of Port Control — Cleveland Hopkins Airport — November 2001 Bi-Monthly Report. Received.

OATH OF OFFICE

File No. 103-02.

Timothy Mueller — Executive Assistant to the Mayor — Oath of Office. Received.

File No. 104-02.

Ozell Dobbins — Board of Zoning Appeals — Oath of Office. Received.

STATEMENT OF WORK ACCEPTED

File No. 105-02.

From the Department of Public Safety — Division of Architect — Contract No. 57893, New Vehicle Exhaust Extraction Systems at Various Fire Stations. Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 107-02—Louise Dorothy Charles.

Res. No. 108-02—Alice Arko.

Res. No. 109-02—Mary R. Duchak.

Res. No. 110-02—Edward O. Mullin.

Res. No. 111-02—Willie Joe Robinson.

Res. No. 112-02—Bishop D. Lee Owens.

Res. No. 113-02—Richard David Nelson.

Res. No. 114-02—Vanous Merker-son.

Res. No. 115-02—James Walker, Sr.

Res. No. 116-02—Kevin Carter.

Res. No. 117-02—Bruce Filip.

CONGRATULATION RESOLUTIONS

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

Res. No. 118-02—Mary and Elmo Crawford.

Res. No. 119-02—Roschel Randle.

Res. No. 120-02—Joseph Monroe.

RECOGNITION RESOLUTION

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

Res. No. 121-02—Sgt. Susan Dennis.

APPRECIATION RESOLUTION

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

Res. No. 122-02—Rev. Charles L. Burks, Sr.

**FIRST READING EMERGENCY
ORDINANCES REFERRED**

Ord. No. 123-02.

By Councilmen Westbrook and Polensek (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with AirSports Aviation Ltd., an Ohio Limited Liability Company, for use as a retail sales space and for general office and storage at Burke Lakefront Airport.

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 provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Port Control is hereby authorized to enter into a Lease By Way of Concession for a period of two years with AirSports Aviation Ltd., an Ohio Limited Liability Company for the use and occupancy of approximately eight hundred fifty-seven square feet of space in Suites 182 and 182A for the sale of pilot supplies and gifts to the public and approximately eight hundred and twenty-six square feet of office space and storage in Suite 108 at Burke Lakefront Airport. The rental for all areas shall be determined at a rate of \$12.00 per square foot, and shall be paid at mutually agreed intervals. The term shall commence on the date of execution of the Agreement and, unless sooner terminated, shall expire two years thereafter. Any change in square footage shall be subject to approval of the Board of Control.

Section 2. That the Lease By Way of Concession authorized herein shall be prepared by the Director of Law, and shall contain such additional provisions as he deems necessary to protect and benefit the public interest.

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

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

Ord. No. 124-02.

By Councilmen Westbrook and Polensek (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to provide electrical parts and equipment necessary to maintain, repair and modify existing airfield, parking and terminal lighting systems, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

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

tract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of labor and materials necessary to provide electrical parts and equipment necessary to maintain, repair and modify existing airfield, parking and terminal lighting systems, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 109752)

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

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

Ord. No. 125-02.

By Councilmen Westbrook and Polensek (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to maintain and repair electric motors and variable speed drives, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of labor and materials necessary to maintain and repair electric motors and variable speed drives, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by sep-

arate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 109750)

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

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

Ord. No. 126-02.

By Councilmen Westbrook and Polensek (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to maintain and replace interior plants and exterior site landscaping, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of labor and materials necessary to maintain and replace interior plants and exterior site landscaping, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

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

chases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 109742)

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

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

Ord. No. 127-02.

By Councilmen Westbrook and Polensek (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of security guard services, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of security guard services, including those security services necessary to support all FAA-mandated access control requirements, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 109747)

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

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

Ord. No. 128-02.

By Councilmen Westbrook and Polensek (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary for painting and paint removal of roadways, runways, and other paved areas, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of labor and materials necessary for painting and paint removal of roadways, runways, and other paved areas, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 109748)

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

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

Ord. No. 129-02.

By Councilmen Johnson and Polensek (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to assess and collect rent for the use of space at the West Side Market, effective March 1, 2002.

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, beginning March 1, 2002, the Director of Parks, Recre-

ation and Properties shall assess and collect rent for the use of space at the West Side market in accordance with Article V, Section A, of the Rental Agreement for the West Side Market contained in File No. 129-02-A and made a part hereof.

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

Ord. No. 130-02.

By Councilmen Jackson and Polensek (by departmental request).

An emergency ordinance authorizing the Director of Community Development to apply for and accept grants from the United States Department of Housing and Urban Development for the CDBG Year 28 pursuant to Title I of the Housing and Community Development Act of 1974, for the 2002 Federal HOME Grant Program, Emergency Shelter Program, and the Housing Opportunities for Persons with AIDS Program.

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

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

Section 1. That the Director of Community Development is hereby authorized to apply for and accept grants from the U. S. Department of Housing and Urban Development (HUD) in the following approximate amounts: \$31,153,000 to conduct the Year 28 Community Development Block Grant Program; \$8,925,000 to conduct the Federal HOME Grant Program; \$1,048,000 to conduct the Emergency Shelter Grant Program; and \$824,000 for the Housing Opportunities for Persons with AIDS (HOPWA) Program, for the purposes set forth in the application and according thereto and in compliance with the requirements of Title I of the Housing and Community Development Act of 1974 and applicable rules and regulations. That the Director of Community Development is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grants, and that said funds are hereby appropriated for the purposes set forth in the applications for said grants.

Section 2. That the applications for said grants, placed in File No. 130-02-A made a part hereof as if fully rewritten herein, are hereby approved in all respects.

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

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

Ord. No. 131-02.
By Councilman Lewis.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1023 East 72nd Street to Eveadean Armstead.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 105-27-059, as more fully described below, to Eveadean Armstead.

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

P. P. No. 105-27-059
 Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 10 in M & M Halle's Re-Subdivision of Sublot Nos. 6 to 23 inclusive and 91 to 108 inclusive, in M & M Halle's Subdivision of part of Original One Hundred Acre Lot No. 348 as shown by the recorded plat in Volume 20 of Maps, Page 25 of Cuyahoga County Records and being 30 feet front on the Easterly side of East 72nd Street (formerly Nora Street) and extending back between parallel lines 90.04 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Also 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 including such restrictive covenants and reversionary interests as may be specified by the

Board of Control, the Director of Community Development or the Director of Law.

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. 132-02.
By Councilman Lewis.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Crawford Road to Belva Goodley and Earl C. Goodley, Jr.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 107-20-013, as more fully described below, to Belva Goodley and Earl C. Goodley, Jr.

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

P. P. No. 107-20-013
 Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 392, and bounded and described as follows:

Beginning at a point in the Southeastly line of Crawford, N.E., 505.51 feet Northeasterly from the intersection of the Southeastly line of Crawford Road, N.E., with the Southwestly line of land conveyed to S.V. Harkness by deed dated July 18, 1871, and recorded in Volume 186, Page 646 of Cuyahoga County Records; thence Southeastly 125 feet to a point which is 84.29 feet Northeasterly from the Northerly line of East 90th Street; thence Southwestly parallel with Crawford Road, N.E., 40 feet; thence Northwestly and parallel with the first described line, 125 feet to the Southeastly line of Crawford Road N.E.; thence Northeasterly along the Southeastly line of Crawford Road, N.E., 40 feet to the place of beginning and being further known as Sublot No. 11 in the Fulton Build-

ing Company's Proposed Subdivision of part of Original One Hundred Acre Lot No. 392, be the same more or less, but subject to all legal highways.

Subject to restrictions, terms and conditions recorded in Miscellaneous Volume 111, Page 9 and in Miscellaneous Volume III, Page 43 of Cuyahoga County Records.

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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 133-02.
By Councilman Lewis.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1671 East 85th Street to Geraldine Johnson.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 106-23-068, as more fully described below, to Geraldine Johnson.

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

P. P. No. 106-23-068

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot Nos. 32 and 33 in T.M. Irvine's Re-Allotment of part of Original One Hundred Acre Lots Nos. 391 and 392, as shown by the recorded plat in Volume 8 of Maps, Page 20 of Cuyahoga County Records bounded and described as follows:

Beginning on the Easterly line of East 85th Street (formerly Commonwealth Avenue) at the Northwestern corner of said Sublot No. 33; thence Southerly along said Easterly line of East 85th Street, 55 feet; thence Easterly on a line parallel to the Northerly line of said Sublot No. 32, 90 feet; thence Northerly on a line parallel to said Easterly line of East 85th Street, 5 feet to the Northerly line of said Sublot No. 32; thence Easterly along said Northerly line of Sublot No. 32, 2.22 feet to a point 103.7 feet Westerly measured along said Northerly line of Sublot No. 32 from its point of intersection with the Westerly line of East 86th Street (formerly Marcy Avenue), 60 feet wide; thence Northerly on a line parallel to said Westerly line of East 86th Street 50 feet to the Northerly line of said Sublot No. 33; thence Westerly along said Northerly line 90.72 feet to the place of beginning, as appears by said plat, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 134-02.

By Councilman Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Medina Avenue to Eugene L. Bell.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 107-07-126, as more fully described below, to Eugene L. Bell.

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

P. P. No. 107-07-126

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and bounded and described as follows: Known as being Sublot No. 49 in D.H. Kimberley's Subdivision of a part of Original One Hundred Acre Lot No. 375, as shown by the recorded plat in Volume 18 of Maps, Page 11 of Cuyahoga County Records, and being 30 feet front on the Northerly side of Medina Avenue, N.E., and extending back of equal width, 72.50 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the

Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 135-02.

By Councilman Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on East 55th and Linwood Avenue to The Eleanor B. Rainey Memorial Institute, Inc.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 104-18-008, 104-18-009 and 104-18-042, as more fully described below, to The Eleanor B. Rainey Memorial Institute, Inc.

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

P. P. No. 104-18-088

Parcel No. 1

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Sublot No. 2 in Lena B. Sweesy's and Others Re-Allotment of R.L. Willards Allotment and portions of Lurher Moses an M.N.C. Watters Allotments in Original Lot No. 340, formerly a part of East Cleveland Township, as shown by the recorded plat in Volume 12, Page 40 of Cuyahoga County Records, and further bounded and described as follows:

Beginning at a point in Sublot No. 2, which point is also the Southeastern corner of land conveyed to Charles Richner by Lena B. and Joseph H. Champ by deed dated December 31, 1895 and recorded in

Volume 615, Page 524 of Cuyahoga County Records; thence Westerly along said Richner's Southerly line 50 feet; thence Southerly along a line 200 feet distant from and parallel to East 55th Street, 41.13 feet to the Northwest corner of land formerly owned by one Schultz; thence Easterly along Schultz's Northerly line and also a portion of the Northerly line of land formerly owned by one Saxon 40 feet; thence Northerly along a line 240 feet distant from and parallel to East 55th Street, 34 feet; thence Easterly along a line 142.73 feet distant from and parallel to Linwood Avenue, N.E., 10 feet; thence Northerly along a line 250 feet distant from and parallel to East 55th Street, 7.13 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Restrictions of record and Zoning Ordinance if any.

Parcel No. 2

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 2 in Lena B. Sweesy's and others Re-Allotment of a part of Original One Hundred Acre Lot No. 340 as shown by the recorded plat of said in Volume 12 of Maps, Page 40 of Cuyahoga County Records and bounded and described as follows:

Beginning upon the Easterly line of East 55th Street and 10 feet North of the Southwesterly corner of said Sublot No. 2; thence Easterly 150 feet parallel with the Southerly line of said Sublot No. 2; thence Northerly 50 feet and parallel with the Easterly line of East 55th Street; thence Westerly and parallel with the Southerly line of said Sublot No. 2, 150 feet to East 55th Street; thence Southerly along the line of said East 55th Street, 50 feet to the place of beginning.

P. P. No. 104-18-009

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot Nos. 2 and 3 of Lena B. and William C. Sweesy's Re-Allotment of the Subdivision by R.L. Willar, Guardian and portions of the Subdivision of L. Moses and M.N.C. Waters, Guardians of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 40 of Cuyahoga County Records and bounded and described as follows:

Beginning at the point of intersection of the Easterly line of East 55th Street with the Northerly line of Linwood Avenue, N.E., thence Northerly along the Easterly line of East 55th Street, (formerly Willson Avenue), 100 1/2 feet to the Southerly line of land conveyed to Burtis M. Hallock by deed recorded in Volume 708, Page 277 of Cuyahoga County Records; thence Easterly along the Southerly line of land so conveyed 150 feet to the Westerly line of land conveyed to Joachim and Bertha Schultz by deed recorded in Volume 515, Page 553 of Cuyahoga County Records; thence Southerly along the Westerly line of land so conveyed, 100 feet 6 inches to the Northerly line of Linwood Avenue N.E., thence Westerly along the Northerly line of Linwood Avenue, N.E., 150 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Subject to restrictions, terms and conditions recorded in Miscellaneous

Volume 111, Page 9 and on Miscellaneous Volume 111, Page 43 of Cuyahoga County Records.

