

The City Record

Official Publication of the City of Cleveland

October the Twenty-Third, Two Thousand and Two

Mayor	
Jane L. Campbell	
President of Council	
Frank G. Jackson	
Clerk of Council	
Valarie J. McCall	
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	17
Civil Service	19
Board of Zoning Appeals	19
Board of Building Standards and Building Appeals	21
Public Notice	21
Public Hearings	21
City of Cleveland Bids	22
Adopted Resolutions and Ordinances	26
Committee Meetings	31
Index	31

PRESORTED STANDARD
U. S. POSTAGE PAID
CLEVELAND, OHIO
Permit No. 1372



Printed on Recycled Paper

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	3734 East 149th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	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.	4326 Daisy Avenue	44109
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

MAYOR – Jane L. Campbell

Rodney Jenkins, Executive Assistant
 David M. McGuirk, Executive Assistant
 Timothy Mueller, Executive Assistant
 Craig Tame, Executive Assistant
 Henry Guzman, Director, Office of Equal Opportunity
 Margreat A. Jackson, Legislative Affairs Liaison
 Erik Janas, Inter-Governmental Affairs Officer

DEPT. OF LAW – Subodh Chandra, Director, Galen L. Schuerlein, Acting Chief Counsel, Room 106

Karen E. Martinez, Law Librarian, Room 100

DEPT. OF FINANCE – Robert H. Baker, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit

DIVISIONS: Accounts – Alan Schneider, Commissioner, Room 19
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
 City Treasury – Algeron Walker, Treasurer, Room 115
 Financial Reporting and Control – James Gentile, 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 – Michael G. Konicek, Director, 1201 Lakeside Avenue

DIVISIONS – 1201 Lakeside Avenue
 Cleveland Public Power – James F. Majer, Commissioner
 Street Lighting Bureau – _____, Acting Chief
 Utilities Fiscal Control – Dennis Nichols, Commissioner
 Water – Julius Ciaccia, Jr., Commissioner
 Water Pollution Control – Darnell Brown, Commissioner

DEPT. OF PORT CONTROL – John C. Mok, 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 – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1
 Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue.

DEPT. OF PUBLIC HEALTH – Matthew Carroll, Acting Director, Mural Building, 1925 St. Clair Avenue

DIVISIONS: Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Road
 Environment – Willie Bess, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
 Health – Dr. Wendy Johnson, Acting Commissioner, Mural Building, 1925 St. Clair Avenue

DEPT. OF PUBLIC SAFETY – James A. Draper, 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 – Edward F. Lohn, 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 – Steven Sims, Director, Room 210

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

DEPT. OF CONSUMER AFFAIRS – Kenya Taylor, Director

COMMUNITY RELATIONS BOARD – Room 11, Lorna Wisham, Director; Mayor Jane L. Campbell, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, 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, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Jonalyn M. Krupka, Secretary; Members: Diane M. Downing, Matthew Dotson.

SINKING FUND COMMISSION – Jane L. Campbell, President; Betsy Hruby, Asst. Sec'y.; Robert H. Baker, 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 Subodh Chandra, President; Finance Director Robert H. Baker, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Subodh Chandra; Councilman Martin J. Sweeney.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Subodh Chandra; Utilities Director Michael G. Konicek; 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 Subodh Chandra; Chairman; Finance Director Robert H. Baker; 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, Dwayne J. Simpson, Robert Keiser, Executive Secretary.

CLEVELAND MUNICIPAL COURT JUSTICE CENTER – 1200 ONTARIO STREET JUDGE COURTROOM ASSIGNMENTS

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	13C
Judge Ronald B. Adrine	15A
Judge C. Ellen Connally	15C
Judge Sean C. Gallagher	12C
Judge Emanuela 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

The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 89

WEDNESDAY, OCTOBER 23, 2002

No. 4637

CITY COUNCIL

MONDAY, OCTOBER 21, 2002

The City Record

Published weekly under authority of the Charter of the City of Cleveland
Subscription (by mail) \$75.00 a year
January 1 to December 31
Interim subscriptions prorated
\$6.25 per month
Address all communications to
VALARIE J. McCALL
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, Cimperman, Johnson, O'Malley, Polensek, 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:** Jackson, Chairman; Sweeney, Vice Chairman; Brady, Britt, Coats, Gordon, O'Malley, Reed, Scott, Westbrook, White.

TUESDAY

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

TUESDAY—Alternating

1:00 P.M. — **Health & Human Services Committee:** Britt, Chairman; Zone, Vice Chairman; Cintron, Conwell, Gordon, Scott, Polensek.

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.

Mayor's Appointment Committee: Coats, Chairman; Cintron, Reed, Pierce Scott, Westbrook.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, October 21, 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, Jackson, Johnson, Jones, Lewis, O'Malley, Polensek, Reed, Rybka, Scott, Sweeney, Westbrook, White, Zone.

Also present were Mayor Campbell, Directors Chandra, Konicek, Mok, Ricchiuto, Hudecek, Romero, Sims, Fumich, Taylor, Ronaye and Wilson, Acting Director Carrol, Rodney Jenkins, Executive Assistant, David McGuirk, Executive Assistant, Craig Tame, Executive Assistant, Timothy Mueller, Executive Assistant, Erik Janas, Celeste Glasco, Director of Communications and Margreat A. Jackson, Legislative Affairs Liaison, John Goersmeyer and Jeffrey D. Johnson, Special Assistant were also present.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Father Marty Polito of Holy Redeemer

Church, located at 15712 Kipling Avenue in Ward 11. Pledge of Allegiance

MOTION

On the Motion of Council Member White, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Scott.

COMMUNICATIONS

File No. 2054-02.

From the Office of Equal Opportunity re: Certified MBEs and FBES, Reporting Period: Third Quarter, 2002. Received.

File No. 2055-02.

From the Office of Equal Opportunity re: Denials of Certification Third Quarter, 2002. Received.

File No. 2056-02.

From the Office of Equal Opportunity re: MBE/FBE DELETIONS FROM OEO'S DATABASE, Third Quarter, 2002. Received.

File No. 2057-02.

From the City of Parma — Certified Copy of Resolution No. 186-02 re: protection of spawning fish. Received.

FROM DEPARTMENT OF LIQUOR CONTROL

File No. 2058-02.

Re: Transfer of Ownership Application — 4137124 — Indus Investments LTD, d.b.a. East of Chicago Pizza Co., 2350 Brookpark Road. (Ward 16). Received.

File No. 2059-02.

Re: Transfer of Ownership Application — 3339021 — Geraldine Greathouse, d.b.a. Geris, 7011-15 St. Clair Avenue, first floor. (Ward 8). Received.

OATH OF OFFICE

File No. 2060-02.

William Morrison — Member of the Civil Service Commission. Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 2079-02 — Rev. Will H. Brown, Sr.

Res. No. 2080-02—William Merritt, Jr.

Res. No. 2081-02—Mario Sullins.

CONGRATULATION RESOLUTIONS

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

Res. No. 2082-02—Ohio Occupational Therapy Association.

Res. No. 2083-02 — Ovenia W. Redus.

Res. No. 2084-02 — 2002 Mt. Sinai Baptist Church Diamond Anniversary.

RECOGNITION RESOLUTIONS

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

Res. No. 2085-02—National Diversity Week.

Res. No. 2086-02—Richard A. Johnson.

APPRECIATION RESOLUTION

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

Res. No. 2087-02—Linda L. Miley.

WELCOME RESOLUTIONS

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

Res. No. 2088-02—Ben Ammi Ben-Israel.

Res. No. 2089-02—Rev. Daniel and Sophie Ledwaba.

FIRST READING EMERGENCY ORDINANCE REFERRED

Ord. No. 2061-02.

By Council Member Jackson (by departmental request).

An emergency ordinance consenting to the waiver of delinquent taxes, penalties and interest (but not special assessments) for Fresh Start, Inc.

Whereas, Fresh Start, Inc. is seeking a waiver of delinquent taxes, penalties, and interest due and owing in the amount of approximately \$27,114.02 on real estate located at 2415 East 55th Street, Cleveland, Ohio (the "Property"); and

Whereas, House Bill 493 allows delinquent taxes, penalties and interest to be waived if (1) the applicant obtains the consent of each taxing authority in the district; (2) the property is found to be used for an exempt purpose; and (3) the application is approved by the Tax Commissioner; and

Whereas, the City of Cleveland is a taxing authority that must consent before Fresh Start, Inc. can receive a waiver of delinquent taxes, penalties, and interest from the Ohio Department of Taxation; and

Whereas, based upon information and belief, the Property contains a building that is currently used by Fresh Start, Inc. as a chemical dependency treatment center and has been so used since 1999; 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 Council grants its consent to waive the delinquent taxes, penalties, and interest (but not special assessments) that have accrued against the Property to date for any property to which exemption is granted.

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

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

Ord. No. 2062-02.

By Council Members Coats and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to enter into a second amendment to Requirement Contract No. 52204 with Motorola, Inc. for equipment and related software necessary for the City of Cleveland's 800 MHz radio system, for the Department of Public Utilities.

Whereas, under Ordinance No. 1227-95, passed June 18, 1996, and Ordinance No. 2047-99, passed February 7, 2000, the Director of Public Utilities entered into Requirement Contract No. 52240 and a first amendment to that contract with Motorola, Inc. for equipment and related software necessary for the City of Cleveland's 800 MHz radio system; 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 Public Utilities is authorized to enter into a second amendment to Requirement Contract No. 52204 with Motorola, Inc. to extend the term of the existing contract from January 1, 2003, to December 31, 2005, to provide additional services.

Section 2. That this second amendment shall be prepared and approved by the Director of Law and shall contain any provisions he deems necessary to protect and benefit the public interest.

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

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

Ord. No. 2063-02.

By Council Member Jackson (by departmental request).

An emergency ordinance to vacate a portion of Central Avenue, S.E. hereinafter described.

Whereas, on the day of December 16, 1996, the Council of the City of Cleveland adopted Resolution No. 1757-96 declaring its intention to vacate a portion of Central Avenue S.E., hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 1757-96 has been served upon the owners of all the property abutting Central Avenue S.E. affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments; and

Whereas, on the 24th day of September, 2002, the Board of Revision of Assessments approved the vacation of Central Avenue S.E., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Central Avenue S.E., hereinafter described and that it will not be detrimental to the general interest and ought to be made; 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 all that portion of the following described real property: Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and being all that portion of Central Avenue S.E. (66.00 feet wide), extending Easterly from the Southerly prolongation of the Easterly line of East 19th Street (66.00 feet wide) to its intersection with the Westerly Limited Access Line of the Inner Belt Freeway, be and the same is hereby vacated.

Section 2. That there be and hereby is reserved to the City of Cleveland easements for existing Water Pollution Control, and Cleveland Public Power equipment.

The description of the easement is as follows:

That portion of Central Avenue S.E. (66.00 feet wide), extending Easterly from the Southerly prolongation of the Easterly line of East 19th Street (66.00 feet wide) to its intersection with the Westerly Limited Access Line of the Inner Belt Freeway.

That no structures shall be hereinafter erected on the premises described in this easement except those constructed in accordance with the approval of, and in compliance with, plans approved by Cleveland Public Power, and Water Pollution Control of the City of Cleveland.

Section 3. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Central Avenue S.E., herein provided by sending him a copy of this Ordinance.

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

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

Ord. No. 2064-02.

By Council Member Jackson.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on East 80th Street to Dale A. Palik and L.A. Palik.

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 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). 127-09-007, as more fully described below, to Dale A. Palik and L.A. Palik.

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

P. P. No. 127-09-007

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as part of Original One Hundred Acre Lot No. 439 and bounded and described as follows:

Beginning in the Easterly line of East 80th Street (formerly Atlantic Street) at the Northwesterly corner of a parcel of land conveyed to The Electric Controller and Manufacturing Company by deed dated May 28, 1910, and recorded in Volume 1247 of deeds, Page 589 of Cuyahoga County Records; thence Southerly along said Easterly line of East 80 Street, 114 feet to a point; thence Easterly parallel with the Northerly line of land so conveyed The Electric Controller and Manufacturing Company, 140 feet to a point; thence Northerly parallel with said Easterly line of East 80th Street 114 feet to the Northerly line of land so conveyed to The Electric Controller and Manufacturing Company; thence Westerly along the Northerly line of land

conveyed to The Electric Controller and Manufacturing Company, as aforesaid, 140 feet the place of beginning, 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. 2065-02.

By Council Member Johnson.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 3121 East 93rd Street to Jamal Hanini and Salti Salti.

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 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). 128-20-003, as more fully described below, to Jamal Hanini and Salti Salti.

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

P. P. No. 128-20-003

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 11 in the Helper-Woodland Hills Park Subdivision of part of Original One Hundred Acre Lots Nos. 433 and 434, as shown by the recorded plat in Volume 42 of Maps, Page 26 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 93rd Street and extending back of equal width 150 feet deep, 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. 2066-02.**By Council Members Lewis and Jackson (by departmental request).****An emergency ordinance to amend Section 8 of Ordinance No. 469-02, passed April 1, 2002, as amended by Ordinance No. 639-02, passed April 15, 2002; and to supplement Ordinance No. 469-02 by adding new Section 39a, 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 8 of Ordinance No. 469-02, passed April 1, 2002, as amended by Ordinance No. 639-02, passed April 15, 2002, is amended to read as follows:

Section 8. That salaries in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Accountant I.....	\$ 6.55	\$17.26
2. Accountant II.....	\$ 7.27	\$18.93
3. Accountant III.....	\$ 8.20	\$20.99
4. Accountant Clerk I	\$ 5.15	\$13.98
5. Accountant Clerk II.....	\$ 5.46	\$15.11
6. Activities Therapist.....	\$ 9.15	\$13.29
7. AIDS Support Services Coordinator.....	\$10.49	\$14.87
8. Air Pollution Control Engineer I.....	\$ 8.43	\$22.19
9. Air Pollution Control Engineer II.....	\$ 8.96	\$23.39
10. Air Pollution Control Engineer III.....	\$ 9.50	\$24.64
11. Air Pollution Engineer.....	\$12.04	\$17.33
12. Air Pollution Inspector I.....	\$12.12	\$17.85
13. Air Pollution Inspector II.....	\$ 7.76	\$19.91
14. Air Pollution Technician I.....	\$ 7.12	\$18.93
15. Air Pollution Technician II.....	\$ 7.53	\$19.91
16. Air Pollution Technician III.....	\$ 8.43	\$22.19
17. Airport Information Representative.....	\$10.02	\$14.50
18. Airport Operations Agent I.....	\$14.14	\$17.93
19. Airport Operations Agent II.....	\$17.77	\$21.10
20. Airport Safety Man.....	\$14.19	\$18.34
21. Architect.....	\$ 9.73	\$26.10
22. Associate Engineer.....	\$17.83	\$24.41
23. Assistant Buyer.....	\$ 6.71	\$18.11
24. Assistant City Planner.....	\$ 7.12	\$18.93
25. Assistant Civil Engineer.....	\$ 7.12	\$18.93
26. Assistant Electrical Engineer.....	\$ 7.12	\$18.93
27. Assistant Mechanical Engineer.....	\$ 7.12	\$18.93
28. Assistant Plan Examiner.....	\$13.42	\$19.91
29. Associate Programmer.....	\$ 7.55	\$20.29
30. Bacteriologist.....	\$ 7.96	\$20.99
31. Bill Collector.....	\$10.02	\$14.50
31a. Billing Clerk.....	\$ 9.89	\$14.49
32. Building Inspector.....	\$14.26	\$19.25
33. Camera Room Operator.....	\$ 6.04	\$16.48
34. Caseworker I.....	\$ 5.90	\$15.74
35. Caseworker II.....	\$ 6.55	\$17.26
36. Cashier/Starter.....	\$ 6.36	\$17.26
37. Chemist.....	\$ 8.90	\$22.63
38. Chief Miscellaneous Investigator.....	\$ 7.53	\$19.91
39. Citizens Information Representative.....	\$ 6.04	\$16.48
40. Civil Engineer.....	\$ 9.50	\$26.10
41. Claims Examiner.....	\$ 7.53	\$19.91
42. Clerk Typist.....	\$ 7.62	\$10.81
43. Clinical Laboratory Assistant.....	\$ 6.36	\$16.48
44. Clinical Laboratory Technician I.....	\$ 7.12	\$18.93
45. Clinical Laboratory Technician II.....	\$ 7.37	\$20.29
46. Cocaine Treatment Counselor I.....	\$ 8.56	\$15.67
47. Cocaine Intake Specialist.....	\$ 9.95	\$14.11
48. Community Development Code Enforcement Inspector I.....	\$14.08	\$21.00