Subject to easement recorded October 31, 1902, recorded in Volume 829, Page 639 of Cuyahoga County Records.

Also subject to all zoning ordinances, if any.

P. P. No. 104-18-042

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot Nos. 2 and 3 in Sweesy and others' Re-Allotment of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 40 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Northerly line of Linwood Avenue, N.E., at its point of intersection with the Westerly line of land conveyed by Fred L. and Melvina Saxton, husband and wife, to Gustave and Louisa C. Stern, by deed dated October 11, 1889, and recorded in Volume 459, Page 386 of Cuyahoga County Records, thence Westerly along the Northerly line of Linwood Avenue, N.E., 40 feet to the Southeast corner of land conveyed by The Guardian Savings and Trust Company, Trustee, to John Schaber by deed dated July 3, 1907, and recorded in Volume 1087, Page 382 of Cuyahoga County Records; thence Northerly along the Easterly line of land so conveyed to John Schaber and along the Easterly line of land so conveyed by Lena B. Champ and Joseph D. Champ, husband and wife, to Burtis M. Hallock, by deed dated February 2, 1899, and recorded in Volume 708, Page 277 of Cuyahoga County Records, 108.73 feet to the Southwesterly corner of land conveyed by Joachim and Bertha Schultz, husband and wife, to Burtis M. Hallock by deed dated February 17, 1896, and recorded in Volume 643, Page 566 of Cuyahoga County Records; thence Easterly along the Southerly line of land so conveyed, 40 feet to the Westerly line of land conveyed to Gustav and Louisa C. Stern, as aforesaid; thence Southerly along the Westerly line of said land, 108.73 feet to the place of beginning, 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 including such restrictive

covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 136-02.

By Councilman Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1390 East 92nd Street to Jayce P. Keys.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 107-12-030, as more fully described below, to Jayce P. Keys.

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

P. P. No. 107-12-030

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and bounded and described as follows, to wit:

And known as being the Southerly 30 feet from front to rear of Sublot No. 199 in W.J. Crawford and James Parmelee's Subdivision of part of Original One Hundred Acre Lot No. 384 as shown by the recorded plat in Volume 16 of Maps, Page 5 of Cuyahoga County Records, and being 30 feet front on the Westerly side of East 92nd Street (formerly Shipperd Street) and extending back of equal width 60 feet as appears by said plat, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 137-02.

By Councilman Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 8113 Cory Avenue to Vanessa Robinson.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 106-21-096, as more fully described below, to Vanessa Robinson.

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

P. P. No. 106-21-096

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 39 feet, front and rear of Sublot No. 19 in George Koch Heirs

Allotment of part of Original One Hundred Acre Lots Nos. 342 and 391, as shown by the recorded plat in Volume 20 of Maps, Page 14 of Cuyahoga County Records. Said part of Sublot No. 19 has a frontage of 39 feet on the Northerly side of Cory Avenue, N.E., (formerly Cory Avenue) and extends back 103.05 feet on the Easterly line about 102.93 feet on the Westerly line and has a rear line of 39 feet, as appears by said plat, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 138-02.

By Councilman Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1238 East 84th Street to Maria Grant.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 107-09-169, as more fully described below, to Maria Grant.

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

P. P. No. 107-09-169

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 7 in A. Poelking's Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 383, as shown by the recorded plat in Volume 23 of Maps, Page 11 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 84th Street (formerly Anton Street) and extending back 104.88 feet on the Northerly line, 104.90 feet on the Southerly line and having a rear line of 40 feet, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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. 139-02.

By Councilmen Lewis and Polensek (by departmental request).

An emergency ordinance to amend Section 2 of Ordinance No. 1562-01, passed August 15, 2001, as amended by Ordinance No. 2376-01, passed December 10, 2001, and to amend Section 5 of Ordinance No. 1562-01, passed August 15, 2001, relating to compensation for various classifications.

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 2 of Ordinance No. 1562-01, passed August 15, 2001, as amended by Ordinance No. 2376-01, passed December 10, 2001, and Section 5 of Ordinance No. 1562-01, passed August 15, 2001, are hereby amended to read, respectively, as follows:

Section 2. Secretary to the Mayor, Directors of Departments, Planning Director, Executive Director Community Relations Board, four Executive Assistants to the Mayor.

(a) That the salary of the Secretary to the Mayor shall be fixed by the Mayor at not less than \$49,078.05 and not more than \$154,315.05 per annum.

(b) That the salary of the Directors of Law, Finance, Public Utilities, Port Control, Economic Development, Public Safety, Parks, Recreation and Properties, Public Service, Public Health, Personnel and Human Resources, Community Development, Aging, Consumer Affairs, the Planning Director, and the Executive Director of the Community Relations Board and four (4) Executive Assistants to the Mayor shall be fixed by the Mayor at not less than \$49,078.05 and not more than \$148,750.72 per annum.

(c) That the salary of the Director of Port Control shall be fixed by the Mayor at not less than \$49,078.05 and not more than \$200,000.00 per annum.

Section 5. Secretary of Civil Service Commission, Secretaries to Director, **Deputy Director of Port Control**, and Executive Assistants to the Mayor

That the salary of the Secretary of the Civil Service Commission, the salary of the Secretary to each Director of a Department, and the salaries of four Executive Assistants to the Mayor shall be fixed by the Mayor in accordance with the following schedule:

	Minimum	Maximum
1. Four Executive Assistants to the Mayor.....	\$35,410.47	\$125,241.90
2. Special Assistant to the Mayor.....	20,410.00	79,901.99
3. Secretary to Directors of Departments.....	36,590.39	105,803.73
4. Secretary of the Civil Service Commission.....	25,011.85	74,623.50
5. Deputy Director of Port Control.....	41,312.22	124,285.10

Section 2. That Section 2 of Ordinance No. 1562-01, passed August 15, 2001, as amended by Ordinance No. 2376-01, passed December 10, 2001, and Section 5 of Ordinance No. 1562-01, passed August 15, 2001, 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 Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 140-02.

By Councilmen Gordon and Polensek (by departmental request).

An emergency ordinance authorizing the Director of Aging to apply for and accept a grant from the Western Reserve Area Agency on Aging for the 2002 Western Reserve Area Agency on Aging Grant.

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 Aging is hereby authorized to apply for and accept a grant in the amount of \$107,389.00, from the Western Reserve Area Agency on Aging, to conduct the 2002 Western Reserve Area Agency on Aging Grant, for the purposes set forth in the attachment and according thereto; that the Director of Aging is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in attachment for said grant.

Section 2. That the attachment for said grant, File No. 140-02-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

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

FIRST READING EMERGENCY RESOLUTION REFERRED

Res. No. 141-02.

By Councilmen Polensek and Sweeney (by departmental request).

An emergency resolution declaring it necessary to relay and repair sidewalks, aprons, driveway and curbs encroaching upon the public right-of-way on Dillewood Road from East 176th Street to East End; Nottingham Road from Lakeshore Boulevard to Villaview Road; Creekview Drive from Nottingham Road to East End; East 176th Street from Villaview Road to Nottingham Road; and East 177th Street from Nottingham Road to Villaview Road.

Whereas, this resolution constitutes an emergency measure provid-

ing for the usual daily operation of a municipal department; now, therefore,

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

Section 1. That it is necessary and conducive to the public health and welfare that Dillewood Road from East 176th Street to East End; Nottingham Road from Lakeshore Boulevard to Villaview Road, Creekview Drive from Nottingham Road to East End; East 176th Street from Villaview Road to Nottingham Road and East 177th Street from Nottingham Road to Villaview Road, be improved by relaying and repairing sidewalks, driveway aprons and curbs encroaching upon the public right-of-way or otherwise improving them in accordance with plans, specifications and profiles, at the estimated cost of \$214,456.00, heretofore prepared and placed in File No. 141-02-A in the Office of the Clerk of Council, which plans, specifications and profiles are hereby approved.

Section 2. That fifty percent (50%) of the cost and expense of said improvement, and less the entire cost of intersections, as shall be found to be a proper charge, shall be assessed upon all lots and lands abutting upon, and other specially benefited property adjacent to Dillewood Road from East 176th Street to East End; Nottingham

Road from Lakeshore Boulevard to Villaview Road; Creekview Drive from Nottingham Road to East End; East 176th Street from Villaview Road to Nottingham Road; and East 177th Street from Nottingham Road to Villaview Road, in proportion to the benefits which may result from said improvement, and it is hereby determined that said lots and lands are specially benefited by said improvements. The Director of Public Service has fixed five (5) years as the estimated life of said improvements.

Section 3. That the entire amounts to be levied shall be paid in five (5) annual installments, with interest on deferred payments at the rate of 5.2% per annum provided, however, that the owner of any property assessed may, at his option, pay the principal amount of such assessment in cash within 40 days from and after the passage of the assessing ordinance.

Section 4. That the remainder of the cost of said improvement not specially assessed, as herein provided, shall be paid by the City of Cleveland, or out of funds made available to it by other sources, or governmental agencies.

Section 5. That the Director of Finance is hereby directed to cause written notice to be served upon the owner of each lot or parcel of land to be assessed, or upon any other persons or corporations entitled by any provision of law to notice of the adoption of this resolution.

Section 6. That the Commissioner of Assessments and Licenses is hereby authorized and directed to prepare and file in the Office of the Clerk of Council an estimated assessment in accordance with the provisions of this resolution showing the amount of the assessment against each lot or parcel of land to be assessed. Such estimated assessments shall be based upon the estimated cost of the improvement in accordance with the plans, specifications and profiles now on file in the Office of the Clerk of Council. The estimated assessment shall be filed in the Office of the Clerk and kept available for public inspection.

Section 7. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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

Council Member Cimperman left the meeting.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 142-02.

By Councilman Westbrook (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into contract without competitive bidding with CrossMatch Technologies, Inc. for the purchase of a fingerprint-based criminal history records check system, including equipment, software, supplies, maintenance and training, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

Whereas, in order to enhance airport terminal security, the Federal Aviation Administration (FAA) has promulgated rules requiring airport operators to implement fingerprint-based criminal history records checks by December 6, 2002 for individuals seeking unescorted access authority; and

Whereas, in order to comply with the FAA deadline, the City must immediately acquire and implement such a fingerprint-based system in order to complete records checks for all affected persons no later than December 6, 2002; and

Whereas, the Acting Director of Port Control has recommended that, based on considerations of cost, quality, and delivery date, the City should contract with CrossMatch Technologies, Inc. to provide the necessary equipment, software, supplies, maintenance, and training; 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 Port Control is hereby authorized to make a written contract with said CrossMatch Technologies, Inc. upon the basis of its proposal dated December 27, 2001, for a fingerprint-based criminal history records check system, including equipment, software, supplies, maintenance and training, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Cleveland Hopkins International Airport, Department of Port Control, for an estimated cost of \$27,507.00.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 60 SF 001, Request No. 113520.

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. 143-02.

By Councilman Coats.

An emergency ordinance to determine the method of making the public improvement of installing a new playground at the Euclid Park Elementary School and authorizing the Director of Parks, Properties, and Recreation to enter into contract for the making of such improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement to install a playground at the Euclid Park Elementary School

located at 17914 Euclid Avenue in Ward 10 of the City of Cleveland for the Department of Parks, Properties, and Recreation, by contract duly let to the lowest responsible bidder after competitive bidding for the improvement.

Section 2. That the Director of Parks, Properties, and Recreation be authorized to enter into a contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding upon a unit basis for the improvement, provided, however, that each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract (UPON A UNIT BASIS).

Section 3. That the cost of said contract shall be in an amount not to exceed \$40,000, and shall be paid from the Ward 10 Neighborhood Equity Fund, from Fund No. 10 SF 166.

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.

Ord. No. 144-02.

By Councilman Conwell.

An emergency ordinance authorizing certain persons to engage in peddling in Ward 9. (Nikolaos Likos)

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 mobile peddling upon the 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 9; 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 mobile peddling in the public rights of way of Ward 9: Nikolaos Likos at corner of Ford Drive and Juniper Road.

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.

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. 145-02.

By Councilman Gordon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Old Brooklyn Community Development Corporation for the Neighborhood Safety Post Lamp Lighting Project through the use of Ward 15 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Old Brooklyn Community Development Corporation for Neighborhood Safety Post Lamp Lighting Project for the public purpose of installing post lamps in Ward 15 neighborhoods to provide a deterrent to crime and increase safety.

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

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

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

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

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

Ord. No. 146-02.

By Councilman Johnson.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Buckeye Area Development Corporation to conduct a home repair assistance program through the use of Ward 4 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Buckeye Area Development

Corporation to conduct a home repair assistance program for the public purpose of repairing homes of Cleveland residents through the use of Ward 4 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$235,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 147-02.

By Councilman Johnson.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Shaker Square Area Development Corporation for Moreland Greens Apartments Revitalization Project through the use of Ward 4 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Shaker Square Area Development Corporation for the Moreland Greens Apartment Revitalization Project in the S. Moreland Apartment Corridor area for the public purpose of providing housing opportunities for Cleveland residents through the use of Ward 4 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$65,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 148-02.

By Councilman Lewis.

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Famicos Foundation to develop a labor force initiative program in the Cleveland Empowerment Zone, 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 Famicos Foundation to develop a labor force initiative program for the Cleveland Empowerment Zone with program offices to be located in the Hough Community Area. The program to be developed shall provide for exposure of citizens aged 6 to 18 years to the work environment through education and participation, and for the removal of barriers to employment and the creation of employment opportunities for citizens aged 19 to 40 years.

Section 2. That the costs of said contract shall not exceed \$150,000 and shall be paid from Fund No. 18 SF 007.

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. 149-02.

By Councilman Polensek.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Northeast Shores Development Corporation for Paulich Properties Project through the use of Ward 11 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Northeast Shores Development Corporation for the Paulich Properties Project for the rehabilitation of commercial and residential units, and a parking lot for the public purpose of providing housing opportunities, and job creation for Cleveland residents through the use of Ward 11 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$50,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 150-02.

By Councilman Polensek.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Northeast Shores Development Corporation for Second Mortgage Financing for the Water's Edge Townhomes through the use of Ward 11 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Northeast Shores Development Corporation as the City's agent in carrying out a second mortgage program as an incentive for homeownership at the Water's Edge Townhome Condominiums in Ward 11 for the public purpose of providing housing opportunities for City residents through the use of Ward 11 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$75,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 151-02.

By Councilman White.

An emergency ordinance authorizing the Director of Parks, Recreation, and Properties to enter into an agreement with Miles Avenue Family YMCA for Miles Family YMCA Enrichment Project through the use of Ward 2 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Parks, Recreation, and Properties is authorized to enter into an agreement with Miles Avenue Family YMCA for the Miles Family YMCA Enrichment Project for the public purpose of providing community based programs, sports activities, social enrichment programs for senior citizens and youth that reside in the City of Cleveland through the use of Ward 2 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$117,500 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 152-02.

By Councilman White.

An emergency ordinance to determine the method of making the public improvement of planting street trees in the public-right-of-way at the Mill Creek housing development site and authorizing the Director of Parks, Properties, and Recreation to enter into contract for the making of such improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of planting street trees in the public-right-of-way at the Mill Creek Housing Development Site located in the Warner-Turney area of Ward 2 in the City of Cleveland for the Department of Parks, Properties, and Recreation, by contract duly let to the lowest responsible bidder after competitive bidding for the improvement.

Section 2. That the Director of Parks, Properties, Recreation be authorized to enter into a contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding upon a unit basis for the improvement, provided, however, that each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract (UPON A UNIT BASIS).

Section 3. That the cost of said contract shall be in an amount not to exceed \$40,000, and shall be paid from the Ward 2 Neighborhood

Equity Fund, from Fund No. 10 SF 166.

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. 153-02.

By Councilman Brady.

An emergency resolution urging the Ohio General Assembly to adopt "Ohio Care," a publicly funded, not-for-profit health insurance program.

Whereas, by passage of numerous resolutions and ordinances and by its efforts to keep St. Michael Hospital operational, this Council of the City of Cleveland has stated that every person residing or employed in Ohio is entitled, as a matter of right, to accessible, affordable and quality health care; and

Whereas, this Council recognizes that there is a growing crisis in health care in the State of Ohio manifested by massive layoffs, a steep increase in premiums, co-payments and deductibles, and the closing of many health care facilities serving low-to-middle income residents; and

Whereas, insured persons now commonly experience unacceptable and sometimes life-threatening delays in obtaining approval for needed health care services by private, for-profit health insurers; and

Whereas, it is estimated that the complexity and redundant bureaucracy arising from the existence of multiple, for-profit insurance plans, each with its own distinct program of coverage and benefits, its own costly administrative and executive structure, and its own system of processing managed care approvals, and payments of benefits and/or reimbursements, wastes up to 30% of premiums paid for medical coverage by Ohio employers and private citizens, resources which otherwise could be used to provide benefits; and

Whereas, the bureaucratic structure and its inefficiencies distract health care providers from providing efficient and effective medical services to patients and places a drain on the financial resources of Ohio taxpayers; and

Whereas, this Council contends that a single-payer, publicly-funded, not-for-profit health plan will: eliminate the redundant bureaucracy caused by numerous insurers; greatly reduce administrative costs associated with providing medical care; free-up additional financial resources; allow medical providers to focus their efforts on providing quality care; and reduce the cost of health care coverage for Ohio residents and employers; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public health; now therefore,

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

Section 1. That the Council of the City of Cleveland urges the Ohio General Assembly to commit to enact "Ohio Care," a comprehensive, publicly funded, not-for-profit health insurance program covering: (a) all residents of the State of Ohio as well as all dependents of Ohio residents, whether residing within the state or elsewhere; and (b) all persons employed in the state, regardless of residence within or outside of the state, as well as their dependents.

Section 2. That this Council urges the prompt passage of "Ohio Care" so that upon its effective date:

i. Health insurance will be provided to all persons employed in the state and their dependents by or through their non-federal public and private employers, including all health insurance previously provided by the State government to its employees, thereby relieving Ohio employers of the cost and administrative burden of providing health insurance coverage; and

ii. Every person will be covered by one uniform program of health insurance benefits, including prescription drug coverage, dental care, vision care, long-term care and coverage for mental illness on full parity with coverages for all other types of illnesses; and

iii. An Ohio Care Commission will be created, as an independent agency of state government, to implement and administer the Ohio Care program; and

iv. The Ohio Care benefit program will be designed and maintained so as to guarantee health care services of excellent quality, timely delivered and accessible to all; full support for ongoing medical research, medical education and training; full choice of providers; and access to comprehensive, preventive and long-term care; and

v. All federal funds allocated for health care purposes by Medicare, Medicaid, Veterans Administration, and other programs will be paid to Ohio Care, after obtaining the necessary waivers from the federal government; and

vi. Any person who while covered by Ohio Care requires health care services anywhere in the world will be entitled to Ohio Care benefits to pay for such services to the extent payment has not otherwise been provided; and

vii. Any resident displaced from employment by the private health insurance industry in this state as a direct result of the enactment of Ohio Care will be eligible to receive, at state expense, retraining and temporary financial assistance to facilitate reemployment without significant loss of income, and will receive preference for hiring for employment by the Ohio Care Commission in any position for which the displaced resident is qualified; and

viii. Ohio Care will be funded by utilizing federal, state and local monies that currently are used to fund existing Ohio health care programs, and any additional funding mechanism deemed necessary to ensure that Ohio Care is fully funded with adequate reserves.

Section 3. That the Clerk of Council is hereby requested to forward a copy of this resolution to the members of the Cleveland area del-

egation of the Ohio General Assembly.

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.

Res. No. 154-02.

By Councilman Brady.

An emergency resolution withdrawing objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 13429 Lakewood Heights Blvd., and repealing Res. No. 1577-01 objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 13429 Lakewood Heights Blvd. by Res. No. 1577-01 adopted by Council on August 15, 2001; 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 D1, D2, D3, D3A and D6 Liquor Permit to 13429 Lakewood Heights Blvd., be and the same is hereby withdrawn and Res. No. 1577-01, 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. 155-02.

By Councilman Jones.

An emergency resolution objecting to the transfer of ownership of a D1, D2 and D3 Liquor Permit to 4209 E. 131st St.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1, D2 and D3 Liquor Permit from Permit No. 3261827, Leonard Goldsmith, DBA Porkys Grill, 1st Fl. & Bsmt. & Patio, 4209 E. 131st St., Cleveland, Ohio 44105 to Permit No. 9700692, Winston House Inc., DBA Winstons Place, 1st Fl. & Bsmt. & Patio, 4209

E. 131st St., 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, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D1, D2 and D3 Liquor Permit from Permit No. 3261827, Leonard Goldsmith, DBA Porkys Grill, 1st Fl. & Bsmt. & Patio, 4209 E. 131st St., Cleveland, Ohio 44105 to Permit No. 9700692, Winston House Inc., DBA Winstons Place, 1st Fl. & Bsmt. & Patio, 4209 E. 131st St., 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 is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

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

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

Res. No. 156-02.
By Councilman Jones.
An emergency resolution objecting to the issuance of a C1 Liquor Permit to 12312 Rexford.

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. 6133032, Kendell Moore Inc., Broadway Snack Shack Grocery & Deli, 12312 Rexford, 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, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 6133032, Kendell Moore Inc., Broadway Snack Shack Grocery & Deli, 12312 Rexford, 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 is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

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

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

Res. No. 157-02.
By Councilmen Polensek and Jones.

An emergency resolution urging the United States Congress to review and modify federal tax laws applicable to large multi-million dollar corporations.

Whereas, the recent collapse of Enron Corporation has illustrated a number of loopholes and inequities that exist in our legal system that have served to benefit corporate giants in America; and

Whereas, it has been reported that Enron has paid no federal corporate income taxes in four of the last five years, and instead received \$382 million in tax refunds; and

Whereas, the hard working citizens of Cleveland and throughout the country dutifully pay federal income tax to support our country's defense, building and maintenance of our infrastructure and social programs; and

Whereas, this Council finds such legal loopholes appalling as they require ordinary, hard working citizens to subsidize corporate tycoons who seek to shirk their civic responsibility; and

Whereas, this Council urges Congress to examine existing laws that permit such practices to occur and requests that Congress consider such measures as to close these tax loopholes; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public safety, welfare and health; now therefore,

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

Section 1. That the Council of the City of Cleveland urges the U.S. Congress to examine the existing tax laws for the purpose of identifying loopholes that allow large multi-million dollar corporations to forego paying federal corporate income taxes and to enact laws that would tighten such tax laws.

Section 2. That the Clerk of Council is hereby requested to forward a copy of this resolution to Senators Voinovich and DeWine and Representatives Kucinich and Tubbs Jones.

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

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

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

Res. No. 158-02.
By Councilman Reed.
An emergency resolution objecting to the issuance of a C1 Liquor Permit to 10420 Union Ave.

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. 1914747, Daleen Corp., DBA Union Market, 10420 Union Ave., Cleveland, Ohio 44108; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 1914747, Daleen Corp., DBA Union Market, 10420 Union Ave., Cleveland, Ohio 44108 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

Res. No. 159-02.**By Councilman Reed.**

An emergency resolution withdrawing objection to the renewal of a C2 and C2X Liquor Permit to 3976 East 131st Street, and repealing Res. No. 1642-01 objecting to said renewal.

Whereas, this Council objected to the renewal of a C2 and C2X Liquor Permit to 3976 East 131st Street by Res. No. 1642-01 adopted by Council on August 15, 2001; and

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

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

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

Section 1. That objection to the renewal of a C2 and C2X Liquor Permit to 3976 East 131st Street, be and the same is hereby withdrawn and Res. No. 1642-01, 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. 160-02.**By Councilman Westbrook.**

An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit to 8808 Detroit Avenue, and repealing Res. No. 1348-200 objecting to said renewal.

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to 8808 Detroit Avenue by Res. No. 1348-2000 adopted by Council on July 28, 2000; and

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

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

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

Section 1. That objection to the renewal of a C1 and C2 Liquor Permit to 8808 Detroit Avenue, be and the same is hereby withdrawn and Res. No. 1348-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

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

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

SECOND READING EMERGENCY ORDINANCES

Ord. No. 1210-01.**By Mayor White.**

An emergency ordinance authorizing the Director of Port Control to employ surveyors or firms of surveyors, to provide professional services necessary to survey various parcels or portions of parcels of land.

Approved by Directors of Port Control, Finance, Law; Passage recommended by Committees on Aviation and Transportation, Finance; when amended as follows:

1. In the title, line 5, after "professional" and before "services" insert **"surveying"**.

2. In Section 1, line 5, after "professional" and before "services" insert **"surveying"** and in Section 1, line 8, after "Port Control" insert **"and to survey various parcels or portions of parcels of land as needed to further Cleveland Hopkins International Airport expansion projects"**.

3. In Section 1, line 19, after "Finance." insert **"The contract or contracts herein authorized shall contain a provision prohibiting the contractor or contractors, during the duration of the contract, from providing surveying services to third parties on projects related to the expansion of Cleveland Hopkins International Airport"**.