49.	Community Development Code Enforcement Inspector II.....	\$14.89	\$22.19
50.	Community Development Code Enforcement Inspector III.....	\$15.70	\$23.39
51.	Community Development Code Enforcement Inspector/Heating I.....	\$14.08	\$21.00
52.	Community Development Code Enforcement Inspection/Heating II.....	\$14.89	\$22.19
53.	Community Development Code Enforcement Inspection/Heating III.....	\$15.70	\$23.39
54.	Community Development Code Enforcement Inspector/Refrigeration I.....	\$14.05	\$21.00
55.	Community Development Code Enforcement Inspector/Refrigeration II.....	\$14.89	\$22.19
56.	Community Development Code Enforcement Inspector/Refrigeration III.....	\$15.70	\$23.39
57.	Community Development Code Enforcement Inspector/Trainee.....	\$ 9.97	\$16.94
58.	Community Development Planner.....	\$ 9.87	\$25.11
59.	Community Health Aide.....	\$ 5.15	\$13.98
60.	Community Relations Representative I.....	\$ 6.04	\$16.48
61.	Community Relations Representative II.....	\$ 7.53	\$19.91
62.	Community Relations Representative III.....	\$ 9.51	\$24.64
63.	Composing Equipment Operator.....	\$ 6.71	\$18.11
64.	Computer Monitor Assistant.....	\$ 8.43	\$11.97
65.	Computer Operator.....	\$ 7.53	\$19.91
66.	Construction Technician.....	\$12.02	\$19.11
67.	Consumer Protection Specialist.....	\$ 5.73	\$15.74
68.	Contract and Monitoring Specialist.....	\$ 9.12	\$21.07
69.	Cook.....	\$11.38	\$13.63
70.	Copy Center Operator.....	\$ 5.67	\$15.11
71.	Cost Construction Estimator.....	\$ 8.34	\$19.38
72.	Customer Service Representative.....	\$10.03	\$15.10
73.	Data Control Clerk.....	\$ 5.24	\$14.51
74.	Data Conversion Operator.....	\$ 9.92	\$13.14
75.	Dental Assistant	\$ 5.15	\$13.70
76.	Development Officer.....	\$ 8.96	\$23.38
77.	Dietician.....	\$ 9.08	\$17.25
78.	Drug and Alcohol Counselor.....	\$ 9.05	\$12.83
79.	Electrical Engineer.....	\$ 9.50	\$26.10
80.	Electronic Engineer.....	\$ 9.54	\$26.57
81.	Elevator Inspector.....	\$14.23	\$21.00
82.	Engineer.....	\$22.78	\$29.71
83.	Environmental Compliance Specialist I.....	\$14.95	\$18.84
84.	Environmental Compliance Specialist II.....	\$16.35	\$19.78
85.	Environmental Compliance Specialist III.....	\$17.90	\$25.74
86.	Environmental Enforcement Specialist I.....	\$14.95	\$19.65
87.	Environmental Enforcement Specialist II.....	\$16.35	\$20.64
88.	Environmental Enforcement Specialist III.....	\$17.90	\$21.68
89.	Environmental Monitoring Specialist I.....	\$13.33	\$19.47
90.	Environmental Monitoring Specialist II.....	\$14.18	\$20.44
91.	Environmental Monitoring Specialist III.....	\$15.74	\$21.46
92.	Environmental Technician.....	\$12.35	\$15.75
93.	Family Planning Clerk.....	\$ 7.22	\$12.09
94.	Financial Analyst.....	\$ 7.12	\$18.93
95.	Financial Counselor.....	\$ 7.94	\$19.91
96.	Fuel System Technician.....	\$ 9.23	\$17.60
97.	General Health Aide.....	\$ 5.15	\$13.98
98.	General Storekeeper.....	\$ 7.96	\$20.99
99.	Geriatric Outreach Worker.....	\$ 7.12	\$18.93
100.	Head Cook.....	\$ 5.46	\$15.08
101.	Head Storekeeper.....	\$ 7.11	\$18.94
102.	Health Educator I.....	\$ 6.36	\$17.26
103.	Health Educator II.....	\$ 7.12	\$18.93

104.	Heating Inspector.....	\$14.23	\$19.25
105.	HIV Educator.....	\$ 8.17	\$11.01
106.	House Connection Inspector.....	\$12.70	\$16.09
107.	Housing Inspector.....	\$14.60	\$17.13
108.	Human Resources Contract Specialist.....	\$ 9.73	\$26.09
109.	Human Resources On-the-Job Training Specialist.....	\$10.21	\$22.18
110.	Human Resources Planner.....	\$10.74	\$27.56
111.	Human Resources Special Projects Coordinator.....	\$10.21	\$22.18
112.	Income Tax Tracer.....	\$10.04	\$15.26
113.	Industrial Hygiene Engineer.....	\$ 9.73	\$26.09
114.	Industrial Nuisance Inspector.....	\$ 6.36	\$17.26
115.	Information Control Analyst.....	\$ 6.81	\$18.07
116.	Inspector of Weight and Measures.....	\$ 5.73	\$15.74
117.	Instrument Repairman.....	\$ 8.21	\$17.25
118.	Instrumentation Technician I.....	\$16.87	\$18.54
119.	Instrumentation Technician II.....	\$18.83	\$20.43
120.	Intake Specialist.....	\$ 5.15	\$13.98
121.	Job Retraining Assistant.....	\$ 7.12	\$18.93
122.	Junior Cashier.....	\$ 5.40	\$14.50
123.	Junior Chemist.....	\$ 5.46	\$15.11
124.	Junior City Planner.....	\$ 6.36	\$17.26
125.	Junior Civil Engineer.....	\$ 6.36	\$17.26
126.	Junior Clerk.....	\$ 9.89	\$12.09
127.	Junior Draftsman.....	\$ 8.45	\$14.82
128.	Junior Engineering Aide.....	\$ 5.46	\$15.11
129.	Lab Coordinator.....	\$16.82	\$21.97
130.	Laboratory Assistant.....	\$ 6.04	\$16.48
131.	Laboratory Helper.....	\$ 5.15	\$13.02
132.	Landscape Architect.....	\$ 9.50	\$24.64
133.	Lead Pressman.....	\$ 8.93	\$19.20
134.	Life Guard.....	\$ 8.50	\$13.80
135.	Life Guard Captain.....	\$10.00	\$17.10
136.	Mechanical Engineer.....	\$ 9.50	\$26.09
137.	Messenger.....	\$ 5.15	\$13.02
138.	Meter Reader.....	\$12.82	\$16.46
139.	Minority Business Consultant.....	\$11.15	\$29.04
140.	Miscellaneous Investigator.....	\$ 5.46	\$15.90
141.	Monitoring, Auditing and Evaluation Coordinator.....	\$13.65	\$19.22
142.	Office Machine Operator.....	\$ 9.89	\$12.67
143.	Offset Duplicating Machine Operator.....	\$ 5.46	\$15.11
144.	On The Job Training Specialist.....	\$12.71	\$18.57
145.	Park and Recreation Planner.....	\$ 9.51	\$24.64
146.	Parking Attendant.....	\$ 6.31	\$13.98
147.	Parking Meter Collector.....	\$ 6.32	\$13.95
148.	Parking Meter Serviceman.....	\$13.62	\$14.68
149.	Permit Processing Specialist.....	\$ 7.00	\$11.71
150.	Pharmacist.....	\$10.74	\$27.55
151.	Pharmacodependent Rehabilitation Counselor I.....	\$ 6.49	\$13.37
152.	Pharmacodependent Rehabilitation Counselor II.....	\$ 7.57	\$15.79
153.	Photographer.....	\$ 9.08	\$18.93
154.	Photographic Laboratory Technician.....	\$ 6.80	\$16.48
155.	Photo-Litho Operator.....	\$ 5.48	\$15.11
156.	Physical Director.....	\$ 8.33	\$17.03
157.	Plan Examiner.....	\$ 8.20	\$22.52
158.	Play Director.....	\$ 5.68	\$11.93
159.	Police Data Specialist.....	\$ 9.92	\$13.14
160.	Police Radio Technician.....	\$16.38	\$17.94
161.	Pressman.....	\$ 7.89	\$18.58
162.	Preventive Health Counselor.....	\$13.59	\$19.26
163.	Preventive Health Educator.....	\$ 8.89	\$12.94
164.	Principal Cashier.....	\$ 7.46	\$20.29
165.	Principal Clerk.....	\$11.93	\$17.16
166.	Print Shop Helper.....	\$10.61	\$12.79
167.	Private Secretary.....	\$ 6.71	\$18.11

168.	Program Analyst.....	\$16.64	\$26.25
169.	Programmer.....	\$ 8.96	\$23.39
170.	Programmer Analyst.....	\$ 9.73	\$26.09
171.	Property Clerk.....	\$11.37	\$29.06
172.	Psychiatric Social Worker.....	\$12.48	\$18.88
173.	Psychologist I.....	\$10.74	\$25.12
174.	Psychologist II.....	\$12.88	\$29.61
175.	Public Health Nursing Aide.....	\$10.63	\$12.07
176.	Public Health Sanitarian I.....	\$12.78	\$16.11
177.	Public Health Sanitarian II.....	\$14.35	\$18.05
178.	Public Health Sanitarian III.....	\$15.49	\$18.84
179.	Public Health Sanitarian IV.....	\$ 8.78	\$23.38
180.	Public Information Officer.....	\$ 7.38	\$19.91
181.	Quality Assurance Analyst.....	\$ 8.96	\$23.38
182.	Quality Control Coordinator.....	\$16.82	\$21.97
183.	Radio Dispatcher.....	\$17.33	\$17.94
184.	Radio Technician.....	\$16.38	\$17.94
185.	Receptionist.....	\$ 6.06	\$13.33
186.	Records Manager.....	\$ 9.84	\$13.97
187.	Recreation Aide.....	\$ 5.68	\$ 9.32
188.	Recreation Instructor.....	\$ 5.15	\$13.98
189.	Recreation Instructor I.....	\$ 5.24	\$14.89
190.	Recreation Instructor II.....	\$ 5.46	\$15.47
191.	Recreation Instructor III.....	\$ 6.83	\$16.37
192.	Recreation Program Supervisor.....	\$ 6.83	\$15.21
193.	Redevelopment Advisor.....	\$ 7.96	\$20.99
194.	Redevelopment Coordinator.....	\$ 8.38	\$23.39
195.	Refrigeration Inspector.....	\$14.26	\$19.25
196.	Refugee Outreach Worker.....	\$ 8.40	\$13.01
197.	Registered Animal Health Technician.....	\$ 7.94	\$13.98
198.	Rehabilitation Advisor.....	\$ 6.71	\$18.11
199.	Rehabilitation Inspector.....	\$14.60	\$23.39
200.	Sanitarian Aide.....	\$11.62	\$13.57
201.	Secretary.....	\$ 6.30	\$15.11
202.	Secretary to Director of Consumer Affairs.....	\$ 9.51	\$24.64
203.	Senior Assistant Architect.....	\$ 7.96	\$20.99
204.	Senior Assistant City Planner.....	\$ 7.96	\$20.99
205.	Senior Assistant Civil Engineer.....	\$ 7.96	\$20.99
206.	Senior Assistant Electrical Engineer.....	\$ 7.96	\$20.99
207.	Senior Assistant Mechanical Engineer.....	\$ 7.96	\$20.99
208.	Senior Assistant Traffic Engineer.....	\$ 7.96	\$20.99
209.	Senior Bacteriologist.....	\$ 6.71	\$18.11
210.	Senior Cashier.....	\$ 6.55	\$17.26
211.	Senior Chemist.....	\$ 7.53	\$19.91
212.	Senior Clerk.....	\$10.29	\$14.17
213.	Senior Computer Operator.....	\$ 8.96	\$23.39
214.	Senior Contract and Monitoring Specialist.....	\$11.34	\$24.80
215.	Senior Data Conversion Operator.....	\$10.80	\$15.75
216.	Senior Development Officer.....	\$12.63	\$30.68
217.	Senior Draftsman.....	\$ 9.65	\$16.93
218.	Senior Engineering Draftsman and Photographer.....	\$ 7.12	\$18.93
219.	Senior Information Control Analyst.....	\$ 7.38	\$19.91
220.	Senior Laboratory Technician.....	\$10.86	\$15.40
221.	Senior Landscape Architect.....	\$ 9.73	\$26.09
222.	Senior Site Inspector - Demolition.....	\$ 8.43	\$22.18
223.	Sewer Service Man.....	\$14.99	\$16.46
224.	Site Inspector.....	\$ 7.53	\$19.91
225.	Social Worker for Homeless.....	\$13.82	\$19.59
226.	Starter (Golf).....	\$ 5.15	\$11.58
227.	S.T.D. Clerk.....	\$ 7.88	\$11.18
228.	Stenographer I.....	\$ 9.77	\$12.70
229.	Stenographer II.....	\$10.77	\$14.17
230.	Stenographer III.....	\$ 7.37	\$15.74
231.	Stock Clerk.....	\$ 5.46	\$15.57

232.	Storekeeper.....	\$ 6.36	\$17.73
233.	Street Obstruction Inspector.....	\$ 6.04	\$16.48
234.	Surveyor.....	\$ 8.96	\$23.39
235.	Tax Auditor I.....	\$10.60	\$16.02
236.	Tax Auditor II.....	\$12.41	\$17.71
237.	Technical Specialist.....	\$ 7.53	\$19.91
238.	Technical Specifications Writer.....	\$ 9.08	\$21.00
239.	Telephone Operator.....	\$ 5.24	\$14.50
240.	Telephone Supervisor.....	\$ 5.46	\$15.11
241.	Timekeeper.....	\$ 5.46	\$15.11
242.	Traffic Engineer.....	\$ 9.50	\$24.64
243.	Traffic Sign and Marking Technician.....	\$13.68	\$15.11
244.	Typist.....	\$ 9.92	\$13.15
245.	Urban Planning and Development Technician.....	\$ 5.73	\$15.74
246.	Utility Adjuster.....	\$10.64	\$14.17
247.	Vector Control Assistant.....	\$ 8.90	\$12.61
248.	Veteran's Counselor.....	\$ 7.38	\$17.14
249.	Water Hydraulic Repairman.....	\$14.99	\$16.46
250.	Water Meter Repairman.....	\$14.99	\$16.46
251.	Water Pipe Repairman.....	\$13.58	\$16.46
252.	Water Serviceman.....	\$ 9.05	\$14.06
253.	Water System Construction Inspector.....	\$15.67	\$20.57

Section 2. That existing Section 8 of Ordinance No. 469-02, passed April 1, 2002, as amended by Ordinance No. 639-02, passed April 15, 2002, is repealed.

Section 3. That Ordinance No. 469-02, passed April 1, 2002, is supplemented by enacting new Section 39a to read as follows:

Section 39a. That salaries in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum	
1.	Application Delivery Services Manager.....	\$65,000	\$85,000
2.	Customer Support Center Manager.....	65,000	85,000
3.	Database Coordinator.....	30,214	70,667
4.	Help Desk Analyst.....	25,000	45,000
5.	Information Technology Electronic Data Processing Auditor.....	35,000	70,000
6.	Information Technology Security Officer.....	30,215	70,391
7.	IT Asset Management Analyst.....	25,000	45,000
8.	IT Asset Management Coordinator.....	22,333	67,572
9.	IT Network and Data Center Operations Manager.....	55,000	80,000
10.	IT Project Manager I.....	19,785	52,889
11.	IT Project Manager II.....	22,333	69,572
12.	IT Quality Assurance and Control Analyst.....	19,785	52,889
13.	IT Telecommunications Analyst II.....	30,214	77,667
14.	IT Telecommunications Technician II.....	44,803	64,272
15.	IT Training Analyst.....	38,000	55,000
16.	IT Training Coordinator.....	38,000	65,000
17.	Network Analyst I.....	30,214	62,667
18.	Network Analyst II.....	30,214	77,667
19.	Program Manager.....	30,214	72,855
20.	Supervisor of Systems and Technical Support.....	55,000	75,000
21.	Web Content Editor.....	19,785	52,889
22.	Web Developer.....	30,215	87,426
23.	Web Master.....	30,215	72,855

Section 4. That this ordinance is 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. 2067-02.