4. In Section 2, line 2, after "shall" insert **"not exceed \$40,000.00 and shall"**.

Amendments agreed to.

Ord. No. 1745-01.**By Councilmen Patmon and Jackson (by departmental request).**

An emergency ordinance authorizing the Director of Economic Development to enter into contract with the Glenville Development Corporation to provide financial assistance in the form of a grant to partially finance the construction of an exterior monument wall and to make necessary site improvements near the northeast corner of St. Clair Avenue and East 105th Street.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Community and Economic Development, Finance.

Ord. No. 1964-01.**By Councilman Coats.**

An emergency ordinance authorizing the Director(s) of Community Development and Economic Development to enter into an agreement with Northeastern Neighborhood Development Corporation for property acquisition for Forest Hills Place Elderly Housing Project through the use of Ward 10 Neighborhood Equity Funds.

Approved by Directors of Community Development, Economic Development, Finance, Law; Passage recommended by Committees on Community and Economic Development, Finance.

Ord. No. 1984-01.**By Councilman Rybka.**

An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Slavic Village Development for property acquisition in Lower Broadway for economic development and job retention and new job creation through the use of Ward 12 Neighborhood Equity Funds.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Community and Economic Development, Finance.

Ord. No. 2149-01.**By Councilman Polensek.**

An emergency ordinance authorizing the Clerk of Council to employ one or more professional consultants to provide professional services required to update, print and bind the Cleveland Codified Ordinances, including the recodification of the Traffic and General Offenses Codes as amended by the Ohio General Assembly and providing alternative formats and internet accessibility; and to compile, verify, edit, index, compose, print and package a cumulative supplement, including alternative formats and internet accessibility; for a period of one year, with three one-year options to renew all of part of these services.

Approved by Directors of Finance, Law; Passage recommended by Committee on Finance; when amended as follows:

1. In Section 1, at the second paragraph, line 2 and in line 7, strike "the Board of Control" and insert in lieu thereof in both places **"this Council, through an ordinance or resolution"**.

Amendment agreed to.

Ord. No. 2164-01.**By Councilmen Polensek and Patmon (by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of medical supplies and equipment, for the Division of Emergency Medical Service, Department of Public Safety.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance; when amended as follows:

1. In Section 2, line 1, after "shall" insert **"not exceed \$100,000.00 and shall"**.

Amendment agreed to.

Ord. No. 2165-01.**By Councilmen Polensek and Patmon (by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of various items necessary to implement the 2001-02 DARE program, for the Division of Police, Department of Public Safety.

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

Ord. No. 2166-01.

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Law to enter into a contract with L.J.D. & Associates to coordinate the Team Approach to Violence Against Women Program.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance; when amended as follows:

1. In Section 2, line 1, after "shall" insert **"not exceed \$32,500.00 and shall"**.

Amendment agreed to.

SECOND READING EMERGENCY ORDINANCES PASSED**Ord. No. 1867-01.**

By Councilmen Jackson, White and Patmon (by departmental request).

An emergency ordinance authorizing the Directors of Economic Development and Personnel and Human Resources to enter into contract with Vocational Guidance Services, Inc. for the continued development, implementation and operation of the Youth Opportunity Program.

Approved by Directors of Community Development, Personnel and Human Resources, Finance, Law; Relieved of Committees on Community and Economic Development, Employment, Affirmative Action and Training; Passage recommended by Committees on Finance; when amended as follows:

1. Insert a new Section 2 to read as follows:

"Section 2. No later than June 1, 2002, the Directors of Economic Development and Personnel and Human Resources shall appear before the Community and Economic Development Committee to report on the status of the Youth Opportunity Program".

2. Renumber existing Section 2 to new **"Section 3"**.

Amendments agreed to.

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

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

Ord. No. 1967-01.

By Councilmen Melena and Zone.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Detroit Shoreway Community Development Organization for renovation of the historic Courtland Building through the use of Ward 17 Neighborhood Equity Funds.

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

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

Ord. No. 2150-01.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Public Service to issue a permit to Cuyahoga Metropolitan Housing Authority to

encroach into the public right-of-way of Washington Ave., West 28th St., Division Ave., & River Rd., in conjunction with the construction of the Lakeview Terrance Estates Project.

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

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

Ord. No. 2157-01.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of diesel fuel, for the Division of Motor Vehicle Maintenance, Department of Public Service.

Approved by Directors of Public Service, Finance, Law; Passage recommended by Committees on Public Service, Finance; when amended as follows:

1. In Section 2, line 1, after "shall" insert **"not exceed \$1.4 million dollars and shall"**.

Amendment agreed to.

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

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

PLAT**File No. 106-02.**

By Councilman White (Ward 2). Millcreek Resubdivision and Vacation Plat of Part of Gates Avenue.

Approved by City Planning Commission. Recommended by Committees on Public Service and City Planning.

Without objection Plat approved. Yeas 20. Nays 0.

LAID ON THE TABLE**Ord. No. 1731-01.**

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance to amend the title and Section 1 of Ordinance No. 1264-01, passed June 19, 2001, relating to a requirement contract for the purchase of vehicles, including labor and materials necessary for vehicle rehabilitation, for the various divisions of City government.

Without objection, Ordinance No. 1731-01 Laid on the Table. Yeas 20. Nays 0.

Council Member Cimperman entered the meeting.

The Council adjourned at 8:20 p.m. to meet on Monday, February 4, 2002 at 7:00 p.m. in the Council Chambers.



Clerk of Council

THE CALENDAR

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

ORDINANCES**Ord. No. 1210-01.**

By Mayor White.

An emergency ordinance authorizing the Director of Port Control to employ surveyors or firms of surveyors, to provide professional **surveying** services necessary to survey various parcels or portions of parcels of land.

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

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

Section 1. That the Director of Port Control is hereby authorized to employ by contract or contracts surveyors or firms of surveyors for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional **surveying** services necessary to survey various parcels or portions of parcels of land under the jurisdiction and control of the various divisions of the Department of Port Control **and to survey various parcels or portions of parcels of land as needed to further Cleveland Hopkins International Airport expansion projects.**

The selection of surveyors or firms of surveyors for such services shall be made by the Board of Control upon the nomination of the Director of Port Control from a list of qualified surveyors or firms of surveyors available for such employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. The contract or contracts herein authorized shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance. **The contract or contracts herein authorized shall contain a provision prohibiting the contractor or contractors, during the duration of the contract, from providing surveying services to third parties on projects related to the expansion of Cleveland Hopkins International Airport.**

Section 2. That the costs for such contract or contracts herein authorized shall **not exceed \$40,000.00 and shall be paid from Fund No. 60 SF 001, Request No. 30966.**

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.

Ord. No. 1745-01.

By Councilmen Patmon and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into contract with the Glenville Development Corporation to provide financial assistance in the form of a grant to partially finance the construction of an exterior monument wall and to make necessary site improvements near the northeast corner of St. Clair Avenue and East 105th Street.

Ord. No. 1964-01.

By Councilman Coats.

An emergency ordinance authorizing the Director(s) of Community Development and Economic Development to enter into an agreement with Northeastern Neighborhood Development Corporation for property acquisition for Forest Hills Place Elderly Housing Project through the use of Ward 10 Neighborhood Equity Funds.

Ord. No. 1984-01.

By Councilman Rybka.

An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Slavic Village Development for property acquisition in Lower Broadway for economic development and job retention and new job creation through the use of Ward 12 Neighborhood Equity Funds.

Ord. No. 2149-01.

By Councilman Polensek.

An emergency ordinance authorizing the Clerk of Council to employ one or more professional consultants to provide professional services required to update, print and bind the Cleveland Codified Ordinances, including the recodification of the Traffic and General Offenses Codes as amended by the Ohio General Assembly and providing alternative formats and internet accessibility; and to compile, verify, edit, index, compose, print and package a cumulative supplement, including alternative formats and internet accessibility; and to compile, verify, edit, index, compose, print and package a

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 Clerk of Council is hereby authorized to employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to update, print and bind the Cleveland Codified Ordinances, including the recodification of the Traffic and General Offenses Codes as amended by the Ohio General Assembly and providing alternative formats and internet accessibility; and to compile, verify, edit, index, compose, print and package a

cumulative supplement, including alternative formats and internet accessibility, for a period of one year commencing upon execution of a contract, with three options exercisable by the Clerk of Council, to renew all or any portion of these services for additional one-year periods, and cancellable upon thirty days written notice by said Clerk of Council.

The selection of said consultants for such services shall be made by **this Council, through an ordinance or resolution** upon the nomination of the Clerk of Council from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Clerk of Council for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by **this Council, through an ordinance or resolution**. The contract herein authorized shall be prepared by the Director of Law, approved by the Clerk of Council, and certified by the Director of Finance.

Section 2. That the costs for such services herein contemplated shall be paid from Fund No. 01-010101-632000, Request No. 100004.

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.

Ord. No. 2164-01.

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of medical supplies and equipment, for the Division of Emergency Medical Service, Department of Public Safety.

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

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

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

until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall **not exceed \$100,000.00 and shall** be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 108832)

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.

Ord. No. 2165-01.

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of various items necessary to implement the 2001-02 DARE program, for the Division of Police, Department of Public Safety.

Ord. No. 2166-01.

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Law to enter into a contract with L.J.D. & Associates to coordinate the Team Approach to Violence Against Women Program.

Whereas, pursuant to Ordinance No. 289-01, passed April 9, 2001, this Council authorized the Director of Law to apply for and accept a grant from the Criminal Justice Service Agency for the Team Approach to Violence Against Women Program; and

Whereas, coordinating services for this program are desired; 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 Law is hereby authorized to enter into contract with L.J.D. & Associates for coordinating services relating to the Team Approach to Violence Against Women Program.

Section 2. That the cost of such contract shall **not exceed \$32,500.00 and shall** be paid from the fund or funds to which are credited the grant proceeds accepted pursuant to Ordinance No. 289-01, passed April 9, 2001.

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.

BOARD OF CONTROL

January 25, 2002

The special meeting of the Board of Control convened in the Mayor's office on Friday, January 25, 2002, at 10:30 a.m. with Mayor Campbell presiding.

Present: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Absent: Director Fumich.

Others: Myrna Branche, Commissioner, Purchases and Supplies.

Henry Guzman, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 24-02.

By Acting Director Hruby.

Whereas, pursuant to Ordinance No. 474-2000 passed by the Cleveland City Council April 17, 2000 and Resolution No. 246-01, adopted April 18, 2001, by this Board of Control, the City is authorized to enter into a contract with Northcoast Distributing, Inc. for the purchase of the City's requirements for Toro mower parts for a period of two (2) years, for the Various Divisions of City Government, Department of Finance; and

Whereas, by its January 8, 2002 letter, Century Equipment II Ltd. has notified the City that it has purchased the assets of Northcoast Distributing Inc. as of June 28, 2001, indicating that it will honor the bid and prices of and assume the obligations of Northcoast Distributing Inc. thereunder; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that this Board hereby consents to the assignment to and the assumption by Century Equipment II Ltd. of the prospective contract with Northcoast Distributing Inc. for Toro mower parts for a period of two (2) years authorized by Ordinance No. 474-2000, passed by the Cleveland City Council April 17, 2000 and Resolution No. 246-01 adopted April 18, 2001 on account of its purchase of Northcoast Distributing Inc., effective June 28, 2001.

Be it further resolved that the Director of Finance is hereby authorized to execute all documents and to do all things necessary to effect the assignment and assumption hereby authorized.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 25-02.

By Acting Director Hruby.

Resolved, by the Board of Control of the City of Cleveland that the bid of Bob McDorman Chevrolet, Inc. for an estimated quantity of cab/chassis with flat bed dump bodies by Cenweld Corp., all items, for various divisions of City Government, for the period of one (1) year

beginning with the date of execution of a contract, received on November 9, 2001, pursuant to the authority of Ordinance No. 1264-01, passed by the Council of the City of Cleveland on June 19, 2001, which on the basis of the estimated quantity would amount to One Hundred Fifty-Nine Thousand Seven Hundred Ninety-Four and 00/100 Dollars (\$159,794.00) (Net - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 105661

which shall be certified against such contract in the sum of One Hundred Fifty-Nine Thousand Seven Hundred Ninety-Four and 00/100 Dollars (\$159,794.00).

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 Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 26-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1068-98, passed by the Council of the City of Cleveland on August 19, 1998, High Line Corporation dba CASNET is hereby selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities, as the firm to be employed by contract to provide professional services for an electronic document management system as part of the design and implementation of a five-year information technology plan, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities hereby is requested to enter into a contract with High Line Corporation dba CASNET based upon its proposal dated September 14, 2001, which contract shall be prepared by the Director of Law, and which shall provide for furnishing of professional services as contained in said proposal, for an aggregate fee not in excess of \$571,793.00, and which shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 27-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1068-98, passed by the Council of the City of Cleveland on August 19, 1998, Mincom, Inc. is hereby selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities, as the firm to be employed, by contract to provide professional services for a work management system as part of the design and implementation of a five-year information technology plan, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities hereby is requested to enter into a contract with Mincom, Inc. based upon its proposal dated September 24, 2001, which contract shall be prepared by the Director of Law, and which shall provide for furnishing of professional services as contained in said proposal, for an aggregate fee not in excess of \$2,938,060.00, and which shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 28-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1068-98, passed by the Council of the City of Cleveland on August 19, 1998, Adaytum, Inc. is hereby selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities, as the firm to be employed by contract to provide professional services for a financial information/budgeting system as part of the design and implementation of a five-year information technology plan, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities hereby is requested to enter into a contract with Adaytum, Inc. based upon its proposal dated August 9, 2001, which contract shall be prepared by the Director of Law, and which shall provide for furnishing of professional services as contained in said proposal, for an aggregate fee not in excess of \$426,000.00, and which shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 29-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by National Engineering & Contracting, employed by contract for the public improvement of Morgan Finished Water Pumping Station Project for the Division of Water, Department of Public Utilities, under City Contract No. 57952, authorized by Ordinance Nos. 817-2000 and 1262-01, passed by the Council of the City of Cleveland on February 12, 2001, and June 19, 2001, respectively, and Board of Control Resolution No. 427-01, adopted June 28, 2001, is hereby approved:

SUBCONTRACTOR**WORK**

American R/D Gate	Valves
Ebara Corporation	Pumps
EPI of Cleveland	Misc. Metals
Henry Pratt Company	Valves
Herbst Electric Company	Electrical Work
Hydrogate Corporation	Sluice Gates
Mack Industries	Pre-Cast Structures
Price Brothers	PCCP
Resource International	Geotechnical Work
Ross Valve Mfg. Co.	Valves
Trumbull Industries	Ductile Iron Pipe

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 30-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 601-01, adopted September 5, 2001, approving the bid of Grand Eagle Services, Inc. as the lowest and best bidder for the repair and upgrade of the 800HP Synchronous Motor Unit E29 at Morgan Pump Station pursuant to the authority of Ordinance No. 2107-2000, passed by the Cleveland City Council on December 18, 2000, is hereby rescinded.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 31-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that the bid of American Fleet Services for an estimated quantity of motor vehicle interior and exterior body repair, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 15th day of November 2001, pursuant to the authority of Ordinance No. 1046-01 passed August 15, 2001 on the basis of the estimated quantity would amount to Two Hundred Fifty Thousand and no/100 Dollars (\$250,000.00), (5% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 115701

which shall be certified against such contract in the sum of Fifty Thousand and no/100 Dollars (\$50,000.00).

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

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 32-02.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Monarch Electric Services Co., Inc. for the following: upgrade and repair of one (1) Synchronous Motor Unit E29 at Morgan Pump Station (all items) for the Division of Water, Department of Public Utilities, received on May 17, 2001, pursuant to the authority of Ordinance No. 2107-2000, passed on December 18, 2000, which on the basis of the order quantities would amount to Sixty-Four Thousand Nine Hundred Thirty-Six and no/100 Dollars (\$64,936.00) is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 33-02.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland that all bids

received on January 4, 2002 for the Processing of Recyclable Material Services — Contract "EW" for the Division of Waste Collection, Department of Public Service, pursuant to the authority of Ordinance No. 1868-2000 passed by the Council of the City of Cleveland on December 18, 2000, be and the same are hereby rejected.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 34-02.

By Director Ricchiuto.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Custom Clutch Joint and Hydraulics, Inc. for an estimated quantity of hydraulic cylinder repair (all items), for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on December 5, 2001, pursuant to the authority of Ordinance No. 379-01, passed by the Council of the City of Cleveland on April 9, 2001, which on the basis of the estimated quantity would amount to Ninety Two Thousand Ninety Seven and no/100 Dollars (\$92,097.00) (2% 10 Net 30), 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. 105677

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 and which, together with all other contracts entered into pursuant to the above mentioned ordinance, does not in total exceed \$280,000.00.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 35-02.

By Acting Director Glending.

Be it resolved by the Board of Control of the City of Cleveland that the bid of VIP Restorations, Inc., for the public improvement of the Cudell Clock Tower Renovations, base bid, for the Department of Parks, Recreation, and Properties, received on December 21, 2001, pursuant to the authority of Ordinance

nance No. 116-2000, passed January 24, 2000, for a gross price for the improvement in the aggregate amount of Seventy Four Thousand Three Hundred Fifty and no/100 Dollars (\$74,350.00), is hereby affirmed and approved as the lowest responsible bid, and the Director of Parks, Recreation, and Properties is hereby authorized to enter into contract for said improvement with said bidder.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

Resolution No. 36-02.

By Director Konicek.

Resolution by the Board of Control of the City of Cleveland, that all bids received on January 23, 2002, for public improvement of constructing an employee parking lot at the Riveredge site, for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 912-2000, passed by the Council of the City of Cleveland on July 18, 2001, be and the same are hereby rejected.

Yeas: Mayor Campbell, Acting Directors Horvath, Hruby, Brown, Directors Konicek, Ricchiuto, Acting Directors McGuirk, Glending, Directors Hudecek, Romero, Acting Director Huth and Director Taylor.

Nays: None.

Absent: Director Fumich.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ANNE BLOOMBERG,
President

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, FEBRUARY 11, 2002

9:30 A.M.

Calendar No. 01-359: 731-747 East 152nd Street (Ward 10)

Rick Semersky, owner, appeals to establish the use of an approximate 155' x 194' parcel as outdoor storage of new and used building materials, all located in a Local Retail Business District on the east side of East 152nd Street at 731-747 East 152nd Street; said use being contrary to the Business District Requirements of Section 343.01 where outdoor storage of new and used building materials is not permitted in a Local Retail Business District but first permitted in a General Industry District and contrary to the Industrial District Requirements of Section 345.0(a)(1)(g)(3), where open storage shall be surrounded by a substantial 7' high solid fence and a 6' high chain-link and wood fence is proposed and contrary to the Landscaping and Screening Requirements, where a 10' wide landscaping strip is required along the rear property line between the Residential District and the Local Retail Business District as stated in Section 352.11 of the Codified Ordinances.

Calendar No. 01-360: 818 East 105th Street (Ward 8)

Strowder's Funeral Chapels Inc., owner c/o Howard Strowder, Vice President, appeals to add a 38' x 150' one-story extension to the south wall of an existing 48' x 150' nonconforming one-story funeral home building and to provide a 71 car accessory off-street parking lot with landscaping, all on a 205' x 247' irregular shaped parcel located in a Local Retail Business District at 822 East 105th Street a.k.a. 804-826 East 105th Street; said addition being contrary to the Business District Requirements of Section 343.01 where a funeral home is not permitted in a Local Retail Business District but first permitted in a General Retail Business District and with no more than 5 workers as stated in Section 343.11 and contrary to the Landscaping and Screening Requirements, where an 8' wide landscaping strip is required along the rear property line between the Residential District and the Local Retail Business District and 6' is proposed, and an addition or expansion of a nonconforming use requires the Board of Zoning Appeals approval as stated in Section 359.01 of the Codified Ordinances.

Calendar No. 01-363: 976-984 East 63rd Street (Ward 13)

American Tower Corp., owner c/o Christine Phillips, appeals to collocate communication antennas and equipment on an existing telecommunications tower, situated on an approximate 145' x 158' irregular shaped corner parcel located in a Two-Family District on the west side of East 63rd Street at 976-984 East 63rd Street; said co-location being contrary to the Cell Tower Requirements of Section 354.06(b) where a telecommunications tower

is required to be 450' away from a Residential District and the existing tower is in a Two-Family District and to construct an addition or expansion of a non-conforming use requires the Board of Zoning Appeals approval as stated in Section 359.01 of the Codified Ordinances.

Calendar No. 01-364: 5713 Ira Avenue (Ward 16)

Joseph Marche, owner, appeals to construct a 30' x 40' reverse gable garage to the rear of a 50' x 177' parcel located in a Two-Family District on the south side of Ira Avenue at 5713 Ira Avenue; said construction being contrary to the Residential Requirements where a 1,200 sq. ft. garage is proposed and the maximum area allowed is 987.5 sq. ft. as stated in Section 337.23(7)(a) of the Codified Ordinances.

Calendar No. 01-365: 13600 Deise Avenue (Ward 10)

North Lakes Management Company, owner c/o John Basso, appeals to use an irregular shaped parcel for a supply yard of concrete aggregate material and crushing, all located in a Semi-Industry and General Industry District on the south side of Deise Avenue at 13600 Deise Avenue; said use being contrary to the Industrial District Requirements of Section 345.03, where concrete aggregate material and crushing is not permitted in a Semi-Industry District but first permitted as an accessory use by special permit authorized by the approval of the Board of Zoning Appeals as required in Section 345.04(b)(15, 21) of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, JANUARY 28, 2002

At the meeting of the Board of Zoning Appeals on Monday, January 28, 2002, the following appeals were heard by the Board:

The following appeals were **Approved:**

Calendar No. 01-346: 613 Literary Road

Bridge Avenue Development Ltd., owner, appealed to construct a 20' x 40' three-story, two family dwelling and a 20' x 20' detached garage on a 25' x 116' parcel in a Multi-Family District.

Calendar No. 01-347: 3662 East 131st Street

James Cameron, owner, appealed to enclose an existing front porch of a one dwelling unit in a Local Retail Business District granted conditionally.

Calendar No. 01-349: 10707 Edgewater Drive

Matt Gillespie, owner, appealed to construct a 12' x 15' two-story frame deck to the side of a one family dwelling in a Limited One-Family District.

Calendar No. 01-361: 2357 Tremont Avenue
Positive Education Program, owner, appealed to install one illuminated 4' x 8' wall sign, one non-illuminated 4' x 8' wall sign and one 2'-4"x 9' canopy sign on an existing building in a Two-Family District.

Calendar No. 01-312: 7770 Harvard Avenue
Waterworks Enterprises Ltd., owners, and Crown Cleaning Systems, tenant, appealed to install a 6' high chain link fence with a gate to the north, south, east and west of a 180' x 150' parcel in a Semi-Industry District.

The following appeals were **Denied:**

Calendar No. 01-348: 13404 Coit Road
Delonte Rollins, owner, appealed to change the use of a one-story tavern building and a 64' x 134' parcel into an office and used car lot in a Two-Family District.

Calendar No. 01-353: 4026 West 143rd Street
Joanne A. Meier, owner, appealed to construct a 24' x 24' x 19' high accessory garage to the rear of a 50' x 120' parcel in a One-Family District.

Calendar No. 01-307: 9713 Parkview Avenue
Carrie Evans, owner, and Johnnie Evans, tenant, appealed to expand the use of a two dwelling house to include a recording studio in a Two-Family District.

The following appeals were **Postponed:**

Calendar No. 01-350: 1872 Rudwick Road postponed to February 25, 2002.

Calendar No. 01-351: 11500 Franklin Boulevard postponed to February 11, 2002.

On Monday, January 28, 2002, in Executive Session:

The following appeals were heard on Tuesday, January 22, 2002, and said decisions were approved and adopted by the Board on January 28, 2002:

The following appeals were **Approved:**

Calendar No. 01-284: 806 Literary Road
Thomas Leneghan, owner, appealed to change the use of a 31' x 57' two-story, three dwelling unit building into two dwelling units on the second floor and a bar and cafe on the first floor in a General Retail Business District; granted conditionally.

Calendar No. 01-315: 3588 Martin Luther King Drive
Cleveland Board of Education, owner, appealed to construct a 6' x 8' single sided cabinet sign 12' high from grade to the front of Nathan Hale Middle School.

Calendar No. 01-316: 13201 Edgewood Avenue
Darrell Curd, owner, appealed to construct an 8' x 24'-5" one-story

aluminum porch enclosure to the front of a one family dwelling in a One-Family District.

Calendar No. 01-318: 2493 West 20th Street
Stefan Was, owner, appealed to construct a 20' x 22' two-story attached garage and a 15' x 17' two-story room addition to the rear of a two-story dwelling in a Two-Family District.

Calendar No. 01-323: 2167 West 95th Street
Johnny Hernandez, owner, appealed to install 71 linear feet of 4' high chain link fencing to the front of a 40' x 125' parcel in a Two-Family District.

Calendar No. 01-362: 3879-81 East 123rd Street
David Powell, owner, and Vaida Garret, tenant, appealed to change the use of the ground floor store room of a two-story masonry non-conforming store and suites building from a barber shop and waiting area to a barber shop and retail store in a Two-Family District.