By Council Members Coats, Gordon and Jackson (by departmental request).

An emergency ordinance to amend the title and Section 1 of Ordinance No. 1282-02, passed June 17, 2002, relating to the Director of Economic Development applying to the Cuyahoga County Brownfield Redevelopment Fund for loan assistance to acquire, demolish, and remediate property located on East 152nd Street.

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

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

Section 1. That the title and Section 1 of Ordinance No. 1282-02, passed June 17, 2002, are amended to read as follows:

An emergency ordinance authorizing the Director of Economic Development Fund to apply to the Cuyahoga County Brownfield Redevelopment Fund for loan assistance to acquire, demolish, and remediate property located at **1115 East 152nd Street.**

Section 1. That the Director of Economic Development is authorized to apply to the Cuyahoga County Brownfield Redevelopment Fund for loan assistance in an amount not to exceed \$1,000,000, to acquire, demolish, and remediate property located at **1115 East 152nd Street.**

Section 2. That the existing title and Section 1 of Ordinance No. 1282-02, passed June 17, 2002, are repealed.

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

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

Ord. No. 2068-02.

By Council Member Cimperman.
An emergency ordinance authorizing the Director of Public Safety to enter into a lease agreement with the Western Reserve Fire Museum at Cleveland, Inc. for use of real property located at 310 Carnegie Avenue for use as a fire museum.

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

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

Section 1. That, notwithstanding and as an exception to Chapters 181 and 183 of the Codified Ordinances of the City of Cleveland, 1976, the Director of Public Safety is hereby authorized to enter into a lease agreement (the "Lease") with the Western Reserve Fire Museum of Cleveland, Inc. for the use of the real property located at 310 Carnegie Avenue (the "Property") for use as a fire museum. The Property is determined to be not needed for public use during the term of the lease.

Section 2. That the term of the Lease authorized herein shall be 99

years and the Property shall be leased at a rate of \$1.00 per year.

Section 3. The Lease shall be prepared by the Director of Law and shall contain such additional terms and conditions as the director deems necessary to protect and benefit the public 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.

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

**FIRST READING
ORDINANCE REFERRED**

Ord. No. 2069-02.

By Council Member Cimperman.
An ordinance to change the zoning of a property on the east side of West 11th Street, south of Fairfield Avenue to a Local Retail District. (Map Change No. 2060, Sheet No. 5)

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

Section 1. That the Use District of lands bounded and described as follows:

Beginning on the centerline of West 11th Street (100 feet wide) at the Westerly prolongation of the Northerly line of Sublot Number 214 in the Pelton and Jennings Allotment as shown by the recorded plat in Volume 2, Page 10 of Cuyahoga County Records; thence easterly along the Western prolongation of the Northerly line of said Sublot 214 about 205.3 feet to a point; thence Southerly at right angles to the last described line about 30 feet to a point; thence westerly and parallel with the Northerly line of said Sublot 214 about 205.3 feet to the centerline of West 11th Street as aforesaid; thence Northerly along the centerline of said West 11th Street to the place of the beginning; and as outlined in red on the attached map is changed to a Local Retail District.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2060, Sheet No. 5, and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for this purpose by the City Planning Commission.

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

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

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

Ord. No. 2070-02.

By Council Member Britt.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Woodhill Road to Buckeye Area Development Corporation.

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 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). 128-05-003, as more fully described below, to Buckeye Area Development Corporation.

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

P. P. No. 128-05-003

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 154 in the Van Sweringen Company's Re-Subdivision of the Weybridge land Company's Subdivision No. 1 of part of Original One Hundred Acre Lots Nos. 425 and 426, as shown by the recorded plat in Volume 49 of Maps, Page 16 of Cuyahoga County Records, and 42.41 feet front on the Southeasterly side of Woodhill Road, S.E., 23.56 feet on the curved turnout between the Southeasterly line of Woodhill Road, S.E., and the Southwesterly line of Rosehill Avenue, S.E., and extending back 125 feet on the Southwesterly line, 110 feet on the Northeasterly line which is also the Southwesterly line of Rosehill Avenue, S.E., and having a rear line of 57.14 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain

such provisions as may be necessary to protect and benefit the public interest 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.

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

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

Ord. No. 2071-02.

By Council Member Cintron.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2141 West 28th Street to Barry Smith.

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 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). 007-10-133, as more fully described below, to Barry Smith.

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

P. P. No. 007-10-133

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly one-half of Sublot No. 112 in Barber and Lords Subdivision of a part of Original Brooklyn Township Lots Nos. 51, 52, 69 and 70 in said City, and recorded in Volume 11 of Maps, Page 26 of Cuyahoga County Records, and being 32 feet front oil West 28th Street (formerly York Street) and extends back of equal width 119 1/2 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 ordi-

nance. 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.

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

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

Ord. No. 2072-02.

By Council Member Conwell.

An emergency ordinance repealing Ordinance No. 1854-02, passed September 16, 2002, and authorizing Sharlene Miller to engage in peddling in front of 11905 Superior Avenue.

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

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business district, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 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 Ordinance No. 1854-02, passed September 16, 2002, authorizing Sharlene Miller to engage in mobile peddling in Ward 9 is hereby repealed.

Section 2. That this Council consents, as required by, Section 675.07 of the Codified Ordinances to allow each persons named below to engage in peddling in the public rights of way of Ward 9: Sharlene Miller in front of 11905 Superior Avenue.

Section 3. 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 4. That the privilege granted may be revoked at any time by this Council.

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

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

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

Ord. No. 2073-02.

By Council Member Lewis.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Department of Public Health to stretch a banner at 6600 Lexington Avenue, for the period from October 22, 2002 to October 25, 2002, inclusive, publicizing Lead Poisoning Prevention Campaign.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to the Department of Public Health to install, maintain and remove a banner at 6600 Lexington Avenue, for the period from October 22, 2002 to October 25, 2002, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

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

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

Res. No. 2074-02.

By Council Members Brady, Britt, Gordon, Reed, Pierce-Scott, Conwell, Cimperman, Zone and Jones.

An emergency resolution supporting the passage of H.R. 4066, the Mental Health Equitable Treatment Act of 2002, requiring equal mental health benefits in health insurance coverage.

Whereas, H.R. 4066, the Mental Health Equitable Treatment Act of 2002 ("Mental Health Equitable Treatment Act"), was introduced in the U.S. House of Representatives in March of 2002; and

Whereas, the Mental Health Equitable Treatment Act requires equal mental health benefits in health insurance coverage; and

Whereas, the Mental Health Equitable Treatment Act prohibits certain employee group health plans or related insurance plans providing both medical surgical and mental health benefits from imposing mental health treatment limitations or financial requirements unless comparable limitations and requirements are imposed upon medical surgical benefits; and

Whereas, H.R. 4066 is cosponsored by over 240 members of the House of Representatives and is supported by over 230 national organizations; and

Whereas, the Cuyahoga County Community Mental Health Board supports the passage of H.R. 4066; and

Whereas, each year, mental illness affects the lives of one out of every five Americans and mental illness frequently disrupts families; and

Whereas, health insurance practices do not, in many instances, offer Americans living with mental illness the treatment needed to lead productive lives; and

Whereas, as a result of such health insurance practices, local governments are forced to address actions and circumstances that arise from Americans not receiving necessary mental health treatment; and

Whereas, such actions and circumstances include issues relating to suicide, homelessness, loss of productivity, and the inappropriate "criminalization" of mental illness; and

Whereas, passage of H.R. 4066 will increase access to treatment for millions of Americans suffering from mental illness and, thereby, offering millions of Americans the opportunity to live full and productive lives; and

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

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

Section 1. That this Council supports the passage of H.R. 4066, the Mental Health Equitable Treatment Act of 2002, requiring equal health benefits in health insurance coverage.

Section 2. That the Clerk of Council is hereby directed to transmit copies of this resolution to U.S. Senator Michael DeWine, U.S. Senator George Voinovich, Congressman Dennis Kucinich, Congresswoman Stephanie Tubbs-Jones, Congress-

man Steven LaTourette, Congressman Sherrod Brown, and Congressman Ralph Regula.

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

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

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

Res. No. 2075-02.

**By Council Member Cimperman.
An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 4323 Payne Avenue and repealing Resolution No. 945-01, objecting to said transfer.**

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 4323 Payne Avenue, 1st Floor by Resolution No. 945-01 adopted by the Council on May 21, 2001; and

Whereas, this Council wishes to withdraw its objection to the above transfer of ownership and consents to said transfer based upon and pursuant to a cooperation agreement by and through City Council Representative, Joseph Cimperman and Melissa England, DBA Jack Spratt Pizza, 4323 Payne Avenue, 1st Floor, Cleveland, Ohio 44103, Permanent Number 2521639, a copy of which is in the file for this address with the City Law Department; and

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

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

Section 1. That objection to the transfer of ownership of a C1 and C2 Liquor Permit to 4323 Payne Avenue, be and the same is hereby withdrawn and Resolution No. 945-01, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate transfer thereof.

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

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

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

Res. No. 2076-02.

**By Council Member Conwell.
An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit located at 10509 Ashbury Avenue and repealing Resolution No. 1640-02, objecting to said renewal.**

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to 10509 Ashbury Avenue by Resolution No. 1640-02 adopted by Council on August 14, 2002; and

Whereas, this Council wishes to withdraw its objection to the above renewal and hereby 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 10509 Ashbury Avenue be and the same is hereby withdrawn and Resolution No. 1640-02, 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 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

Res. No. 2077-02.

**By Council Member Polensek.
An emergency resolution objecting to a New C2 Liquor Permit to 18501 Nottingham Road.**

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C2 Liquor Permit at Speedway Superamerica, LLC, DBA Speedway #3320, 18501 Nottingham Road, Cleveland, Ohio 44119, Permanent Number 84189840330; 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 a New C2 Liquor Permit at Speedway Super-america, LLC, DBA Speedway #3320, 18501 Nottingham Road, Cleveland, Ohio 44119, Permanent Number 84189840330; 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 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

Res. No. 2078-02.

By Council Member Scott.
An emergency resolution objecting to a New C1 Liquor Permit to 11108 Primrose Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C1 Liquor Permit at Angelle Unlimited Corp., DBA Neighborhood Market, 11108 Primrose Avenue, Cleveland, Ohio 44108, Permanent Number 0215328; 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 a New C1 Liquor Permit at Angelle Unlimited Corp., DBA Neighborhood Market, 11108 Primrose Avenue, Cleveland, Ohio 44108, Permanent Number 0215328; 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 21. Nays 0. Read second time. Read third time in full. Adopted. Yeas 21. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 82-02.

By Council Member Dolan.
An emergency ordinance to amend Section 1 of Ordinance No. 1004-91, passed July 24, 1991, as amended by Ordinance No. 324-97, passed June 2, 1997 and Ordinance No. 2018-2000, passed December 18, 2000, and to amend Section 4 of Ordinance No. 1004-91, passed July 24, 1991, as amended by Ordinance No. 2018-2000, passed December 18, 2000, relating to the consent of the City of Cleveland for participation in the repair and resurfacing of Rocky River Drive, thereto, to cause payment of Cleveland's share.

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

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

Ord. No. 1261-02.

By Council Members Sweeney, Cimperman and Jackson (by departmental request).

An emergency ordinance giving consent to the City of Cleveland to replace the surface on the Broadway

Avenue Bridge over the Norfolk & Southern Railroad tracks.

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

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

Ord. No. 1387-02.

By Council Member Cimperman.
An emergency ordinance designating Kirtland Park as a Cleveland landmark.

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on City Planning.

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

Ord. No. 1388-02.

By Council Member Gordon.
An emergency ordinance establishing an expanded Brooklyn Centre Historic District (Map Change No. 2051) and repealing Ordinance No. 770-84 passed May 7, 1984.

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on City Planning.

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

Ord. No. 1519-02.

By Council Members Coats, Cimperman and Jackson (by departmental request).

An emergency ordinance determining the method of making the public improvement of repairing cracks in the Water Service and Maintenance Building, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

Approved by Directors of Public Utilities, City Planning Commission, Finance, Law; Passage recommended by Committees Public Utilities, City Planning, Finance; when amended as follows:

1. In the title, line 3, after "repairing", and in Section 1, line 3, after "repairing", insert "**flooring and floor tile**".

Amendment agreed to.

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

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

Ord. No. 1520-02.

By Council Members Coats, Cimperman and Jackson (by departmental request).

An emergency ordinance determining the method of making the public improvement of installing chlorine monitors in secondary pump stations and storage facilities; and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

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

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

Ord. No. 1522-02.

By Council Members Coats, Cimperman and Jackson (by departmental request).

An emergency ordinance determining the method of making the public improvement of demolishing the abandoned Dorchester storm-water outlet, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

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

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

Ord. No. 1524-02.

By Council Members Coats, Cimperman and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to grant certain permanent and temporary easement rights in property located in the City of Twinsburg at the intersection of Darrow Road and Post Road to the City of Twinsburg and declaring said easement rights no longer needed for public use.

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

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

Ord. No. 1527-02.

By Council Member Cimperman (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Tremont West Dev. Corp as a co-sponsor with Tremont Resident Service Corp. to encroach into the public right-of-way of West 14th Street by hanging 71-American Flags on CPP utility poles (by separate permission) between Fairfield & Holmden Avenues to uplift patriotism in the Tremont Area.

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

Ord. No. 1528-02.

By Council Member Cimperman (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Grace Hospital (a Cleveland Clinic Health System Affiliate) to hang nine (9) location/identification banners, using Cleveland Public Power utility poles (by separate permission), which will encroach into the public right-of-way of West 14th Street

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Relieved of Committee on City Planning; Passage rec-

ommended by Committees on Public Service, Finance.

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

Ord. No. 1551-02.

By Council Members Scott, Gordon and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a contract amendment with Glenville Plaza Co. to accept a discount prepayment of the UDAG loan regarding the construction of Glenville Plaza.

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

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

Ord. No. 1719-02.

By Council Member Cimperman (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to 10th and St. Clair, LLC to encroach into the right-of-way of West St. Clair Ave. N.W. Easterly of West 10th Street to install sheet piling for construction of their building.

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

Ord. No. 1930-02.

By Council Members Sweeney, Gordon, Cimperman and Jackson (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 4751 Grayton Road to SYSCO Food Services of Cleveland, Inc.

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

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

Ord. No. 1931-02.

By Council Members Sweeney, Gordon, Westbrook, Cimperman and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a development agreement or agreements with SYSCO Food Services of Cleveland, Inc.; to amend a Development Agreement with Cleveland Business Park, Ltd.; and authorizing the Commissioner of Purchases and Supplies to convey real property to SYSCO Food Services of Cleveland, Inc.

Approved by Directors of Economic Development, Port Control, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, Aviation and Trans-

portation, City Planning, Finance; when amended as follows:

1. Insert new Section 6 to read as follows:

"Section 6. That the development agreement shall include the following requirements: SYSCO Food Services of Cleveland, Inc. shall, after internal posting for five (5) business days as required by Company policy and collective bargaining agreements between SYSCO Food Services of Cleveland, Inc. and its employees, employ residents of the City of Cleveland, at the time of hire, for a minimum of forty percent (40%) of all facility-based new permanent job opportunities and take affirmative action and employ best efforts to hire residents of the City of Cleveland for all new job opportunities created at the proposed distribution facility. In complying with this mandate, SYSCO Food Services of Cleveland, Inc. shall post all job opportunities with a specified agency of the City of Cleveland for a minimum of five (5) business days and shall provide a human resources liaison to coordinate the process. Such posting shall occur prior to advertising in the classified section of a newspaper of general circulation. SYSCO Food Services of Cleveland, Inc. agrees to adhere to this mandate during the life of the tax abatement approved by Ordinance No. 1932-02. Nothing in this provision, shall require SYSCO Food Services of Cleveland, Inc. to employ individuals that do not meet the qualifications for a job position.