The following appeal was **Denied:**

Calendar No. 01-320: 16405 Trafalgar Avenue
Henry Masten, owner, appealed to change the use of a two family house into a three family house in a Two-Family District.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids. Where invitations for bids are advertised, the following notice shall be included in the advertise-

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

THURSDAY, FEBRUARY 7, 2002

East 143rd Street Sewer Replacement, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance 831-01.

THERE WILL BE A REFUNDABLE DEPOSIT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

January 23, 2002 and January 30, 2002

WEDNESDAY, FEBRUARY 13, 2002

Rental of Snow Removal Equipment with Operators and Other Heavy-Duty Equipment with Operators Necessary to Comply with FAA-Mandated Requirements, for the Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport, Department of Port Control, as authorized by Ordinance No. 1007-01, passed by the Council of the City of Cleveland, June 19, 2001.

January 23, 2002 and January 30, 2002

FRIDAY, FEBRUARY 15, 2002

Ford Passenger Car Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 2155-01.

Refurbishing of One (1) Electronic Outdoor Message Center Sign, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance 618-01, passed by the Council of the City of Cleveland, May 21, 2001.

THERE WILL BE A MANDATORY PRE-BID MEETING ON FEBRUARY 6, 2002 AT 10:00 A.M. AT CLEVELAND PUBLIC POWER, LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

January 23, 2002 and January 30, 2002

WEDNESDAY, FEBRUARY 20, 2002

Contractors Trailer Row Relocation Project and Liquid Hydrogen Transfer Station Project, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 2015-2000, passed by the Council of the City of Cleveland, May 14, 2001.

THERE WILL BE A PRE-BID MEETING ON JANUARY 24, 2002 AT 10:00 A.M. TO 11:00 A.M. IN THE PROGRAM MANAGEMENT TEAM (PMT) CONFERENCE ROOM, 19501 FIVE POINTS ROAD, CLEVELAND, OHIO 44135 (LOCATED AT THE SOUTH EAST CORNER OF CARGO ROAD AND FIVE POINTS ROAD).

THERE WILL BE A NON-REFUNDABLE DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER GO TO www.clevelandairport.com FOR ADDITIONAL INFORMATION OF FAX ANY QUESTIONS TO DEBORAH MIDGETT, MONDAY-FRIDAY 9:00-5:00 P.M. AT (216) 664-2177.

January 23, 2002 and January 30, 2002

FRIDAY, FEBRUARY 8, 2002

Re-Bid Relocation of Employee Parking Lot of the Riveredge Site, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

THERE WILL BE A NON-REFUNDABLE FEE IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER. IF YOU PURCHASED A SET OF PLANS, THERE IS NO NEED TO RECEIVE ANOTHER SET OF PLANS. THE PLANS HAVE NOT CHANGED. PLEASE FAX ANY QUESTIONS AND/OR CONCERNS TO THE ATTENTION OF DEBORAH MIDGETT (216) 664-2624.

January 30, 2002 and February 6, 2002

WEDNESDAY, FEBRUARY 13, 2002

Re-Bid Purchase of New Dishwasher, for the Division of Correction, Department of Public Health, as authorized by Ordinance No. 1203-2000, passed by the Council of the City of Cleveland, August 13, 2000.

Construction Equipment Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 372-01, passed by

the Council of the City of Cleveland, April 9, 2001.

Re-Bid Golf Courses-Beer, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 81-01, passed by the Council of the City of Cleveland, April 9, 2001.

January 30, 2002 and February 6, 2002

THURSDAY, FEBRUARY 14, 2002

Traffic Paint/Glass Beads, for the Division of Traffic Engineering and Parking, Department of Public Service, as authorized by Ordinance No. 2082-01, passed by the Council of the City of Cleveland, December 10, 2001.

Aluminum Traffic Sign Blanks, for the Division of Traffic Engineering and Parking, Department of Public Service, as authorized by Ordinance No. 2082-01, passed by the Council of the City of Cleveland, December 10, 2001.

Reflective Sheeting and Sign Posts, for the Division of Traffic Engineering and Parking, Department of Public Service, as authorized by Ordinance No. 2082-01, passed by the Council of the City of Cleveland, December 10, 2001.

January 30, 2002 and February 6, 2002

FRIDAY, FEBRUARY 15, 2002

Various Electronic Control Equipment, Division of Traffic Engineering and Parking, Department of Public Service, as authorized by Ordinance No. 2082-01, passed by the Council of the City of Cleveland, December 10, 2001.

January 30, 2002 and February 6, 2002

FRIDAY, FEBRUARY 22, 2002

Laboratory Services for Water Quality Analysis, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 485-96, passed by the Council of the City of Cleveland, May 6, 1996.

THERE WILL BE A MANDATORY PRE-BID MEETING ON FEBRUARY 14, 2002, AT 10:00-11:00 A.M., LOCATED AT 1201 LAKESIDE

AVE., 3RD FLOOR, ATRIUM CONFERENCE ROOM.

January 30, 2002 and February 6, 2002

FRIDAY, MARCH 1, 2002

Transformers, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1630-92, Section 129.26, passed by the Council of the City of Cleveland, September 21, 1992.

THERE WILL BE A MANDATORY PRE-BID MEETING ON FEBRUARY 21, 2002, AT 10:00 A.M., LOCATED AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVE., CLEVELAND, OHIO 44114.

January 30, 2002 and February 6, 2002

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Monday, January 28, 2002

Public Service Committee: 11:00 a.m. — Present: Sweeney, Chairman; Jones, Vice Chairman; Britt, White, O'Malley, Zone, Cimperman, Brady, Johnson.

Finance Committee: 2:00 p.m. — Present: Polensek, Chairman; Jackson, Vice Chairman; Westbrook, Gordon, Reed, White, Sweeney, Coats, Britt, Brady, Scott.

Tuesday, January 29, 2002

Community and Economic Development Committee: 9:30 a.m. — Present: Jackson, Chairman; Gordon, Vice Chairman; Cintron, Zone, Lewis, Cimperman, Coats. Excused: Reed, Scott.

Wednesday, January 30, 2002

Public Utilities Committee: 1:30 p.m. — Present: Coats, Chairman; O'Malley, Vice Chairman; Brady, Zone, Cintron, Polensek, Sweeney, Jones. Excused: Westbrook.

Index

O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
Bold type in sections indicates amendments

Aging Department

Western Reserve Area Agency on Aging, 2002 — grant (O 140-02)..... 86

AIDS

CDBG Year 28 — grants — 2002 Federal HOME Grant Program — Emergency Shelter Program
— Housing Opportunities for Persons with AIDS Program — U.S. Dept. of Housing and
Urban Development — Community Development Dept. (O 130-02) 81

Appreciation

Burks, Rev. Charles L., Sr. (R 122-02) 79

Board of Control — Cleveland Hopkins International Airport Division

Employee parking lot at Riveredge site — per Ord. 912-2000 — all bids rejected — Division of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 36-02)..... 97

Board of Control — Cleveland Public Power Division

Vehicle interior and exterior body repair — contract per Ord. 1046-01 to American Fleet Services — Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 31-02)..... 96

Board of Control — Finance Department

Cenweld Corp. cab / chassis with flat bed dump body — contract per Ord. 1264-01 to Bob McDorman Chevrolet, Inc. — Dept. of Finance (BOC Res. 25-02) 95
 Toro mower parts — assign contract from Northcoast Distributing, Inc. to Century Equipment II Ltd. — BOC Res. 246-01 — Dept. of Finance (BOC Res. 24-02)..... 95

Board of Control — Garrett A. Morgan Water Works Plant

Morgan pump station synchronous motor unit (E29) upgrade — contract per Ord. 2107-2000 to Monarch Electric Services Co., Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 32-02)..... 96
 Morgan pump station synchronous motor unit (E29) upgrade — rescind BOC Res. 601-01 — Division of Water, Dept. of Public Utilities (BOC Res. 30-02) 96
 Morgan WaterWorks finished water pumping station project — approve subcontractors — Contract #57952 per BOC Res. 427-01 — Division of Water, Dept. of Public Utilities (BOC Res. 29-02) 96

Board of Control — Motor Vehicle Maintenance Division

Hydraulic cylinder repair — contract per Ord. 379-01 to Custom Clutch Joint and Hydraulics, Inc. — Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 34-02) 96

Board of Control — Parks, Recreation and Properties Department

Cudell Clock tower renovations — contract per Ord. 116-2000 to VIP Restorations, Inc. — Dept. of Parks, Recreation and Properties (BOC Res. 35-02)..... 96

Board of Control — Port Control Department

Employee parking lot at Riveredge site — per Ord. 912-2000 — all bids rejected — Division of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 36-02)..... 97

Board of Control — Professional Service Contracts

Electronic document management system — contract per Ord. 1068-68 to CASNET — Division of Water, Dept. of Public Utilities (BOC Res. 26-02) 95
 Financial information / budgeting system — contract per Ord. 1068-68 to Adaytum, Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 28-02) 95
 Work management system — contract per Ord. 1068-68 to Mincom, Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 27-02) 95

Board of Control — Public Improvement Contracts

Cudell Clock tower renovations — contract per Ord. 116-2000 to VIP Restorations, Inc. — Dept. of Parks, Recreation and Properties (BOC Res. 35-02)..... 96
 Morgan WaterWorks finished water pumping station project — approve subcontractors — Contract #57952 per BOC Res. 427-01 — Division of Water, Dept. of Public Utilities (BOC Res. 29-02) 96

Board of Control — Public Service Department

Hydraulic cylinder repair — contract per Ord. 379-01 to Custom Clutch Joint and Hydraulics, Inc. — Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 34-02) 96
 Recyclable material processing service (Contract EW) — per Ord. 1868-2000 — all bids rejected — Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 33-02) 96

Board of Control — Public Utilities Department

Electronic document management system — contract per Ord. 1068-68 to CASNET — Division of Water, Dept. of Public Utilities (BOC Res. 26-02) 95
 Financial information / budgeting system — contract per Ord. 1068-68 to Adaytum, Inc. —

Division of Water, Dept. of Public Utilities (BOC Res. 28-02) 95

Morgan pump station synchronous motor unit (E29) upgrade — contract per Ord. 2107-2000 to Monarch Electric Services Co., Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 32-02) 96

Morgan pump station synchronous motor unit (E29) upgrade — rescind BOC Res. 601-01 — Division of Water, Dept. of Public Utilities (BOC Res. 30-02) 96

Morgan WaterWorks finished water pumping station project — approve subcontractors — Contract #57952 per BOC Res. 427-01 — Division of Water, Dept. of Public Utilities (BOC Res. 29-02) 96

Vehicle interior and exterior body repair — contract per Ord. 1046-01 to American Fleet Services — Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 31-02) 96

Work management system — contract per Ord. 1068-68 to Mincom, Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 27-02) 95

Board of Control — Requirement Contracts

Cenweld Corp. cab / chassis with flat bed dump body — contract per Ord. 1264-01 to Bob McDorman Chevrolet, Inc. — Dept. of Finance (BOC Res. 25-02) 95

Hydraulic cylinder repair — contract per Ord. 379-01 to Custom Clutch Joint and Hydraulics, Inc. — Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 34-02) 96

Toro mower parts — assign contract from Northcoast Distributing, Inc. to Century Equipment II Ltd. — BOC Res. 246-01 — Dept. of Finance (BOC Res. 24-02) 95

Vehicle interior and exterior body repair — contract per Ord. 1046-01 to American Fleet Services — Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 31-02) 96

Board of Control — Standard Purchase Contracts

Morgan pump station synchronous motor unit (E29) upgrade — contract per Ord. 2107-2000 to Monarch Electric Services Co., Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 32-02) 96

Morgan pump station synchronous motor unit (E29) upgrade — rescind BOC Res. 601-01 — Division of Water, Dept. of Public Utilities (BOC Res. 30-02) 96

Board of Control — Waste Collection and Disposal Division

Recyclable material processing service (Contract EW) — per Ord. 1868-2000 — all bids rejected — Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 33-02) 96

Board of Control — Water Division

Electronic document management system — contract per Ord. 1068-68 to CASNET — Division of Water, Dept. of Public Utilities (BOC Res. 26-02) 95

Financial information / budgeting system — contract per Ord. 1068-68 to Adaytum, Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 28-02) 95

Morgan pump station synchronous motor unit (E29) upgrade — contract per Ord. 2107-2000 to Monarch Electric Services Co., Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 32-02) 96

Morgan pump station synchronous motor unit (E29) upgrade — rescind BOC Res. 601-01 — Division of Water, Dept. of Public Utilities (BOC Res. 30-02) 96

Morgan WaterWorks finished water pumping station project — approve subcontractors — Contract #57952 per BOC Res. 427-01 — Division of Water, Dept. of Public Utilities (BOC Res. 29-02) 96