SYSCO Food Services of Cleveland, Inc. shall take affirmative action and employ best efforts to meet the following minimum employment goals in the performance of construction work necessary for proposed food distribution facility:

Fifteen percent (15%) Minority-Owned Businesses;

Five percent (5%) Female-Owned Businesses;

Twenty two percent (22%) Minority Individuals;

Six percent (6%) Female Individuals; and

Thirty five percent (35%) Cleveland Residents.

In complying with these construction requirements, SYSCO Food Services of Cleveland, Inc. shall work with the City of Cleveland's Department of Personnel and Human Resources and Mayor's Office of Equal Opportunity ("OEO") to identify City residents eligible for employment and minority-owned and female-owned businesses eligible for participation in the construction project. The Office of Equal Opportunity shall provide the Clerk of Council with copies of all reports submitted regarding this project.

Six (6) months after construction of the proposed food distribution facility, SYSCO Food Services of Cleveland, Inc. shall provide the Clerk of Council with the required OEO report summarizing its compliance with the construction requirements. SYSCO Food Services of Cleveland, Inc. shall also provide to the Clerk of Council a detailed report by November 1st of each year, commencing after the new facility has been operating for one (1) year, detailing its employment of City of Cleveland residents for facility-based new permanent job opportunities."

2. Renumber existing Sections 6, 7, and 8, new "Section 7", "Section 8", and "Section 9".

3. Insert new Section 10 to read as follows:

"Section 10. That this Council understands that, as a condition of approving this ordinance, four baseball diamonds will be relocated from Maplewood Park and two baseball diamonds will be created, for a total of six new baseball diamonds at Cleveland Business Park in Ward 20 as described in the letter contained in the above-mentioned file. The cost of the improvement and professional design services for the improvement, authorized by separate ordinance, shall be paid from Fund Nos. 20 SF 261, 20 SF 323, 20 SF 330, 20 SF 343, 20 SF 354, 20 SF 370, 20 SF 377, and 20 SF 382. Upon completion of the design, the plans for the new baseball diamonds shall be submitted to the Councilman from Ward 20 for review and comment prior to soliciting bids for the improvement."

4. Renumber existing Sections 9 and 10 to new "Section 11" and "Section 12", respectively.

Amendments agreed to.

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

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

Ord. No. 1932-02.

By Council Members Sweeney, Gordon and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with SYSCO Food Services of Cleveland, Inc. to provide for a ten year seventy-five percent abatement for certain real property improvements and tangible personal property as an incentive to develop a food service warehousing and distribution facility in the Cleveland Business Park.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Community and Economic Development, Finance; when amended as follows:

1. Insert new Section 3 to read as follows:

"Section 3. That the enterprise zone agreement shall include the following requirements: SYSCO Food Services of Cleveland, Inc. shall, after internal posting for five (5) business days as required by Company policy and collective bargaining agreements between SYSCO Food Services of Cleveland, Inc. and its employees, employ residents of the City of Cleveland, at the time of hire, for a minimum of forty percent (40%) of all facility-based new permanent job opportunities and take affirmative action and employ best efforts to hire residents of the City of Cleveland for all new job opportunities created at the proposed distribution facility. In complying with this mandate, SYSCO Food Services of Cleveland, Inc. shall post all job opportunities with a specified agency of the City of Cleveland for a minimum of five (5) business days and shall provide a human resources liaison to coordinate the process.

Such posting shall occur prior to advertising in the classified section of a newspaper of general circulation. SYSCO Food Services of Cleveland, Inc. agrees to adhere to this mandate during the life of the tax abatement approved by Ordinance No. 1932-02. Nothing in this provision, shall require SYSCO Food Services of Cleveland, Inc. to employ individuals that do not meet the qualifications for a job position.

SYSCO Food Services of Cleveland, Inc. shall take affirmative action and employ best efforts to meet the following minimum employment goals in the performance of construction work necessary for proposed food distribution facility:

Fifteen percent (15%) Minority-Owned Businesses;

Five percent (5%) Female-Owned Businesses;

Twenty two percent (22%) Minority Individuals;

Six percent (6%) Female Individuals; and

Thirty five percent (35%) Cleveland Residents.

In complying with these construction requirements, SYSCO Food Services of Cleveland, Inc. shall work with the City of Cleveland's Department of Personnel and Human Resources and Mayor's Office of Equal Opportunity ("OEO") to identify City residents eligible for employment and minority-owned and female-owned businesses eligible for participation in the construction project. The Office of Equal Opportunity shall provide the Clerk of Council with copies of all reports submitted regarding this project.

Six (6) months after construction of the proposed food distribution facility, SYSCO Food Services of Cleveland, Inc. shall provide the Clerk of Council with the required OEO report summarizing its compliance with the construction requirements. SYSCO Food Services of Cleveland, Inc. shall also provide to the Clerk of Council a detailed report by November 1st of each year, commencing after the new facility has been operating for one (1) year, detailing its employment of City of Cleveland residents for facility-based new permanent job opportunities."

2. In existing Section 3, line 3, strike "1932-02-A" and insert "1932-02-B".

3. Renumber Sections 3, 4, 5, and 6 to new "Section 4", "Section 5", "Section 6" and "Section 7".

Amendments agreed to.

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

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

Ord. No. 1980-02.

By Council Members Sweeney and Jackson (by departmental request).

An emergency ordinance authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding of various infrastructure capital improvement projects and state funding to obtain credit enhancements and loan assistance in support of the City's 2003 general obligation bonds issued

for road and bridge improvements; and authorizing the Mayor to accept grants from the Ohio Public Works Commission for improvements to Grayton Road, Stokes Boulevard, West 105th Street and Euclid Avenue.

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

1. Section 1, line 6, and in Section 4, line 5, strike "from MLK" and insert "to MLK".

Amendment agreed to.

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

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

Ord. No. 1981-02.

By Council Members Johnson and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by contract or contracts of labor and materials necessary to remove and replace not to exceed five pumps, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties.

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

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

Ord. No. 2024-02.

By Council Member Jackson (by departmental request).

An emergency ordinance to make additional appropriations of Seven Hundred Thousand Dollars (\$700,000) of the Enterprise Funds.

Approved by Directors of Finance, Law; Passage recommended by Committee on Finance.

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

SECOND READING ORDINANCES PASSED

Ord. No. 1553-02.

By Council Members Scott and Conwell.

An ordinance to expand the Glenville Business Revitalization District. (Map Change No. 2055, Sheet Nos. 4, 8)

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on City Planning.

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

Ord. No. 1933-02.

By Council Member Sweeney.
An ordinance to change the zoning of properties bounded by Maplewood Avenue, West 192nd Street, Forestwood Avenue, and West 198th Street to a Semi-Industry District, a "C" area district, and a "2" height district. (Map Change No. 2059, Sheet No. 13)

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on City Planning.

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

SECOND READING EMERGENCY RESOLUTIONS ADOPTED

Res. No. 1554-02.

By Council Member White (by request).

An emergency resolution declaring the intention to vacate a portion of Gates Avenue.

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

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

Res. No. 1734-02.

By Council Member Cimperman (by request).

An emergency resolution declaring the intention to vacate portions of West 27th Place and Oriole Court.

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

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

Res. No. 1851-02.

By Council Member Cimperman.

An emergency resolution authorizing the Mayor to sign a dedication plat for Erieside Drive and Old Erieside Avenue Widening.

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

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

PLATS

File No. 1973-02.

Resubdivision Plat for Lake Pointe Township. (Ward 17).

Approved by Committees on Public Service and City Planning. Without Objection, plat approved. Yeas 21. Nays 0.

The Council Meeting adjourned at 7:50 p.m. to meet on Monday, October 28, 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:

NONE

BOARD OF CONTROL

October 16, 2002

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, October 16, 2002, at 10:30 a.m. with Mayor Campbell presiding.

Present: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Absent: None.
Others: Myrna Branche, Commissioner, Purchases and Supplies. Kathy Velkoff, Acting Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 670-02.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of W.A. Chester, L.L.C. for an estimated quantity of labor and material necessary to maintain a high voltage static pipe type transmission cable system, item nos. 2 and 4, 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 25th day of July 2002, pursuant to the authority of Ordinance No. 1052-01, passed July 18, 2001, which on the basis of the estimated quantity would amount to Two Hundred Three Thousand and no/100 Dollars (\$203,000.00) (2% Net 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. 122417 which shall be certified against such contract in the sum of Forty Eight Thousand and no/100 Dollars (\$48,000.00).

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, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.
Absent: None.

Resolution No. 671-02.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that all bids received on July 25, 2002, for labor and material necessary to maintain a high voltage static pipe type transmission cable system, item no. 3, for the Divisions of Cleveland

Public Power, Department of Public Utilities, pursuant to the authority Ordinance No. 1052-01, passed by the Council of the City of Cleveland on July 18, 2001, be and the same are hereby rejected.

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.
Absent: None.

Resolution No. 672-02.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Nerone & Sons, Inc. for the public improvement of constructing & installing replacement sewer & rehabilitating & repairing sewers at various locations, including base bid items plus 10% contingency allowance for the Division of Water Pollution Control, Department of Public Utilities, received on August 15, 2002, pursuant to the authority of Ordinance No. 1073-02, passed on June 17, 2002, upon a unit basis for the improvement to be performed as ordered during the period of one (1) year beginning with the date of execution of a contract, at the unit prices set forth in the said bid, which on the basis of the estimated work to be done would amount to Five Hundred Forty-Nine Thousand Two Hundred Thirty and 00/100 Dollars (\$549,230.00), is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Utilities is hereby requested to enter into a Requirement Contract for said improvement, which contract shall provide for the initial performance of the following work hereunder:

Requisition No. 109269 which shall be certified against such contract in the sum of Two Hundred Fifty Thousand and 00/100 Dollars (\$250,000.00).

Said requirement contract shall further provide that the contractor will perform so much of the balance of the work as may be ordered under subsequent requisitions separately certified against said requirement contract, whether the same shall be less than the total estimate of work to be performed under said contract or shall exceed the same by not more than ten percent.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Nerone & Sons, Inc. for the contract authorized herein is approved:

<u>SUBCONTRACTOR</u>	<u>WORK</u>
Steward Supply MBE	\$10,000.00/1.82%
Lito Trucking MBE	\$50,000.00/9.10%
Collinwood Concrete FBE	\$27,500.00/5.01%

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.
Absent: None.

Resolution No. 673-02.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland, that all bids received on September 19, 2002, for Cushman equipment parts and labor for the Division of Motor Vehicle Maintenance, Department of Public Service, pursuant to the authority of Ordinance No. 912-02, passed by the Council of the City of Cleveland on June 17, 2002, be and the same are hereby rejected.

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

Resolution No. 674-02.

By Director Hudecek.

Whereas, pursuant to the authority of Ordinance No. 287-02, passed March 4, 2002 by the Council of the City of Cleveland, and Ordinance No. 1893-02, passed September 23, 2002 by the Council of the City of Cleveland, the Director of Community Development is authorized to enter into contracts with various individuals and/or families for assistance in the financing of housing being acquired in the City of Cleveland in order to improve the economic and general well-being of the people of the City of Cleveland; and

Whereas, the City has established a Housing Advisory Board to review the City's comprehensive affordable housing strategy and various housing assistance programs; and

Whereas, the Housing Advisory Board has reviewed and approved the proposed mortgage loan and/or grant assistance to home buyers program; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 287-02, passed by the Council of the City of Cleveland on March 4, 2002, and Ordinance No. 1893-02, passed by the Council of the City of Cleveland on September 23, 2002, this Board of Control hereby approves Five Thousand Dollars (\$5,000.00) as the amount of the Mortgage Loan to Stanley Halton, 863 Thornhill Drive, Cleveland, Ohio, as approved by the Housing Advisory Board on July 16, 2002 and ratified on September 17, 2002.

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

Resolution No. 675-02.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 110-27-083 located at 12303 Phillips Avenue in Ward 9; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976 authorizes the Commissioner of Purchases and Supplies,

when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels to adjacent or abutting landowners; and

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

Whereas, the following conditions exist:

1. The member of Council from Ward 9 has consented to the proposed sale;

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

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Andrew Roberts for the sale and development of Permanent Parcel No. 110-27-083 located at 12303 Phillips Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

Resolution No. 676-02.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 025-04-009 located at Allien Avenue in Ward 21; and

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

Whereas, Kamms Plaza Shopping Center LLC, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 21 has consented to the proposed sale;

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

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Kamms Plaza Shopping Center LLC for the sale and development of Permanent Parcel No. 025-04-009 located at Allien Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

Resolution No. 677-02.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 008-01-101 located at Barber Avenue in Ward 14; and

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

Whereas, Carol A. Bunch, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

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

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

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Carol A. Bunch for the sale and development of Permanent Parcel No. 008-01-101 located at Barber

Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchito, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

Resolution No. 678-02.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 007-23-014 located at 2604 Barber Avenue in Ward 14; and

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

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

Whereas, the following conditions exist:

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

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

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with with Ruza Luketic for the sale and development of Permanent Parcel No. 007-23-014 located at 2604 Barber Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchito, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

Resolution No. 679-02.

By Director Fumich.

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to Ordinance No. 787-02 passed by the Council of the City of Cleveland on June 10, 2002, the firm of Marlene C. Stoiber dba MCS Consulting Service is hereby selected upon the nomination of the Director of Aging from a list of qualified firms available for such employment and determined after a full and complete canvass by the Director of Aging as the firm of consultants to be employed by contract for developing a strategic plan for the delivery of services to seniors, to meet unmet needs and to develop a coordinated service delivery system, for the Department of Aging.

Be it further resolved, that the Director of Aging hereby is authorized to enter into a written contract with Marlene C. Stoiber dba MCS Consulting Service, based upon its proposal dated September 13, 2002, which contract shall be prepared by the Director of Law and shall include such additional provisions as he and the Director of Aging deem necessary to benefit and protect the public interest.

The compensation to the consultant shall be Forty Five Thousand Four Hundred Eighty Two and no/100 Dollars (\$45,482.00).

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchito, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Sims, Fumich and Taylor.

Nays: None.

Absent: None.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

REYNALDO GALINDO,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 4, 2002

9:30 A.M.

Calendar No. 02-286: 2074 West 25th Street (Ward 14)

Melvin S. and Daryl B. Ross, owners, and Natalie Roelle, tenant, appeal to change the use of an existing 960 linear sq. ft. design studio building into a tattoo shop all situated on a 36' x 111' parcel located in a General Retail Business District on the west side of West 25th Street at 2074 West 25th Street; said change of use being contrary to the Specific Use Requirements, where the proposed use abuts a residential district, is within 1000' of Dunbar Elementary School, St. Wendelin's School, St. Ignatius High School, Trinity Lutheran Preschool, a preschool abutting the United Building, St. Wendelin's Church, Trinity Evangelical Lutheran Church, St. Ignatius High School Chapel (St. Mary's Church), and El Buono Pastor Church on West 25th Street, and tattoo parlors, where permitted, must be 1000' from a Residence District, Elementary or Secondary School, Church, Playground, Recreation Center, Day Care or Community Center as stated in Section 347.12(b)(1) of the Codified Ordinances.

Calendar No. 02-287: 9600 Lorain Avenue (Ward 18)

Sunbeam Partners, owner c/o Mark Heyduk, appeal to change the use of an existing 3,900 sq. ft. one-story retail building into an auto detailing school all situated on an approximate 137' x 200' irregular shaped parcel located in a General Retail Business District on the north side of Lorain Avenue at 9600 Lorain Avenue; said change of use being contrary to the Business District Requirements of Section 343.11, where an auto laundry is required to be 100' from a residential district and the proposed site abuts a residential district at the rear of the property and contrary to the Off-Street Parking and Loading Requirements, where 8 parking spaces are credited and 22 are required, leaving a total of 14 parking spaces required as stated in Section 349.04(c)(g) of the Codified Ordinances.