Work management system — contract per Ord. 1068-68 to Mincom, Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 27-02) 95

Board of Zoning Appeals — Report

Coit Road, 13404, (Ward 10) — Delonte Rollins, owner — appeal heard on 01/28/02 (Cal. 01-348) 98

East 123rd Street, 3879-3881, (Ward 2) — David Powell, owner and Vada Garret, tenant — appeal granted and adopted on 1/28/02 (Cal. 01-362) 98

East 131st Street, 3662, (Ward 3) — James Cameron, owner — appeal heard on 01/28/02 (Cal. 01-347) 97

Edgewater Drive, 10707, (Ward 17) — Matt Gillespie, owner — appeal heard on 01/28/02 (Cal. 01-349) 97

Edgewood Avenue, 13201, (Ward 3) — Darrell Curd, owner, and Brian Horvath, agent — appeal granted and adopted on 1/28/02 (Cal. 01-316) 98

Franklin Boulevard, 11500, (Ward 18) — Positive Education Program, owners and Bruce Farkas, agent — appeal postponed to 02/11/02 on 01/28/02 (Cal. 01-351) 98

Harvard Avenue, 7770, (Ward 12) — Waterworks Enterprise, Ltd., owners, and Crown Cleaning Systems, tenant, c/o James Crowe, agent — appeal heard on 1/28/02 (Cal. 01-312) 98

Literary Road, 613, (Ward 13) — Bridge Avenue Development Ltd., owner, c/o Brian McCreary, agent — appeal heard on 01/28/02 (Cal. 01-346) 97

Literary Road, 806, (Ward 13) — Thomas Leneghan, owner — appeal granted and adopted on 1/28/02 (Cal. 01-284) 98

Martin Luther King Drive, 3588, (Ward 3) — Cleveland Board of Education, owner, c/o James Holloway, agent — appeal granted and adopted on 1/28/02 (Cal. 01-315)..... 98
 Parkview Avenue, 9713, (Ward 4) — Carrie Evans, owner, and Johnnie Evans, tenant — appeal heard on 1/28/02 (Cal. 01-307) 98
 Rudwick Road, 1872, (Ward 10) — Gregory and Flora Lard, owners — appeal postponed to 02/25/02 on 01/28/02 (Cal. 01-350)..... 98
 Trafalgar Avenue, 16405, (Ward 11) — Henry Masten, owner — appeal denied and adopted on 1/28/02 (Cal. 01-320)..... 98
 Tremont Avenue, 2357, (Ward 13) — Positive Education Program, owners and Bruce Farkas, agent — appeal heard on 01/28/02 (Cal. 01-361)..... 98
 West 143rd Street, 4026, (Ward 20) — Joanne A. Meier, owner — appeal heard on 01/28/02 (Cal. 01-353)..... 98
 West 20th Street, 2493, (Ward 14) — Stephen Was, owner — appeal granted and adopted on 1/28/02 (Cal. 01-318)..... 98
 West 95th Street, 2167, (Ward 18) — Johnny Hernandez, owner — appeal granted and adopted on 1/28/02 (Cal. 01-323) 98

Board of Zoning Appeals — Schedule

Deise Avenue, 13600, (Ward 10) — North Lakes Management Company, owner c/o John Basso - appeal to be heard on 2/11/02 (Cal. 01-365) 97
 East 105th Street, 818, (Ward 8) — Strowder’s Funeral Chapels Inc., owner c/o Howard Strowder, Vice President — appeal to be heard on 2/11/02 (Cal. 01-360) 97
 East 152nd Street, 731-747, (Ward 10) — Rick Semersky, owner — appeal to be heard on 2/11/02 (Cal. 01-359) 97
 East 63rd Street, 976-984, (Ward 13) — American Tower Corp., owner c/o Christine Phillips — appeal to be heard on 2/11/02 (Cal. 01-363) 97
 Ira Avenue, 5713, (Ward 16) — Joseph Marche, owner — appeal to be heard on 2/11/02 (Cal. 01-364)..... 97

Board of Zoning Appeals

Dobbins, Ozell — Oath of Office (F 104-02)..... 79

Buckeye Area Development Corporation

Home Repair Assistance Program — Neighborhood Equity Funds (Ward 4) Community Development Dept. (O 146-02)..... 88

Burke Lakefront Airport

AirSports Aviation Ltd. — lease — Port Control Dept. (O 123-02) 80

City of Cleveland Bids

Contractor’s trailer row relocation project and liquid hydrogen transfer station project — Department of Port Control — Division of Cleveland Hopkins International Airport — per Ord. 2015-2000 — bid due February 20, 2002 (advertised 1/23/2002 and 1/30/2002) 98
 East 143rd Street sewer replacement — Department of Public Utilities — Division of Water Pollution Control — per Ord. 831-01 — bid due February 7, 2002 (advertised 1/23/2002 and 1/30/2002)..... 98
 Electronic outdoor message center sign refurbishment — Department of Public Utilities - Division of Cleveland Public Power — per Ord. 618-01 — bid due February 15, 2002 (advertised 1/23/2002 and 1/30/2002) 98
 Ford passenger car parts and labor — Department of Public Service — Division of Motor Vehicle Maintenance — per Ord. 2155-01 — bid due February 15, 2002 (advertised 1/23/2002 and 1/30/2002) 98
 Snow removal equipment and heavy-duty equipment with operators (FAA-mandated) rental of — Department of Port Control — Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport — per Ord. 1007-01 — bid due February 13, 2002 (advertised 1/23/2002 and 1/30/2002)..... 98

City Planning Commission

Detroit Shoreway Community Development Org. — Courtland Building — renovate — Neighborhood Equity Funds (Ward 17) (O 1967-01) 93
 Gates Ave. — Millcreek Resubdivision and Vacation Plat (Ward 2) (F 106-02) 93

Clerk of Council

Codified Ordinances — Traffic and General Offenses Codes, recodification — consultants (O 2149-01) 92-94

Cleveland Hopkins International Airport

Bi-Monthly Report — November 2001 (F 102-02) 79
 CrossMatch Technologies, Inc. — fingerprint-based criminal history record check system (O 142-02) 87

Cleveland Municipal School District

Euclid Park Elementary School — new playground — Parks, Recreation and Properties Dept.
(O 143-02) 87

Codified Ordinances

Traffic and General Offenses Codes — recodification — consultants — Clerk of Council
(O 2149-01) 92-94

Communications

Cleveland Hopkins International Airport — November 2001— Bi-Monthly Report — Port
Control Dept. (F 102-02) 79
Dobbins, Ozell — Board of Zoning Appeals — Oath of Office (F 104-02) 79
Fire Stations — new vehicle exhaust extraction systems — Architect Division — Public
Safety Dept. (F 105-02) 79
Mueller, Timothy — Executive Assistant to Mayor — Oath of Office (F 103-02) 79

Community Development

Buckeye Area Development Corp. — Home Repair Assistance Program — Neighborhood Equity
Funds (Ward 4) (O 146-02) 88
CDBG Year 28 — grants — 2002 Federal HOME Grant Program — Emergency Shelter Program
— Housing Opportunities for Persons with AIDS Program — U.S. Dept. of Housing and
Urban Development (O 130-02) 81
Detroit Shoreway Community Development Org. — Courtland Building — renovate —
Neighborhood Equity Funds (Ward 17) (O 1967-01) 93
Moreland Greens Apartments Revitalization Project — Shaker Square Area Development Corp.
— Neighborhood Equity Funds (Ward 4) (O 147-02) 88
Northeastern Neighborhood Development Corp. — agreement — Forest Hills Place Elderly
Housing Project — Neighborhood Equity Funds (Ward 10) (O 1964-01) 92-94
Old Brooklyn Community Development Corp. — Neighborhood Safety Post Lamp Lighting
Project — Neighborhood Equity Funds (Ward 15) (O 145-02) 88
Paulich Buildings — Northeast Shores Development Corp. — Neighborhood Equity Funds
(Ward 11) (O 149-02) 88
Water's Edge Townhomes — Second Mortgage Financing — Northeast Shores Development Corp.
— Neighborhood Equity Funds (Ward 11) (O 150-02) 89

Community Development Block Grant Program

CDBG Year 28 — grants — 2002 Federal HOME Grant Program — Emergency Shelter Program
— Housing Opportunities for Persons with AIDS Program — U.S. Dept. of Housing and
Urban Development — Community Development Dept. (O 130-02) 81

Condolences

Arko, Alice (R 108-02) 79
Carter, Kevin (R 116-02) 79
Charles, Louise Dorothy (R 107-02) 79
Duchak, Mary R. (R 109-02) 79
Filip, Bruce (R 117-02) 79
Merkerson, Vanous (R 114-02) 79
Mullin, Edward O. (R 110-02) 79
Nelson, Richard David (R 113-02) 79
Owens, Bishop D. Lee (R 112-02) 79
Robinson, Willie Joe (R 111-02) 79
Walker, James Sr. (R 115-02) 79

Congratulations

Crawford, Mary and Elmo (R 118-02) 79
Monroe, Joseph (R 120-02) 79
Randle, Roschel (R 119-02) 79

Congress of United States

Federal tax laws — large corporations — urge review and modification (R 157-02) 91

Contracts

L.J.D. & Associates — Team Approach to Violence Against Women Program — Law Dept.
(O 2166-01) 93-94
Youth Opportunity Program — Vocational Guidance Services, Inc. — Economic Development
Dept. — Personnel & Human Resources Dept. (O 1867-01) 93

Criminal Justice Services

L.J.D. & Associates — contract — Team Approach to Violence Against Women Program —
Law Dept. (O 2166-01) 93-94

Cuyahoga Metropolitan Housing Authority

Lakeview Terrace Estates Project — encroachment — Washington Ave., W. 28 St., Division
Ave., River Rd. — Public Service Dept. (O 2150-01) 93

Detroit Shoreway Community Development Organization

Courtland Building — renovate — Neighborhood Equity Funds (Ward 17) (O 1967-01) 93

Economic Development Department

Glenville Development Corp. — site improvements — St. Clair Ave. & E. 105 St. — grant
(O 1745-01) 92-94
Labor force initiative program — Empowerment Zone — Famicos Foundation (O 148-02)..... 88
Slavic Village Development Corp. — property acquisition — lower Broadway —
Neighborhood Equity Funds (Ward 12) (O 1984-01) 92-94
Youth Opportunity Program — contract — Vocational Guidance Services, Inc. — Personnel
& Human Resources Dept. (O 1867-01)..... 93

Emergency Medical Service Division

Medical supplies & equipment — contract (O 2164-01)..... 92-94

Empowerment Zone

Labor force initiative program — Famicos Foundation — Economic Development Dept. (O 148-02) 88

Encroachments

Lakeview Terrace Estates Project, CMHA — Washington Ave., W. 28 St., Division Ave.,
River Rd. — Public Service Dept. (O 2150-01)..... 93

Famicos Foundation

Labor force initiative program — Empowerment Zone — Economic Development Dept. (O 148-02)..... 88

Finance Department

Salaries/compensation — amend O.1562-01 — Mayor's Office — Personnel and Human
Resource Dept. (O 139-02) 86

Fire Division

Fire Stations — new vehicle exhaust extraction systems — Architect Division — Public
Safety Dept. (F 105-02) 79

Glenville Development Corporation

St. Clair Ave. & E. 105th St. — site improvements — grant — Economic Development Dept.
(O 1745-01) 92-94

Grants

CDBG Year 28 — 2002 Federal HOME Grant Program — Emergency Shelter Program — Housing
Opportunities for Persons with AIDS Program — U.S. Dept. of Housing and Urban
Development — Community Development Dept. (O 130-02)..... 81
Western Reserve Area Agency on Aging, 2002 — Aging Dept. (O 140-02)..... 86

Housing and Urban Development (HUD)

CDBG Year 28 — grants — 2002 Federal HOME Grant Program — Emergency Shelter Program
— Housing Opportunities for Persons with AIDS Program — Community Development
Dept. (O 130-02)..... 81

Land Reutilization Program

Cory Ave., 8113 — Vanessa Robinson (O 137-02) 85
Crawford Rd. — Belva and Earl C. Goodley, Jr. (O 132-02) 82
E. 55 and Linwood Ave. — Eleanor B. Rainey Memorial Institute, Inc. (O 135-02) 83

E. 72 St., 1023 — Eveadean Armstead (O 131-02) 82
 E. 84 St., 1238 — Maria Grant (O 138-02) 85
 E. 92 St., 1390 — Jayce P. Keys (O 136-02) 84
 East 85th St., 1671 — Geraldine Johnson (O 133-02) 82
 Medina Ave. — Eugene L. Bell (O 134-02) 83

Law Department

L.J.D. & Associates — contract — Team Approach to Violence Against Women Program (O 2166-01)..... 93-94

Lease by Way of Concession

AirSports Aviation Ltd. — Burke Lakefront Airport — Port Control Dept. (O 123-02)..... 80

Liquor Permits

Detroit Ave., 8808 — renewal — withdraw objection (Ward 18) (R 160-02) 92
 E. 131 St., 3976 — renewal — withdraw objection (Ward 3) (R 159-02)..... 92
 E. 131 St., 4209 — transfer ownership — objection (Ward 1) (R 155-02)..... 90
 Lakewood Heights Blvd., 13429 — renewal — withdraw objection (Ward 19) (R 154-02) 90
 Rexford, 12312 — issuance — objection (Ward 1) (R 156-02) 91
 Union Ave., 10420 — issuance — objection (Ward 3) (R 158-02)..... 91

Mayor's Office

Mueller, Timothy — Executive Assistant to Mayor — Oath of Office (F 103-02) 79
 Salaries/compensation — amend O.1562-01 — Personnel and Human Resource Dept. (O 139-02)..... 86

Motor Vehicle Maintenance Division (MVM)

Diesel fuel — contract (O 2157-01) 93

Neighborhood Equity Funds

Buckeye Area Development Corp. — Home Repair Assistance Program — Community Development Dept. (Ward 4) (O 146-02) 88
 Detroit Shoreway Community Development Org. — renovate — Courtland Building (Ward 17) (O 1967-01) 93
 Miles Avenue Family YMCA — Enrichment Project — Parks, Recreation, and Properties Dept. (Ward 2) (O 151-02)..... 89
 Moreland Greens Apartments Revitalization Project — Shaker Square Area Development Corp. — Community Development Dept. (Ward 4) (O 147-02)..... 88
 Northeastern Neighborhood Development Corp. — agreement — Forest Hills Place Elderly Housing Project (Ward 10) (O 1964-01) 92-94
 Old Brooklyn Community Development Corp. — Neighborhood Safety Post Lamp Lighting Project — Community Development Dept. (Ward 15) (O 145-02) 88
 Paulich Buildings — Northeast Shores Development Corp. — Community Development Dept. (Ward 11) (O 149-02)..... 88
 Slavic Village Development Corp. — property acquisition — lower Broadway (Ward 12) (O 1984-01) 92-94
 Water's Edge Townhomes — Second Mortgage Financing — Northeast Shores Development Corp. — Community Development (Ward 11) (O 150-02)..... 89

Northeast Shores Development Corporation

Paulich Buildings — Neighborhood Equity Funds — Community Development Dept. (Ward 11) (O 149-02) 88
 Water's Edge Townhomes — Second Mortgage Financing — Neighborhood Equity Funds — Community Development (Ward 11) (O 150-02)..... 89

Oath of Office

Dobbins, Ozell — Board of Zoning Appeals (F 104-02)..... 79
 Mueller, Timothy — Executive Assistant to Mayor (F 103-02)..... 79

Ohio General Assembly

“Ohio Care” urge adoption (R 153-02)..... 89

Old Brooklyn Community Development Corporation

Neighborhood Safety Post Lamp Lighting Project — Neighborhood Equity Funds (Ward 15) Community Development Dept. (O 145-02) 88

Parks, Recreation and Properties Department

Euclid Park Elementary School — new playground (O 143-02)	87
Miles Avenue Family YMCA — Enrichment Project — Neighborhood Equity Funds (Ward 2) (O 151-02)	89
Mill Creek housing development — plant trees (O 152-02)	89

Peddlers

Likos, Nikolaos (Ward 9) (O 144-02)	87
---	----

Personnel and Human Resource Department

Salaries/compensation — amend O.1562-01 — Mayor's Office (O 139-02)	86
Youth Opportunity Program — contract — Vocational Guidance Services, Inc. — Economic Development Dept. (O 1867-01)	93

Plats

Gates Ave. — Millcreek Resubdivision and Vacation Plat — City Planning Commission (Ward 2) (F 106-02)	93
--	----

Playgrounds

Euclid Park Elementary School — new playground — Parks, Recreation and Properties Dept. (O 143-02)	87
---	----

Police Division

DARE Program, 2001-02 — contract (O 2165-01)	92-94
--	-------

Port Control Department

Airfield, parking and terminal lighting systems — electrical parts and equipment (O 124-02)	80
AirSports Aviation Ltd. — lease — Burke Lakefront Airport (O 123-02)	80
Cleveland Hopkins International Airport — November 2001— Bi-Monthly Report (F 102-02)	79
CrossMatch Technologies, Inc. — fingerprint-based criminal history record check system — Cleveland Hopkins International Airport (O 142-02)	87
Electric motors and variable speed drives — maintain and repair (O 125-02)	80
Interior plants and exterior site landscaping — maintain and replace (O 126-02)	80
Roadways, runways, paved areas — painting and paint removal (O 128-02)	81
Security guard services (O 127-02)	81
Surveyors — employ (O 1210-01)	92-93

Recognition

Dennis, Sgt. Susan (R 121-02)	79
-------------------------------------	----

Resolutions — Miscellaneous

“Ohio Care” urge adoption — Ohio General Assembly (R 153-02)	89
Federal tax laws — large corporations — urge review and modification (R 157-02)	91

Safety Department

DARE Program, 2001-02 — contract — Police Division (O 2165-01)	92-94
Fire Stations — new vehicle exhaust extraction systems — Architect Division (F 105-02)	79
L.J.D. & Associates — contract — Team Approach to Violence Against Women Program — Law Dept. (O 2166-01)	93-94
Medical supplies & equipment — contract — Emergency Medical Service Division (O 2164-01)	92-94

Service Department

Diesel fuel — contract — Motor Vehicle Maintenance Division (O 2157-01)	93
Dillewood Rd., Nottingham Rd., Creekview Dr., E. 176 St., E. 177 St. — sidewalks, aprons, driveway and curbs — relay and repair (R 141-02)	86
Lakeview Terrace Estates Project, CMHA — encroachment — Washington Ave., W. 28 St., Division Ave., & River Rd. (O 2150-01)	93
Vehicle rehabilitation — labor & materials — requirement contract — amend the title & Sec. 1/O.1264-01 — various divisions (O 1731-01)	93-T

Shaker Square Development Corporation

Moreland Greens Apartments Revitalization Project — Neighborhood Equity Funds — Community Development Dept. (Ward 4) (O 147-02)	88
--	----

Sidewalks

Dillewood Rd., Nottingham Rd., Creekview Dr., E. 176 St., E. 177 St. — sidewalks, aprons, driveway and curbs — relay and repair — Service Dept. (R 141-02)	86
---	----

Slavic Village Association

Property acquisition — lower Broadway — Neighborhood Equity Funds (Ward 12) (O 1984-01)..... 92-94

Tabled Legislation

Vehicle rehabilitation — labor & materials — amend O.1264-01 — various divisions (O 1731-01)..... **93-T**

Traffic Code

Codified Ordinances — Traffic and General Offenses Codes, recodification — consultants
 — Clerk of Council (O 2149-01)..... 92-94

Trees

Mill Creek housing development — plant trees — Parks, Recreation, and Properties Dept. (O 152-02) 89

Vehicles

Vehicle rehabilitation — labor & materials — requirement contract - amend O.1264-01
 — various divisions — Tabled (O 1731-01)..... **93-T**

Vocational Guidance Services

Youth Opportunity Program — contract — Economic Development Dept. — Personnel & Human
 Resources Dept. (O 1867-01)..... 93

Ward 01

E. 131 St., 4209 — transfer ownership — objection — Liquor Permit (R 155-02)..... 90
 Merkerson, Vanous — condolence (R 114-02)..... 79
 Rexford, 12312 — issuance — objection — Liquor Permit (R 156-02) 91

Ward 02

Gates Ave. — Millcreek Resubdivision and Vacation Plat — City Planning Commission (F 106-02)..... 93
 Miles Avenue Family YMCA — Enrichment Project — Neighborhood Equity Funds — Parks,
 Recreation, and Properties Dept. (O 151-02)..... 89
 Mill Creek housing development — plant trees — Parks, Recreation, and Properties Dept. (O 152-02) 89
 Walker, James Sr. — condolence (R 115-02) 79

Ward 03

Carter, Kevin — condolence (R 116-02)..... 79
 E. 131 St., 3976 — renewal — withdraw objection — Liquor Permit (R 159-02) 92
 Union Ave., 10420 — issuance — objection — Liquor Permit (R 158-02) 91

Ward 04

Buckeye Area Development Corp. — Home Repair Assistance Program — Neighborhood Equity
 Funds — Community Development Dept. (O 146-02)..... 88
 Dennis, Sgt. Susan — recognition (R 121-02)..... 79
 Moreland Greens Apartments Revitalization Project — Shaker Square Area Development Corp.
 — Neighborhood Equity Funds — Community Development Dept. (O 147-02) 88
 Randle, Roschel — congratulation (R 119-02) 79

Ward 05

Nelson, Richard David — condolence (R 113-02)..... 79

Ward 07

Cory Ave., 8113 — Vanessa Robinson — Land Reutilization Program (O 137-02) 85
 Crawford Rd. — Belva and Earl C. Goodley, Jr. — Land Reutilization Program (O 132-02)..... 82
 Crawford, Mary and Elmo — congratulation (R 118-02)..... 79
 E. 55 and Linwood Ave. — Eleanor B. Rainey Memorial Institute, Inc. — Land
 Reutilization Program (O 135-02) 83
 E. 72 St., 1023 — Eveadean Armstead — Land Reutilization Program (O 131-02)..... 82
 E. 84 St., 1238 — Maria Grant — Land Reutilization Program (O 138-02)..... 85
 E. 92 St., 1390 — Jayce P. Keys — Land Reutilization Program (O 136-02)..... 84
 East 85th St., 1671 — Geraldine Johnson — Land Reutilization Program (O 133-02) 82
 Medina Ave. — Eugene L. Bell — Land Reutilization Program (O 134-02)..... 83
 Owens, Bishop D. Lee — condolence (R 112-02) 79

Ward 08

Charles, Louise Dorothy — condolence (R 107-02)	79
Glenville Development Corp. — site improvements — St. Clair Ave. & E. 105 St. — grant — Economic Development Dept. (O 1745-01)	92-94

Ward 09

Likos, Nikolaos — peddling (O 144-02)	87
---	----

Ward 10

Burks, Rev. Charles L., Sr. — appreciation (R 122-02)	79
Euclid Park Elementary School — new playground — Parks, Recreation and Properties Dept. (O 143-02)	87
Northeastern Neighborhood Development Corp. — agreement — Forest Hills Place Elderly Housing Project — Neighborhood Equity Funds (O 1964-01)	92-94

Ward 11

Dillewood Rd., Nottingham Rd., Creekview Dr., E. 176 St., E. 177 St. — sidewalks, aprons, driveway and curbs — relay and repair — Service Dept. (R 141-02)	86
Paulich Buildings — Northeast Shores Development Corp. — Neighborhood Equity Funds — Community Development Dept. (O 149-02)	88
Water's Edge Townhomes — Second Mortgage Financing — Northeast Shores Development Corp. — Neighborhood Equity Funds — Community Development (O 150-02)	89

Ward 12

Arko, Alice — condolence (R 108-02)	79
Slavic Village Development Corp. — property acquisition — lower Broadway — Neighborhood Equity Funds (O 1984-01)	92-94

Ward 13

Mullin, Edward O. — condolence (R 110-02)	79
---	----

Ward 15

Old Brooklyn Community Development Corp. — Neighborhood Safety Post Lamp Lighting Project — Neighborhood Equity Funds — Community Development Dept. (O 145-02)	88
---	----

Ward 17

Detroit Shoreway Community Development Org. — renovate — Courtland Building — Neighborhood Equity Funds (O 1967-01)	93
Filip, Bruce — condolence (R 117-02)	79

Ward 18

Detroit Ave., 8808 — renewal — withdraw objection — Liquor Permit (R 160-02)	92
--	----

Ward 19

Lakewood Heights Blvd., 13429 — renewal — withdraw objection — Liquor Permit (R 154-02)	90
Robinson, Willie Joe — condolence (R 111-02)	79

Ward 20

Monroe, Joseph — congratulation (R 120-02)	79
--	----

Ward 21

Duchak, Mary R. — condolence (R 109-02)	79
---	----

Western Reserve Area Agency on Aging

2002 grant — Aging Dept. (O 140-02)	86
---	----

West Side Market and Parks, Recreation and Properties Dept.

West Side Market - rent - Parks, Recreation and Properties Dept. (O 129-02)	81
---	----

Young Men's Christian Association

Miles Avenue Family YMCA — Enrichment Project — Neighborhood Equity Funds — Parks, Recreation, and Properties Dept. (O 151-02)	89
---	----