Calendar No. 02-288: 770 East 185th Street (Ward 11)

Musca Properties LLC c/o Joe Musca, owner, and Al Bucco, tenant, appealed to change the use of an existing 50' x 72' one-story bowling alley building into a nightclub and dance hall under Calendar No. 01-301 and were denied and now appeal to change the use of an existing 50' x 72' one-story restaurant building into a restaurant/nightclub with live entertainment all situated on an approximate 157' x 220' irregular shaped parcel located in a Local Retail Business District on the west side of East 185th Street at 770 East 185th Street; said change of use being contrary to the Business District Regulations of Section 343.01(b)(2)(f), where a nightclub is not permitted in a Local Retail

District but first permitted in a General Retail Business District as stated in Section 343.11 and contrary to the Specific Use Regulations of Section 347.03, where no entrance to a dance hall shall be less than 400' from a school premises and Perry Elementary School abuts the property in question and Section 347.12(a), where a nightclub, dance hall and game rooms all must be more than 500' from a Residential District and School and the property in question abuts a Residential District and Oliver Hazard Perry Elementary School & Playground and the proposed use is 250' away from Helping Hands Day Care Center & Preschool at 798 East 185th Street and contrary to the Landscaping and Screening Requirements, where a 6' wide frontage strip is required separating the parking lot from the street and a 10' wide transition strip is required separating the use from the Residential District as stated in Sections 352.08 through 352.11 of the Codified Ordinances.

Calendar No. 289: 2262 West 5th Street (Unit #12) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2262 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,552 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 290: 2266 West 5th Street (Unit #11) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2266 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,140 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 291: 2272 West 5th Street (Unit #10) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2272 West 5th

Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,140 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 292: 2278 West 5th Street (Unit #9) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2278 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,140 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 02-293: 2282 West 5th Street (Unit #8) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2282 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,140 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 02-294: 2286 West 5th Street (Unit #7) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2286 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,140 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10'

aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 02-295: 2292 West 5th Street (Unit #6) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2292 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,140 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 02-296: 2298 West 5th Street (Unit #5) (Ward 13)

Lori Properties, owner c/o Douglas Wahl, agent, appeal to construct a 20' x 52' three-story residence townhouse on an approximate 27' x 115' parcel located in a Two-Family District on the west side of West 5th Street at 2298 West 5th Street; said construction being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 1,407 sq. ft. and 1,954 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(a), where no building shall be erected less than 10' from a building on an adjoining lot and the proposed interior side yard setback is 0' and no interior side yard setback shall be less than 3' and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 02-297: 3855 Ridge Road (Ward 16)

Lots Real Estate, Inc., owner c/o Brian Alley, agent, appeals under the authority of Section 329.02(c), where the appellant has the right to appeal to the Board of Zoning Appeals from a violation notice issued September 24, 2002 by the Department of Community Development and the Division of Building under Section 327.02(C) of the Codified Ordinances, where there shall be no substitution in the use of any building or premises and no extension of any existing use, nor shall any premises be occupied for any new use until a certificate of occupancy has been issued and discontinue illegal parking of semi-trucks and trailers in the General Retail Business District; the remaining of the said violations are contrary to the Board of Building Standards and Appeals Sections as stated in the Codified Ordinances.

Calendar No. 02-298: 1810 Lamaille Court (Ward 14)

Richard Russ, owner, appeals to construct a 20' x 31' two-story one family house on an approximate 30' x 116' parcel located in a Multi-Family District on the north side of Lamaille Court at 1810 Lamaille Court; said construction being contrary to

the Residential District Requirements of Section 337.23(a), where an accessory garage shall be placed on the rear half of the lot and 18" from the property line and 10' from the neighbor's dwelling on the adjacent lot and contrary to the Area Requirements of Section 355.04, where the minimum lot size for a one family residence is 4,800 sq. ft. and 3,450 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.09(2)(b), where the proposed interior side yard setback is 15" and 3' is required and 10' aggregate as stated in Section 357.09(2)(b) of the Codified Ordinances.

Calendar No. 02-299: 12512 Miles Avenue (Ward 2)
 Carol Williams, owner, appeals to install approximately 156 linear feet of 5' high ornamental fencing to the front perimeter of an approximate 45' x 200' parcel located in a General Retail Business District on the south side of Miles Avenue at 12512 Miles Avenue; said installation being contrary to the Fence Regulations, where in a General Retail Business District fences in the actual front yards shall not exceed 4' in height as stated in Section 358.05(a)(2) of the Codified Ordinances.

Calendar No. 02-300: 2165 East 89th Street (Ward 6)
 E.F. Boyd & Sons, owner, and Donald Geitz, agent, appeal to construct an approximate 65' x 126' two-story funeral home building attached to the rear of an existing chapel all situated on an approximate 271' x 390' irregular shaped parcel located in a Local Retail Business District and a General Retail Business District on the south side of East 89th Street at 2165 East 89th Street; said construction being contrary to the Business District Requirements of Section 343.01, where funeral homes are not permitted in a Local Retail Business District but first permitted in a General Retail Business District as stated in Section 343.11 and contrary to the Yards and Courts Requirements of Section 357.07(a), where a 2' specific setback is proposed and 10' is required and contrary to the Landscaping and Screening Requirements of Section 352.10 where a 6' landscape strip is required along Cedar Avenue and East 89th Street between the streets and the parking lot and contrary to the Sign Regulations of Section 350.04, where a separate permit is required for a sign and an expansion of a nonconforming use requires the Board of Zoning Appeals approval as stated in Section 359.01 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
 Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 21, 2002

At the meeting of the Board of Zoning Appeals on Monday, October 21, 2002, the following appeals were heard by the Board:

The following appeals were **Approved:**

Calendar No. 02-275: 6825 Colfax Road
 Laverne Milligan appealed to construct a 27'-6" x 60' two-story, four dwelling unit apartment building on a 50' x 160' parcel in a Two-Family District; subject to submission of modified plan.

Calendar No. 02-277: 3375 West 88th Street
 George and Lillian Dreamer appealed to construct a 22' x 22' one-story gable roof garage to the rear of a 35' x 96' parcel in a Two-Family District.

Calendar No. 02-278: 5317 Magnet Avenue
 James J. Malloy appealed to install 90 linear feet of 4' high chain link fencing with a gate and 120 linear feet of 5' high chain link fencing around the perimeter of a 42' x 120' corner parcel in a Two-Family District.

The following appeal was **Denied:**

Calendar No. 02-274: 4391 West 182nd Street
 Larry Wimberly appealed to construct a 20' x 30' reverse gable, two car garage to the rear of a 20' x 20' garage on a 50' x 180' parcel in a One-Family District.

The following appeals were **Postponed:**

Calendar No. 02-215: 1845 West 45th Street postponed to November 11, 2002.

Calendar No. 02-276: 5800-34 Storer Avenue postponed to November 18, 2002.

The following appeals were **Withdrawn:**

None.

On Monday, October 21, 2002, in Executive Session:

The following appeals were heard by the Board on Monday, October 14, 2002, and said decisions were adopted and approved in Executive Session on October 21, 2002:

The following appeals were **Approved:**

Calendar Nos. 02-248 to 02-253: 3103-3119 Clinton Avenue
 West 32nd Clinton LLC appealed to construct a 22' x 25' single family 3-story, frame dwelling unit, (Bldg. "C"), with a roof deck level and a 20' x 22' attached garage on a 28' x 64' parcel and an overall 186' x 205' parcel in a Residence Industry District.

Calendar Nos. 02-254 to 02-256: 1513-1517 West 32nd Street
 West 32nd Clinton LLC appealed to construct a 22' x 25' single family 3-story, frame dwelling unit, (Bldg. "B"), with a roof deck level and a 20' x 22' attached garage on a 25' x 62' parcel and an overall 186' x 205' parcel in a Residence Industry District in a Residence Industry District.

Calendar Nos. 02-257 to 02-261: 3110-3118 Vine Court

West 32nd Clinton LLC appealed to construct a 22' x 25' single family 3-story, frame dwelling unit, (Unit "A"), with a roof deck level and a 20' x 22' attached garage on a 25' x 62' parcel and an overall 186' x 205' parcel in a Residence Industry District.

Calendar No. 02-265: 1519 West 32nd Street

West 32nd Clinton LLC appealed to use a 25' x 62' parcel of an overall 186' x 205' parcel as a common area and a parking lot in a Residence Industry District.

Calendar No. 02-264: 2395 Tremont Avenue

Mustfa E. Ayad, owner, and ZiZi Properties, prospective purchaser, appealed to construct six 18' x 32' single family 3-story, frame townhouse dwelling units, with units 1 & 2 having a 20' x 23' attached garage and 4 units having a 12' x 32' attached garage on a 63' x 198' parcel in a Two-Family District.

Calendar No. 02-269: 4251-57 Rocky River Drive

Vincent Gonzalez, owner, appealed to expand a 49' x 72' two-story brick, 4 dwelling unit and 3 stores building to include after business hours holistic classes in a Two-Family District.

Calendar No. 02-272: 4365 West 145th Street

Charles Pavlik appealed to install 43 linear feet of 6' high board-on-board wood fencing on the north and south side of a 45' x 109' parcel in a One-Family District.

The following appeal was **Denied:**

Calendar No. 02-270: 17510 Lorain Avenue

Charles Piscatelli, owner, and Daniel Gerber, prospective purchaser, appealed to establish the use of a one-story masonry building as an auto repair building in a Shopping Center District.

Motion for Reconsideration **Granted:**

Calendar No. 02-271: 17600 Lakeshore Boulevard

Ante Susnjara, owner, and Sarah Kennedy, prospective purchaser, appealed to establish the use of a one-story masonry service station building as an auto repair garage in a Multi-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 advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the Office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

THURSDAY, NOVEMBER 7, 2002

Remanufactured Auto/Light Truck Transmission, for the Division of Motor Vehicle Maintenance, Department of Public Service, as

authorized by Ordinance No. 2028-01, passed by the Council of the City of Cleveland, February 11, 2002.

October 16, 2002 and October 23, 2002

FRIDAY, NOVEMBER 8, 2002

Purchase of Shop and Diagnostic Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1424-02, passed by the Council of the City of Cleveland, July 17, 2002.

October 16, 2002 and October 23, 2002

WEDNESDAY, NOVEMBER 13, 2002

Turbine Emission Testing, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 586-02, passed by the Council of the City of Cleveland, June 10, 2002.

THERE WILL BE A MANDATORY PRE-BID MEETING HELD AT 2:00 P.M. ON THURSDAY, OCTOBER 31, 2002 AT CLEVELAND PUBLIC POWER, LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Paper Products, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 2357-01, passed by the Council of the City of Cleveland, April 22, 2002.

THERE WILL BE A MANDATORY PRE-BID MEETING HELD AT 10:00 A.M. ON THURSDAY, OCTOBER 31, 2002 AT CLEVELAND PUBLIC POWER, LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

October 16, 2002 and October 23, 2002

WEDNESDAY, NOVEMBER 6, 2002

Mall B — Hanna Pavilion Electrical & Misc. Improvements, for the Division of Research, Planning and Development, Department of

Parks, Recreation and Properties, as authorized by Ordinance No. 79-01, as amended by Ordinance No. 1077-01, as amended by Ordinance No. 1822-01, as amended by Ordinance No. 1397-01, passed by the Council of the City of Cleveland, May 21, 2001, June 19, 2001, September 24, 2001 and July 17, 2002, respectively.

THERE WILL BE A PRE-BID MEETING ON WEDNESDAY, OCTOBER 30, 2002 AT 10:00 A.M., LOCATED AT MALL B — HANNA PAVILION, CLEVELAND, OHIO 44114.

THERE WILL BE A REFUNDABLE FEE OF TWENTY-FIVE DOLLARS (\$25.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

1481 Addison Road Asbestos Abatement, for the Division of Building and Housing, Department of Community Development, as authorized by Ordinance No. 130-02, passed by the Council of the City of Cleveland, April 1, 2002.

October 23, 2002 and October 30, 2002

WEDNESDAY, NOVEMBER 13, 2002

Automated Fuel Dispensing System, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1424-02, passed by the Council of the City of Cleveland, July 17, 2002.

HVAC/R Materials and Equipment, for the Division of Property Management, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1116-02, passed by the Council of the City of Cleveland, June 17, 2002.

One (1) Cab/Chassis with 5th Wheel, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1262-02, passed by the Council of the City of Cleveland, July 17, 2002.

October 23, 2002 and October 30, 2002

**Certified MBEs and FBE
Reporting Period: Third Quarter, 2002**

Pursuant to Chapter 187 of the Codified Ordinances of the City Of Cleveland, Ohio, listed below are the firms that have been certified as Minority Business Enterprises (MBEs) and Female Business Enterprises (FBEs) by the Mayor's Office of Equal Opportunity during the Third Quarter of 2002.

Company	MBE/FBE	Cerdate	Description
Abele Davis Corp.	FBE	7/1/2002	Law enforcement supplies
Abramo Construction, Inc.	FBE	9/24/2002	General contractor specializing in concrete work, culverts, site utilities, excavation, demolition, pre-engineered buildings
Action Travel Center, Inc.	FBE	7/3/2002	Full service travel agency including business travel management services
Alarm Core	MBE	7/8/2002	Security: security officers, couriers, private investigators, transportation, night watchmen; also, pre-employment & tenant screening; security cleaning of buildings
Application Design Consultants	MBE	9/14/2002	Computer consulting services, sale of hardware and software as applicable to design; provide systems evaluation

Applied Laser Technologies	FBE	9/12/2002	Laser & inkjet printer sales, service and supplies
Artisan Electrical Contractors	MBE	8/21/2002	Electrical contractor
BAT Associates, Inc.	MBE	7/18/2002	Engineering services: hazardous waste mgmt., environmental engineering, underground storage tank mgmt., hydraulic and water resource engineering, civil & structural engineering
Brenda Kroos Gallery of Cleveland, Inc.	FBE	7/1/2002	Art sales and consulting; installation and framing
Broma Information Technology, LLC	MBE	7/9/2002	Information technology, construction professional services, business assessment, project management, internet & intranet assessment, technology training and support
CAG Xchange Janitorial Services, Inc.	MBE	9/12/2002	Clean residential and commercial facilities
Cahlik Electric, Inc.	FBE	8/9/2002	Electrical contractor
Calvin Singleton & Associates	MBE	8/6/2002	Architecture, planning and construction management
Career Connections Staffing Services, Inc.	FBE	9/4/2002	Professional employee services specializing in information technology and medical staffing
Carnegie Plastics Cabinetry, Inc.	MBE	7/25/2002	Manufacturer specializing in custom laminated and solid surface countertops, cabinets, vanities and shelving for commercial and residential customers
Central Engineering, Inc.	MBE	7/1/2002	Civil engineer: Highway & bridge design; utility design including water sewer, drainage, structures, bridge & construction inspection & surveying
Chaves & Associates	FBE	9/27/2002	Document control management, contract administration, administrative and secretarial functions
Chem-Ty Environment, Inc.	MBE/FBE	7/25/2002	Asbestos mitigation, lead abatement, underground storage tank installer, environmental assessments & related services; contractor specializing in rehab, retrofit, rehang doors, glass block, windows, ductwork, drywall, floors, pour concrete for walkways
City Blue Printing Co.	FBE	9/11/2002	Reprographics, blueprints, copying, mounting, lamination
Coleman Trucking, Inc.	MBE	9/28/2002	Asbestos abatement contractor including consulting, inspection for encapsulation and removal; lead abatement, mechanical dismantling and interior wrecking
Cosmos Industrial Services, Inc.	FBE	9/4/2002	Industrial painting and sheeting
Cynergies Technology Solutions, Inc.	FBE	9/24/2002	Information technology solutions and staffing, temporary and permanent
Daniel's Electric & Construction, Inc.	MBE	7/6/2002	General contractor doing business as electric contractor for heating, air conditioning, installation and repairs, including refrigeration
David G. Hill, & Associates, Co., LPA	MBE	8/15/2002	Legal services
Decknicians, Inc.	FBE	7/9/2002	General contractor specializing in rehabs, fire restoration and decks
DePaul-Williams Properties, LLC	MBE	9/30/2002	General contractor specializing in rehab; residential and commercial; landscaping and snowplowing
Designer Walls, Inc.	FBE	8/25/2002	Commercial painting and wallcovering contractor
Development & Management Co., Inc.	MBE	8/9/2002	Contractor specializing in rehab-commercial and construction management
E-ProToCall Marketing Solutions	MBE/FBE	7/3/2002	Marketing consultant including community services, events & media planner, public relations, public service and promotions
E.B. Advanced, P.C.	MBE	8/29/2002	Consultant: Engineering services
EdArch Associates	MBE	9/12/2002	Construction consulting and management services
Empigard Metal Finishing, Inc.	MBE	9/16/2002	Electroplating of steel parts; laminates for windows for security protection, insulation, ultraviolet radiation
English Concessions dba Fins & Feathers, Inc.	MBE	9/27/2002	Institutional and social catering; food distribution, concession management
Erie Shores Computer, Inc.	MBE	9/28/2002	Sales, service and support of computer hardware, software, training, networks, maintenance, repair and consultation
Ferrous Metal Transfer Co.	MBE	9/25/2002	Trucking: transfer of steel coils, sheets and scrap steel

Firstech, Inc.	MBE	7/12/2002	Environmental analytical laboratory testing and research
Forest City Erectors, Inc.	FBE	8/11/2002	General contractor specializing in crane services, rigging and steel erection
Future Unlimited, Inc.	FBE	9/6/2002	Permanent placement, recruitment and temporary staffing
Gateway Electric, Inc.	MBE	8/6/2002	Electrical contractor
Genley Transfer, Inc.	MBE	8/29/2002	General contractor specializing in demolition, Hauling by dump truck; supplier of aggregates
Haynes Manufacturing Company	FBE	9/15/2002	Manufacturing lubricants: pharmaceutical, food, cosmetics and other related industries
HiMem Computer Consultants, Ltd.	MBE	8/1/2002	Computer consulting & management: web design, hosting & development, networking infrastructure, help desk, cable & technical support
Hooks Concrete Corporation	MBE	8/6/2002	General contractor specializing in concrete, landscaping, fire hydrant repair, underground excavation and by hauling by dump truck
Hunsi Group, Inc.	MBE	7/26/2002	General contractor specializing in rehab
Identipho Company, Ltd.	FBE	7/14/2002	Sales & service of photo id, id systems, cards, badges & id supplies; law enforcement & id software, cameras
Independent Brokers, Inc.	MBE	7/9/2002	Transportation of heavy equipment and services related to heavy equipment
Ink Well, The	MBE/FBE	7/26/2002	Full service printing including binding, die cutting, etc.
Jones Equipment, Inc.	FBE	9/8/2002	Supplier; truck bodies, plows, mowers, spreaders, tools, related parts including service and parts
L.C. Electrical Services	MBE	9/9/2002	Contractor specializing in all levels of electrical work
Laboratory Consultants dba Screening Solution	MBE/FBE	8/29/2002	Drug testing and laboratory testing of specimens; fingerprinting and background checks
Lewis Electric	MBE	8/27/2002	Electrical contractor-install and maintain electrical equipment and devices
Lightning General & Demolition Contractors	MBE	7/26/2002	General contractor specializing in demolition, sewer and rehab of residential buildings; trucking; hauling & asbestos abatement
Lito Trucking, Inc.	MBE/FBE	9/23/2002	Trucking; hauling and dumping services; supplier: aggregates, stone, salt
M. Rivera Construction	MBE	9/24/2002	General contractor specializing in concrete work, pipe insulation and carpentry, interior demolition and construction clean-up
M.J. Industrial Supply	FBE	7/17/2002	Distributor of hardware, abrasives, nut and bolts
Mahoney Design, Inc.	MBE	8/29/2002	Graphic design, digital printing, web design, marketing
Management Security, Inc.	MBE	8/29/2002	Security services for housing developments, construction sites and private individuals
McTech Corp., dba Tech Ready Mix	MBE	7/23/2002	General contractor: highway, street construction, water, sewer, pipeline construction, pavement marking, masonry, stone setting, concrete work, excavation, demolition, trucking, construction material supply, concrete products, ready mix concrete
Meroe Contracting & Supply Co.	MBE	9/12/2002	Field painting of steel, system OZEU, conduits, buildings and bridges; general contractors specializing in concrete, highway & bridge work, underground utility work and engineering
MGL, Inc.	MBE	9/7/2002	Supplier: janitorial and cleaning supplies
Mohawk Re-Bar Services, Inc.	MBE	9/12/2002	Install and fabricate reinforcing bars
New Dimensions	FBE	9/23/2002	Supplier of janitorial products
North American Mechanical	FBE	7/16/2002	Mechanical contractor/HVAC/temperature control
North Coast Business Systems, Inc.	MBE	8/21/2002	Sales & service of facsimile machines and copiers
OCS Process Systems	FBE	9/15/2002	Engineering and installation of food process systems
Ohio Diversified Services	FBE	8/4/2002	General contractor: site work, flagging, demolition, excavation, asphalt, concrete, steel erection, landscaping, painting, carpentry, construction management

Ozanne Construction Co., Inc.	MBE	7/17/2002	General contractor: site facilities and management services; construction management: carpentry and general labor
P & L Industries, Inc.	FBE	9/11/2002	HVAC contractor
Patricia T. Hill, MBA	MBE/FBE	9/5/2002	Insurance: casualty, property, bonds, life, health, group annuities, risk management
Phil & Partners Trucking Corp.	MBE	9/24/2002	Complete trucking: hauling, delivery and transfer service
Plantscaping, Inc.	FBE	8/26/2002	Interior plant and floral contracting and maintenance service
Polk Photography	MBE	9/15/2002	General photography services including stills, weddings, industrial, commercial, and editorials
Pro Construction	MBE	9/24/2002	General highway construction, paving, rigid, grading, site clearing, excavation, embankment, pavement removal, drainage & structures
PS Promotions	FBE	8/24/2002	Advertising and promotional items
Renco Printing, Inc.	FBE	8/6/2002	Commercial printing
Robert P. Madison, Inc.	MBE	8/29/2002	Professional services: architectural; electrical, structural, and engineering
Robin's Trucking & Supply Co.	FBE	8/2/2002	Trucking
Ross-Tek Information Systems, Inc.	MBE	8/29/2002	Consulting and integration computer services including Windows NT, Novell Netware installation and configuration, cabling, project management and technical support services
S.C.A. Electrical Corp.	MBE	8/21/2002	Electrical contractor
Secretariat Company	FBE	8/29/2002	Secretarial services including transcriptions, word processing, correspondence and documentation preparation, editing, copying and fax services
See-Ann-Inc.	FBE	8/8/2002	Furnish and erect structural and miscellaneous fabricated steel
Short Steel Erection, Inc.	MBE	8/21/2002	Contractor: reinforcing steel erection, structural steel erectio & welding; and structural iron jobs
Sierra Lobo, Inc.	MBE	8/15/2002	Engineering Labs: commercial research, professional engineering and cryogenic technology
SMS Business Media, Inc.	FBE	9/15/2002	Supplier: custom business forms
Snavely Construction, Inc.	FBE	8/7/2002	General contractor, construction management and property management
Star Glass and Fine Art	MBE/FBE	8/6/2002	Glass repair, screen repair, framing & matting, table tops, mirrors, prints
Start to Finish, Inc.	MBE	8/27/2002	General contractor specializing in rehab, deck design & installation, carpentry and drywall
TG Consulting, Inc.	FBE	9/16/2002	Scheduling services for construction projects including highway and building
Tower City Title Agency, Inc.	FBE	8/25/2002	Title insurance, searches, filing of mortgage deeds & property reports, escrow
Triple Lady's Agency, Inc. dba TL Express	FBE	9/10/2002	Freight trucking services
Tucker, Young, Jackson, Tull, Inc.	MBE	9/12/2002	Consulting Engineers/designers: highway, electrical, mechanical, structural, civil, environmental, waste and water treatment
Ultra Printing & Design, Inc.	FBE	8/9/2002	Full service printer; offset printing, continuous forms, design, typesetting, illustration, translation
Urban Conservation & Design	FBE	7/31/2002	Consulting services: citizen participation, city planning, historic preservation, urban development
VanHala Industrial Inc.	FBE	8/26/2002	Supplier: digital & bubbler systems, dryers, filters, elements; provide ultrasonic inspection systems
Vital Resources, Inc.	FBE	7/9/2002	Information technologies computer services including project management, software dev., network, analysis, testing, training and programming
Western Reserve Interiors, Inc.	FBE	7/1/2002	General contractor specializing in drywall, metal studs, taping, insulation, carpentry and exterior framing systems
Western Waterproofing Co., Inc.	FBE	9/12/2002	Building restoration, concrete restoration, waterproofing, caulking & dampproofing
Wilkes Mental Health Consultants	MBE	7/26/2002	Psychotherapy: group & individually; corporate & organizational; management & staff development; assessment & staff development; cultural sensitivity training
Wintrow Construction Corp.	FBE	8/8/2002	Full service railroad contractor
Your Construction Co., LLC	MBE	8/21/2002	Commercial, residential and industrial painting

**ADOPTED RESOLUTIONS
AND ORDINANCES**

Res. No. 2036-02.
By Council Member Jones.
An emergency resolution object-
ing to a New C1 Liquor Permit to
4139 Lee Road.

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C1 Liquor Permit at Sheree A. Allen, DBA Turps Megabyte, 4139 Lee Road, Cleveland, Ohio 44128, Permanent Number 0134278; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure pro-

viding for the immediate preservation of the public peace, 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 a New C1 Liquor Permit at Sheree A. Allen, DBA Turps Megabyte, 4139 Lee Road, Cleveland, Ohio 44128, Permanent Number 0134278; 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.

Adopted October 14, 2002.
Effective October 17, 2002.

Res. No. 2037-02.
By Council Member Polensek.
An emergency resolution with-
drawing objection to the renewal of
a D1, D2, D3, D3A and D6 Liquor

Permit at 17910 Lakeshore Boulevard and repealing Resolution No. 1631-01, objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 17910 Lakeshore Boulevard by Resolution No. 1631-01 adopted by the Council on August 15, 2001; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal based upon and pursuant to a cooperation agreement by and through City Council Representative, Michael D. Polensek and Applicant, Mark McGraw, Vice President of C & CS Corner Tavern, Inc., DBA Time Out Grill, 17910 Lakeshore Boulevard, a copy of which is in the file for this address with the City Law Department; and

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

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

Section 1. That objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 17910 Lakeshore Boulevard, be and the same, is hereby withdrawn and Resolution No. 1631-01, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted October 14, 2002.
Effective October 17, 2002.

Ord. No. 1373-02.

By Council Member Cimperman.

An emergency ordinance authorizing the Director of Public Service to issue a permit to the Greater Cleveland Regional Transit Authority to encroach into the public right-of-way of the Central Business District with 47 Information Holders to show RTA Route Changes and to create a permanent RTA Information System in 47 specific areas.

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

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

Section 1. That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to the Greater Cleveland Regional Transit Authority, 1240 West 6th Street, Cleveland, Ohio 44113-1331, its successors and assigns, for the construction, use and maintenance of forty-seven (47) Information Holders, to be attached to RTA-owned poles, to show RTA Route Changes and to create a permanent RTA Information System with a maximum of 47 areas specifically at the locations described as follows:

LOCATION:	DIRECTION:	ROUTE SERVED:
1. 1001 Euclid	W	31X, 35/F, 51X/F*, 55/All*, 65F, 86F, 135, 251, 451
2. 1010 Euclid	E	6, 7F, 9/All, 27F*, 32/All, 35, 51X/F*, 76F, 77F, 97F, 247, 251, 451
3. 1015 Euclid	W	7F, 9/All, 32/All
4. 1228 Euclid	E	7F, a/All, 32/All, 35, 51S/F*, 251, 451
5. 1272 Euclid	E	6, 247
6. 1900 Euclid	E	7F, 9/All, 32/All*, 247
7. 238 Euclid	W	31X, 35/F, 51X/F*, 65F, 86F, 135, 147, 247, 251, 451
8. 238 Euclid	E	6
9. 2800 Euclid	E	6, 247
10. 2901 Euclid	W	6, 247
11. 509 Euclid	W	7F, 9/All, 27F*, 31X, 32/All*, 35F, 51X/F*, 77F, 86F, 135, 251, 451

12. 668 Euclid	E	6, 7F, 9/All, 27F*, 32/All*, 35, 51X/F*, 76F, 77F, 97F, 147, 247, 251, 451
13. 850 Euclid	E	6, 247
14. E. 14 & Prospect	S	27F*, 35, 76F, 77F, 97F
15. E. Roadway & Superior	N	9/All, 27F*, 76X/F*, 77F, 97F
16. Euclid & E. 14	E	27F, 35, 76F, 77F, 97F
17. Euclid & E. 17	W	55/All, , 247
18. Euclid & E. 8	W	7F, 9/All, 27F*, 31X, 32/All*, 35F, 51X/F*, 77F, 86F, 135, 251, 451
19. Euclid & Ontario	E	7F, 9/All, 27F*, 32/All*, 76F, 77F, 97F, 147, 247
20. Euclid & E. 1	E	35, 51X/F*, 251, 451
21. Euclid & E. 12	W	6, 55/All*, 65F, 76F, 97F, 247
22. Euclid & E. 12	E	6
23. Euclid & E. 13	W	7F, 9/All, 27F*, 31X, 32/All*, 35F, 51X/F*, 77F, 86F, 135, 251, 451
24. Euclid & E. 17	W	7F, 9/All, 31X, 32/All*, 35F, 51X/F*, 86F, 135, 251, 451
25. Euclid & E. 21	W	6
26. Euclid & E. 21	E	6, 7F, 9/All, 32/All*, 51X/F*, 247, 251, 451
27. Euclid & E. 4	E	7F, a/All, 27F, 32/All*, 35, 51X/F* 76F, 77F, 97F, 147, 247, 251, 451
28. Euclid & E. 6	W	6, 55/All*, 65F, 76F, 97F, 147, 247
29. Euclid & E. 9	W	6, 27F*, 76F, 77F, 97F, 247
30. Euclid & E. Roadway	E	7F, 9/All, 27F*, 32/All*, 76F, 77F, 97F, 147, 247
31. Euclid & W. Roadway	E	6, 55/All*, 66S
32. Ontario & High	N	19, 23, 35, 51X/F, 65F, 76X, 79/X, 81, 86F, 88X, 97X, 251, 451
33. Ontario & High	S	79/X, 246
34. Ontario & Huron	S	76X, LO 90X
35. Ontario & Lakeside	N	81, 247
36. Ontario & Prospect	S	19, 23, 35/F, 51X/F, 63F, 64F, 65F, 75F, 87F, 96F, 97X, 135, 251, 451
37. Ontario & Rockwell	S	1, 79/X, 247
38. Ontario & St. Clair	N	39All, 77*, 239
39. Ontario & St. Clair	S	77F*, 90X
40. St. Clair & E. 6th	W	1, 8, 14, 15All, 19, 33, 77F*, 90X
41. Superior & E. 3rd	E	31X, 46F, 55All*, 63F, .64F, 75X/F*, 76X/F*, 79/X, 87F, 96F, 97X/F*, 147, 246
42. Superior & E. 6th	E	31X, 46F, 55All*, 63F, 64F, 65F, 75X/F*, 76X/F*, 86F, 87F, 88X, 96F, 97X/F, 246
43. Superior & W. 3rd	E	6, 8*, 20All, 21X, All*, 33*, 147, 326
44. Superior & W. Roadway	E	31X, 46F, 55All, 63F, 64F, 75X/F, 86F, 87F, 96F, 147, 246
45. W. 3 & St. Clair	S	31X, 46F, 55All, 75X
46. W. 3 & Frankfort	S	31X, 45F, 55All, 75X
47. W. 3 & St. Clair	N	1, 75X

Section 2. That said information holders will be placed within the public right-of-way as aforesaid in Section 1., and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction. That all other required permits, including a Building Permit, shall be obtained before said information holders are constructed and hung.

Section 3. That nothing in this ordinance grants or shall be considered a grant to Permittee any right, privilege or permission to use or to attach or affix any objects to poles described in Section 1 of this ordinance.

Section 4. That Administrative Guidelines for all information holders must be followed as approved by the City Planning Commission's Departments which include the Mayor's Streetscape Committee and the Design Review Committee.

Section 5. That the Permittee herein authorized shall reserve reasonable right-of-entry to the City of Cleveland; and that the Permit shall require the Permittee to provide Commercial General Liability Insurance including Completed Operations Coverage, and that Permittee shall maintain the permitted encroachment area, and that the Permittee shall pay any applicable taxes and assessments due and/or owing on the permitted encroachment area. That the Permit shall contain a restrictive provision stating that when the information holders are not being used to advise the public of temporary route changes or stop locations that they shall contain only RTA-related information.

Section 6. That the permit herein authorized shall be prepared by the Director of Law and shall be issued only when, in the opinion of the Director of Law, the City of Cleveland has been properly indemnified against any and all loss which may result from said permit.

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

Passed October 14, 2002.

Effective October 17, 2002.

Ord. No. 1521-02.

By Council Members Coats, Cimperman and Jackson (by departmental request).

An emergency ordinance determining the method of making the public improvement of inspecting and assessing cycle E water tanks; and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is determined to make the public improvement of

inspecting and assessing cycle E water tanks, for the Division of Water, Department of Public Utilities, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

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

Section 3. That the cost of said improvement authorized shall be paid from Fund Nos. 52 SF 001, 52 SF 223, 52 SF 225, 52 SF 227, and from the fund and subfunds to which are credited the proceeds of the sale of future waterworks revenue bonds which are authorized for this purpose, Request No. 122944.

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

Passed October 14, 2002.

Effective October 17, 2002.

Ord. No. 1531-02.

By Council Members Britt, Lewis, White and Jackson (by departmental request).

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, to enact new Sections 141.22 and 141.23 relating to the establishment of the Division of Air Quality; to repeal Section 141.21, as enacted by Ordinance No. 1996-90, passed April 8, 1991; to provide the transfer of funds within the Department of Public Health; and to amend Section 38 of Ordinance No. 469-02, passed April 1, 2002, as amended, 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 upon the concurrence of the Board of Control, as required by Sections 77 and 79 of the Charter of the City of Cleveland, the Division of Air Quality is established and for such purposes the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Sections 141.22 and 141.23, to read, respectively, as follows:

Section 141.22 Division of Air Quality

There is hereby established in the Department of Public Health, a Division of Air Quality to be administered and controlled by the Commissioner of Air Quality, subject to the provisions of the Charter and the ordinances of the City, and to the direction of the Director of Public Health.

Section 141.23 Duties of the Commissioner of Air Quality

The Commissioner of Air Quality shall administer and enforce the ordinances of the City of Cleveland relating to air quality; confer, as appropriate, with State of Ohio and federal agencies in regard to environmental matters; plan, manage and implement divisional air program and policies; develop environmental policy recommendations; supervise the preparation of air pollution permits, including enforcement and compliance monitoring; oversee all relevant environmental issues; supervise enforcement, monitoring, permitting and information control; and perform such other duties as may from time to time be required by ordinance or the Director of Public Health.

Section 2. That, upon the concurrence of the Board of Control, as required by Sections 77 and 79 of the Charter of the City of Cleveland, Section 141.21 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2996-90, passed April 8, 1991, is repealed.

Section 3. That concurrence of the Board of Control shall be evidenced by a certified copy of the resolution of the Board of Control duly filed with the Clerk of Council by the Secretary of the Board of Control immediately upon the adoption of such concurring resolution, which resolution shall be attached by the Clerk of Council to this ordinance.

Section 4. That any references contained in the Codified Ordinances of Cleveland, Ohio, 1976, to the Division or Bureau of Air Pollution Control shall be amended to read "Division of Air Quality". Also, any references contained in the Codified Ordinances of Cleveland, Ohio, 1976, to the Commissioner of Air Pollution Control shall be amended to read "Commissioner of Air Quality" consistent with this ordinance.

Section 5. That the Clerk of Council is authorized, when publishing the Codified Ordinances of Cleveland, Ohio, 1976, and amendments thereto, to change all references to the Division or Bureau of Air Pollution Control to read "Division of Air Quality" and to change all references to the Commissioner of Air Pollution Control to read "Commissioner of Air Quality".

Section 6. That upon the concurrence of the Board of Control to the creation of the Division of Air Quality, the grant proceeds accepted pursuant to Ordinance No. 993-02, passed June 3, 2002, regarding air pollution or air quality that had been designated and appropriated for the Division of Environment and that are unspent or unobligated at the time of the Board of Control concurrence are transferred and appropriated to the Division of Air Quality.

Section 7. That Section 38 of Ordinance No. 469-02, passed April 1, 2002, as amended by Ordinance No. 736-02, passed April 22, 2002, is hereby amended to read as follows:

Section 38. That the appointing authority shall fix the salaries in the following classifications in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. City Comptroller.....	\$42,758.15	\$120,096.28
2. City Treasurer.....	42,758.15	110,858.11
3. Chief Technology Officer.....	45,000.00	135,000.00
4. Commissioner of Accounts.....	40,314.82	115,043.98
5. Commissioner of Administrative Services - Community Development.....	40,314.82	115,043.98
5a. Commissioner of Air Quality.....	42,758.15	120,096.28
6. Commissioner of Architecture.....	42,758.15	128,635.07
7. Commissioner of Assessments and Licenses.....	40,314.82	106,194.45
8. Commissioner of Building and Housing.....	45,201.46	127,674.68
9. Commissioner of Burke Airport.....	40,314.92	106,194.45
10. Commissioner of Cleveland Hopkins International Airport.....	42,758.15	128,635.07
11. Commissioner of Cleveland Public Power.....	45,201.46	127,674.68
12. Commissioner of Convention Center.....	45,201.46	113,868.17
13. Commissioner of Emergency Medical Services.....	42,758.15	120,096.28
14. Commissioner of Engineering and Construction.....	45,201.46	127,674.68
15. Commissioner of Environment.....	42,758.15	120,096.28
16. Commissioner of Health.....	45,021.46	127,674.68
17. Commissioner of House of Corrections.....	40,314.82	106,194.45
18. Commissioner of Information Systems Services.....	52,734.82	127,674.68
19. Commissioner of Motor Vehicle Maintenance.....	40,314.82	115,043.98
20. Commissioner of Neighborhood Development.....	40,314.82	106,194.45
21. Commissioner of Neighborhood Revitalization.....	42,758.15	110,858.11
22. Commissioner of Neighborhood Services.....	42,758.15	110,858.11
23. Commissioner of Park Maintenance and Properties.....	42,758.15	128,635.07
24. Commissioner of Parking Facilities.....	40,314.82	115,043.98
25. Commissioner of Printing and Reproduction.....	40,314.82	115,043.98
26. Commissioner of Property Management.....	45,201.46	127,674.68
27. Commissioner of Purchases and Supplies.....	42,758.15	110,858.11
28. Commissioner of Recreation.....	42,758.15	128,635.07
29. Commissioner of Research/Planning and Development.....	40,314.82	115,043.98
30. Commissioner of Streets.....	40,314.82	115,043.98
31. Commissioner of Traffic Engineering and Parking.....	42,758.15	110,858.11
32. Commissioner of Utilities Engineering.....	42,758.15	106,194.45
33. Commissioner of Utilities Fiscal Control.....	40,314.82	106,194.45
34. Commissioner of Waste Collection and Disposal.....	40,314.82	115,043.98
35. Commissioner of Water.....	45,201.46	150,000.00
36. Commissioner of Water Pollution Control.....	40,314.82	115,043.98
37. Income Tax Administrator.....	42,758.15	120,096.28
38. Manager of Internal Audit.....	40,314.82	106,194.45

Section 7. That Section 38 of Ordinance No. 469-02, passed April 1, 2002, as amended by Ordinance No. 736-02, passed April 22, 2002, is hereby repealed.

Section 8. That one year after passage of this ordinance, the Commissioner of Air Quality shall review the activities of the Division of Air Quality in all matters germane to duties related to air quality, including, but not limited to, planning, managing and implementing divisional air programs and policies; enforcement and compliance monitoring; and other duties required by ordinance or the Director of Public Health. Upon completion of the review, the Commissioner of Air Quality shall submit a report on the state of air quality in the City of Cleveland to the Council Committee on Health and Human Services.

Section 9. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 14, 2002.

Effective October 17, 2002.

Ord. No. 1542-02.

By Council Members Gordon, Cimperman and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contract with Buckeye Area Development Corporation, or its designee, to provide financial assistance in the form of a Community Development Float Loan to partially finance the construction of single-family lease-purchase homes in the Buckeye area.

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 a Community Development Float Loan Agreement with Buckeye Area Development Corporation, or its designee, to provide financial assistance to partially finance the construction of single-family lease-purchase homes in the Buckeye area.

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

Section 3. That the aggregate cost of the agreement referenced above shall not exceed Two Million Dollars (\$2,000,000) and shall be paid from Fund No. 14 SF 810, Request No. 125717.

Section 4. That the Director of Community Development is authorized to accept collateral as she shall deem adequate in order to secure repayment of said loan. Any and all security instrument agreements or other agreements shall be prepared and approved by the Director of Law.

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

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

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

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

Passed October 14, 2002.
Effective October 17, 2002.

Ord. No. 1884-02.

By Council Members Coats and Jackson (by departmental request).

An emergency ordinance approving amendments to the Plan of Operation and Governance for the City's electric aggregation program.

Whereas, the City of Cleveland created a retail electric aggregation program to authorize the City to combine the electric loads of its residents and businesses for the purpose of seeking cheaper sources of electricity for such customers; and

Whereas, under Ordinance No. 1960-2000, passed November 20, 2000, this Council approved a Plan of Operation and Governance for the aggregation program, as required by Section 4928.20(C) of the Ohio Revised Code; and

Whereas, this Council has determined to amend the Plan of Operation and Governance to comply with the final aggregation rules issued by the Public Utilities Commission of Ohio; 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 approves the Amended Plan of Operation and Governance contained in File No. 1884-02-A for the implementation and administration of the City's electric aggregation program under Section 4928.20(C) of the Ohio Revised Code.

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

Passed October 14, 2002.
Effective October 17, 2002.

Ord. No. 2032-02.

By Council Member Cimperman.

An emergency ordinance to amend Section 2 of Ordinance No. 606-02, passed April 1, 2002 relating to an agreement with Sculpture Center, through the use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That Section 2 of Ordinance No. 606-02, passed April 1, 2002, are hereby amended to read as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed \$8,390 and shall be paid from Fund No. 10 SF 166.

Section 2. That Section 2 of Ordinance No. 606-02, passed April 1, 2002, 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.

Passed October 14, 2002.
Effective October 17, 2002.

Ord. No. 2033-02.

By Council Member Cimperman.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to The Historic Warehouse District to hang five banners on W. 6th St., Lakeside Ave., & St. Clair Ave., using Cleveland Public Power utility poles (by separate permission) publicizing their special event for the period of October 10, 2002 to December 31, 2002, inclusive.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to The Historic Warehouse District, 614 Superior Avenue NW, Suite 714, Cleveland, Ohio 44113, to install, maintain and remove 5-banners to be hung on Cleveland Public Power utility poles, (by separate permission), for the period of October 10, 2002 to December 31, 2002, inclusive, publicizing their special event, and which banners are to be placed at the following pole locations and on the following pole numbers: West 6th Street; S.W. Corner of Johnson Ct., No Tag; SW Corner of Lakeside Ave., No Tag; Lakeside Avenue; SE Corner of West 6th St., No Tag; SE Corner of West 4th St., No Tag; St. Clair Avenue; NW Corner of West 4th St.; and which pole and banner locations shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be placed must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

Passed October 14, 2002.
Effective October 17, 2002.

Ord. No. 2034-02.
By Council Member Cimperman.
An emergency ordinance consent-
ing and approving the issuance of a
permit for the Walk As-One/Rock-
As-One Walkathon on May 3, 2003,
sponsored by The National Con-
ference for Community and Justice.

Whereas, this ordinance consti-
tutes an emergency measure provid-
ing for the usual daily operation of
a municipal department; now, there-
fore,

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

Section 1. That pursuant to Sec-
tion 411.06 of the Codified Ordi-
nances of Cleveland, Ohio 1976, this
Council consents to and approves
the holding of the Walk-as-
One/Rock-As-One-Walkathon, spon-
sored by The National Conference
for Community and Justice, on May
3, 2003, beginning at The Rock and
Roll Hall of Fame and Museum
Plaza at East 9th, south on East 9th
to Superior, west on Superior to
West 6th, north on West 6th to
Lakeside, east on Lakeside to West
3rd, north on West 3rd behind
Browns Stadium, east behind
Browns Stadium to Harbor Walk-
way, east on Harbor Walkway to
East 9th, north on East 9th to The
Rock and Roll Hall of Fame and
Museum Plaza, provided that the
applicant sponsor shall meet all the
requirements of Section 411.05 of the
Codified Ordinances of Cleveland,
Ohio, 1976. Streets may be closed as
determined by the Chief of Police
and safety forces as may be neces-
sary in order to protect the partici-
pants in the event. Said permit shall
further provide that the City of
Cleveland shall be fully indemnified
from any and all liability resulting
from the issuance of the same, to
the extent and in form satisfactory
to the Director of Law.

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

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

Passed October 14, 2002.
Effective October 17, 2002.

Ord. No. 2035-02.
By Council Member Zone.
An emergency ordinance authoriz-
ing and directing the Director of
Public Service to issue a permit to
stretch a banner at 7719 Detroit
Avenue, for the period from October
14, 2002 to October 21, 2002, inclu-
sive, publicizing Lead Poisoning
Prevention Campaign.

Whereas, this ordinance consti-
tutes an emergency measure provid-
ing for the usual daily operation of
a municipal department; now, there-
fore,

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

Section 1. That notwithstanding
the provision of Section 623.13 of the
Codified Ordinances, of Cleveland,
Ohio, 1976, the Director of the
Department of Public Service is
hereby authorized and directed to
issue a permit to the Department of
Public Health to install, maintain
and remove a banner at 7719 Detroit
Avenue, for the period from October
14, 2002 to October 21, 2002, inclu-
sive. Said banner shall be approved
by the Director of Public Service, in
consultation with the Director of
Public Safety, as to type, method of
affixing and location so as not to
interfere with any sign erected and
maintained under the requirements
of law or ordinance. The permission
of the owner of any pole from which
a banner will be hung must be
obtained prior to issuance of the
permit. No commercial advertising
shall be printed or permitted on said
banner and said banner shall be
removed promptly upon the expira-
tion of said permit.

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

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

Passed October 14, 2002.
Effective October 17, 2002.

COUNCIL COMMITTEE
MEETINGS

Monday, October 21, 2002
9:00 A.M.

Public Parks, Property & Recrea-
tion Committee: Present: Johnson,
Chair; White, Vice Chair; Rybka,
Sweeney, Jones. Excused: Cimper-
man, Dolan.

11:00 A.M.

Public Service Committee: Present:
Sweeney, Chair; Jones, Vice Chair;
White, O'Malley, Zone, Cimperman,
Brady, Johnson. Excused: Polensek.

2:00 P.M.

Finance Committee: Present: Jack-
son, Chair; Sweeney, Vice Chair;
Westbrook, Gordon, Reed, White,
O'Malley, Coats, Britt, Brady, Scott.

Tuesday, October 22, 2002
1:30 P.M.

Legislation Committee: Present:
White, Chair; Scott, Vice Chair; Gor-
don, Dolan, Westbrook, Rybka.
Absent: Johnson.

Wednesday, October 23, 2002
9:00 A.M.

Public Safety Committee: Present:
Reed, Chair; Britt, Vice Chair; Coats,
Brady, Jones, Zone, White, Conwell.
Excused: Cimperman.

11:00 A.M.

Public Utilities Committee: Pre-
sent: Coats, Chair; O'Malley, Vice
Chair; Brady, Zone, Cintron, West-
brook, Sweeney. Excused: Polensek,
Jones.

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

Appreciation

Miley, Linda L. (R 2087-02) 2288

Appropriations

Appropriations — (\$700,000) — Enterprise Funds (O 2024-02) 2300

Banners

Grace Hospital (a Cleveland Clinic Health System Affiliate) — location/identification
— W. 14th St. (O 1528-02) 2299
Historic Warehouse District, The — special event (O 2033-02) **2314**
Lead Poisoning Prevention Campaign — Department of Public Health
(O 2035-02)..... **2315**
Lead Poisoning Prevention Campaign — Public Health (Ward 7) (O 2073-02)..... 2296

Board of Control — Aging Department

Senior Services Plan and Delivery system, development — contract per Ord. 787-02 to Marlene C. Stoiber, d.b.a., MCS Consulting Service (BOC Res. 679-02)	2303
--	------

Board of Control — Cleveland Public Power Division

High voltage static pipe-type transmission cable, maintenance of — contract per Ord. 1052-01 to W.A. Chester, L.L.C. — Dept. of Public Utilities (BOC Res. 670-02)	2301
High voltage static pipe-type transmission cable, maintenance of — per Ord. 1052-01 - bids rejected — Dept. of Public Utilities (BOC Res. 671-02)	2301

Board of Control — Community Development Department

Allien Avenue (Ward 21) — PPN 025-04-009 — to Kamms Plaza Shopping Center LLC (BOC Res. 676-02)	2302
Barber Avenue, 2604 (Ward 14) — PPN 007-23-014 — to Ruza Luketic (BOC Res. 678-02)	2303
Barber Avenue (Ward 14) — PPN 008-01-101 — to Carol A. Bunch (BOC Res. 677-02)	2302
Phillips Avenue, 12303 (Ward 9) — PPN 110-27-083 — to Andrew Roberts (BOC Res. 675-02)	2302

Board of Control — Housing Advisory Board

Halton, Stanley — 863 Thornhill Drive — mortgage loan / grant assistance (BOC Res. 674-02)	2302
---	------

Board of Control — Land Reutilization Program

Allien Avenue (Ward 21) — PPN 025-04-009 — to Kamms Plaza Shopping Center LLC (BOC Res. 676-02)	2302
Barber Avenue, 2604 (Ward 14) — PPN 007-23-014 — to Ruza Luketic (BOC Res. 678-02)	2303
Barber Avenue (Ward 14) — PPN 008-01-101 — to Carol A. Bunch (BOC Res. 677-02)	2302
Phillips Avenue, 12303 (Ward 9) — PPN 110-27-083 — to Andrew Roberts (BOC Res. 675-02)	2302

Board of Control — Land Reutilization Program (Ward 9)

Phillips Avenue, 12303 (Ward 9) — PPN 110-27-083 — to Andrew Roberts (BOC Res. 675-02)	2302
---	------

Board of Control — Land Reutilization Program (Ward 14)

Barber Avenue, 2604 (Ward 14) — PPN 007-23-014 — to Ruza Luketic (BOC Res. 678-02)	2303
Barber Avenue (Ward 14) — PPN 008-01-101 — to Carol A. Bunch (BOC Res. 677-02)	2302

Board of Control — Land Reutilization Program (Ward 21)

Allien Avenue (Ward 21) — PPN 025-04-009 — to Kamms Plaza Shopping Center LLC (BOC Res. 676-02)	2302
--	------

Board of Control — Motor Vehicle Maintenance Division

Cushman equipment parts and labor — per Ord. 912-02 — all bids rejected — Dept. of Public Service (BOC Res. 673-02)	2302
--	------

Board of Control — Professional Service Contracts

Senior Services Plan and Delivery system, development — contract per Ord. 787-02 to Marlene C. Stoiber, d.b.a., MCS Consulting Service — Dept. of Aging (BOC Res. 679-02)	2303
---	------

Board of Control — Public Improvement Contracts

Sewers, replacement, rehabilitation and repair — contract per Ord. 1073-02 to Nerone & Sons, Inc. — Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 672-02)..... 2301

Board of Control — Public Service Department

Cushman equipment parts and labor — per Ord. 912-02 — all bids rejected — Division of Motor Vehicle Maintenance (BOC Res. 673-02)..... 2302

Board of Control — Public Utilities Department

High voltage static pipe-type transmission cable, maintenance of — contract per Ord. 1052-01 to W.A. Chester, L.L.C. — Division of Cleveland Public Power (BOC Res. 670-02) 2301
 High voltage static pipe-type transmission cable, maintenance of — per Ord. 1052-01 — bids rejected — Division of Cleveland Public Power (BOC Res. 671-02) 2301
 Sewers, replacement, rehabilitation and repair — contract per Ord. 1073-02 to Nerone & Sons, Inc. — Division of Water Pollution Control (BOC Res. 672-02) 2301

Board of Control — Requirement Contracts

High voltage static pipe-type transmission cable, maintenance of — contract per Ord. 1052-01 to W.A. Chester, L.L.C. — Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 670-02)..... 2301

Board of Control — Water Pollution Control Division

Sewers, replacement, rehabilitation and repair — contract per Ord. 1073-02 to Nerone & Sons, Inc. — Dept. of Public Utilities (BOC Res. 672-02) 2301

Board of Zoning Appeals — Schedule

West 25th Street, 2074, (Ward 14) – Melvin S. and Daryl B. Ross, owners and Natalie Roelle, tenant — appeal to be heard on 11/4/02 (Cal. 02-286)..... 2303
 Lorain Avenue, 9600, (Ward 18) – Sunbeam Partners, owner c/o Mark Heyduk — appeal to be heard on 11/4/02 (Cal. 02-287) 2303
 East 185th Street, 770, (Ward 11) – Musca Properties, LLC, c/o Joe Musca, owner and Al Bucco, tenant — appeal to be heard on 11/4/02 (Cal. 02-288) 2303
 Miles Avenue, 12512, (Ward 2) – Carol Williams, owner — appeal to be heard on 11/4/02 (Cal. 02-299)..... 2305
 East 89th Street, 2165, (Ward 6) – E.F. Boyd & Sons, owner and Donald Geitz, agent — appeal to be heard on 11/4/02 (Cal. 02-300) 2305
 West 5th Street, 2262 (Unit #12), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-289) 2304
 West 5th Street, 2266 (Unit #11), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-290) 2304
 West 5th Street, 2272 (Unit #10), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-291) 2304
 West 5th Street, 2278 (Unit #9), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-292) 2304
 West 5th Street, 2282 (Unit #8), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-293) 2304
 West 5th Street, 2286 (Unit #7), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-294) 2304
 West 5th Street, 2292 (Unit #6), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-295) 2304
 West 5th Street, 2298 (Unit #5), (Ward 13) – Lori Properties, owner, c/o Douglas Wahl, agent — appeal to be heard on 11/4/02 (Cal. 02-296) 2304
 Ridge Road, 3855, (Ward 13) – Lots Real Estate, Inc., owner c/o Brian Alley, agent — appeal to be heard on 11/4/02 (Cal. 02-297) 2304
 Lamaille Court, 1810, (Ward 13) – Richard Russ, owner — appeal to be heard on 11/4/02 (Cal. 02-298)..... 2304

Bonds

District One Public Works Integrating Committee — state funding — infrastructure capital improvement projects (O 1980-02) 2300

Bridges

Broadway Avenue Bridge — replace surface (O 1261-02).....2298

Buckeye Area Development Corporation

Single-family lease-purchase homes — Community Development Float loan — Buckeye Area
(O 1542-02).....**2314**
Woodhill Rd. — Land Reutilization Program (O 2070-02)2295

City of Cleveland Bids

Asbestos abatement — 1481 Addison Road — Department of Community Development — Division
of Building and Housing — per Ord. 130-02 — bid due November 6, 2002
(advertised 10/23/2002 and 10/30/2002).....2306
Automated fuel dispensing system — Department of Public Service — Division of Motor
Vehicle Maintenance — per Ord. 1424-02 — bid due November 13, 2002
(advertised 10/23/2002 and 10/30/2002).....2306
Cab / chassis with 5th wheel — Department of Public Service — Division of Motor Vehicle
Maintenance — per Ord. 1262-02 — bid due November 13, 2002
(advertised 10/23/2002 and 10/30/2002).....2306
Equipment, shop and diagnostic — Department of Public Service — Division of Motor Vehicle
Maintenance — per Ord. 1424-02 — bid due November 8, 2002
(advertised 10/16/2002 and 10/23/2002).....2306
HVAC/R materials and equipment — Department of Parks, Recreation and Properties -
Division of Property Management — per Ord. 1116-02 — bid due November 13,
2002 (advertised 10/23/2002 and 10/30/2002)2306
Mall B-Hanna Pavilion electrical and misc. improvements — Department of Parks, Recreation
and Properties — Division of Research, Planning and Development — per Ord. 79-01,
1077-01, 1822-01 and 1397-01 — bid due November 6, 2002
(advertised 10/23/2002 and 10/30/2002).....2306
Paper products — Department of Public Utilities — Division of Cleveland
Public Power — per Ord. 2357-01 — bid due November 13, 2002
(advertised 10/16/2002 and 10/23/2002).....2306
Transmissions, remanufactured auto/light truck — Department of Public Service — Division
of Motor Vehicle Maintenance — per Ord. 2028-01 — bid due November 7, 2002
(advertised 10/16/2002 and 10/23/2002).....2306
Turbine emission testing — Department of Public Utilities — Division of Cleveland
Public Power — per Ord. 586-02 — bid due November 13, 2002
(advertised 10/16/2002 and 10/23/2002).....2306

City Planning Commission

Brooklyn Center Historic District — establish (O 1388-02)2298
Glenville Business Revitalization District — expand (O 1553-02)2300
Kirtland Park — designate — Cleveland Landmark (O 1387-02).....2298
Maplewood Ave., W. 192nd St., Forestwood Ave., & W. 198th St. — change the zoning —
Semi-Industrial District (O 1933-02).....2300
Rocky River Dr. — construction — cause payment of City's share — amend O.1004-91
(O 82-02)2298
W. 11th St.(east), Fairfield Ave. (south) — zoning change (Ward 13) (O 2069-02)2295

Civil Service Commission

Morrison, William — member of the Civil Service Commission — oath of office
(F 2060-02)2287

Codified Ordinances

Air Quality Division — establishment — new Sects. 141.22 & 141.23 — repeal Sec. 141.21
— funds transfer — within Public Health Department — amend Ord. 469-02 —
compensation (O 1531-02)**2312**

Communications

Certified MBEs and FBEs, Reporting Period: Third Quarter, 2002 — Office of Equal
Opportunity (F 2054-02).....2287
Denials of Certification — Third Quarter, 2002 — Office of Equal Opportunity
(F 2055-02)2287
MBE/FBE DELETIONS FROM OEO'S DATABASE, Third Quarter, 2002 —
Office of Equal Opportunity (F 2056-02)2287
Parma, City of — Certified Copy of Resolution No. 186-02 re: protection of spawning fish
(F 2057-02)2287

Community Development

Buckeye Area Development Corp. — Community Development Float loan — single-family lease-purchase homes — Buckeye Area (O 1542-02).....2314
 E. 80th St. — Land Reutilization Program — Dale A. Palik and L.A. Palik (O 2064-02).....2289
 E. 93rd St., 3121 — Land Reutilization Program — Jamal Hanini and Salti Salti (O 2065-02).....2289
 W. 28th St., 2141 — Land Reutilization Program — Barry Smith (O 2071-02).....2296
 Woodhill Rd. — Land Reutilization Program — Buckeye Area Development Corporation (O 2070-02).....2295

Condolences

Brown, Rev. Will, Sr. (R 2079-02).....2287
 Merritt, William Jr. (R 2080-02).....2287
 Sullins, Mario (R 2081-02).....2287

Congratulations

2002 Mt. Sinai Baptist Church Diamond Anniversary (R 2084-02).....2288
 Ohio Occupational Therapy Association (R 2082-02).....2288
 Redus, Ovenia (R 2083-02).....2288

Contracts

800 MHz radio system — software — Contract No. 52204 — amendment — Motorola, Inc. (O 2062-02).....2288

Convention Center

Appropriations — (\$700,000) — Enterprise Funds (O 2024-02).....2300
 Pumps (5) — remove and replace — Division of Convention Center and Stadium (O 1981-02).....2300

Easements

Twinsburg City — grant certain permanent and temporary easement rights — Darrow Rd & Post Rd (O 1524-02).....2299

Economic Development Department

Cuyahoga County Brownfield Redevelopment Fund — amend Ord. 1282-02 (O 2067-02).....2295
 Glenville Plaza Co. — amendment — UDAG loan — construction (O 1551-02).....2299
 SYSCO Food Services of Cleveland, Inc. — development agreement (O 1931-02).....2299
 SYSCO Food Services of Cleveland, Inc. — Enterprise Zone Agreement — food service warehousing (O 1932-02).....2300

Female Business Enterprise

Certified MBEs and FBEs, Reporting Period: Third Quarter, 2002 — Office of Equal Opportunity (F 2054-02).....2287
 Denials of Certification — Third Quarter, 2002 — Office of Equal Opportunity (F 2055-02).....2287
 MBE/FBE DELETIONS FROM OEO'S DATABASE, Third Quarter, 2002 — Office of Equal Opportunity (F 2056-02).....2287

Finance Department

Appropriations — (\$700,000) — Enterprise Funds (O 2024-02).....2300
 Fresh Start, Inc. — waiver of delinquent taxes, penalties and interest (O 2061-02).....2288
 Rocky River Dr. — construction — cause payment of City's share — amend O.1004-91 (O 82-02).....2298

Fire Division

Western Reserve Fire Museum at Cleveland, Inc — 310 Carnegie Ave. — lease agreement (O 2068-02).....2295

Funds

Air Quality Division — establishment — new Sects. 141.22 & 141.23 — repeal Sec. 141.21 — funds transfer — within Public Health Department — amend Ord. 469-02 — compensation (O 1531-02)	2312
--	-------------

Grants

District One Public Works Integrating Committee — state funding — infrastructure capital improvement projects (O 1980-02)	2300
--	------

Health Department

Air Quality Division — establishment — new Sects. 141.22 & 141.23 — repeal Sec. 141.21 — funds transfer — within Public Health Department — amend Ord. 469-02 — compensation (O 1531-02)	2312
Lead Poisoning Prevention Campaign — banner (O 2035-02)	2315
Lead Poisoning Prevention Campaign — banner (Ward 7) (O 2073-02)	2296

Land Reutilization Program

E. 80th St. — Dale A. Palik and L.A. Palik (O 2064-02)	2289
E. 93rd St., 3121 — Jamal Hanini and Salti Salti (O 2065-02)	2289
Grayton Rd., 4751 — SYSCO Food Services of Cleveland, Inc. (O 1930-02)	2299
W. 28th St., 2141 — Barry Smith (O 2071-02)	2296
Woodhill Rd. — Buckeye Area Development Corporation (O 2070-02)	2295

Landmark Commission

Kirtland Park — designate — Cleveland Landmark (O 1387-02)	2298
--	------

Liquor Permits

Ashbury Ave., 10509 — objection — withdraw (Ward 9) (R 2076-02)	2297
Brookpark Rd., 2350 — transfer (Ward 16) (F 2058-02)	2287
Lakeshore Blvd., 17910 — objection withdraw (Ward 11) (R 2037-02)	2310
Lee Rd., 4139 — objection (Ward 1) (R 2036-02)	2310
Nottingham Rd., 18501 — objection (Ward 11) (R 2077-02)	2297
Payne Ave., 4323 — objection — withdraw (Ward 13) (R 2075-02)	2297
Primrose Ave., 11108 — objection (Ward 8) (R 2078-02)	2298
St. Clair Ave., 7011-15 — transfer (Ward 8) (F 2059-02)	2287

Minority Business Enterprises

Certified MBEs and FBEs, Reporting Period: Third Quarter, 2002 — Office of Equal Opportunity (F 2054-02)	2287
Denials of Certification — Third Quarter, 2002 — Office of Equal Opportunity (F 2055-02)	2287
MBE/FBE DELETIONS FROM OEO'S DATABASE, Third Quarter, 2002 — Office of Equal Opportunity (F 2056-02)	2287

Museums

Western Reserve Fire Museum at Cleveland, Inc — 310 Carnegie Ave. — lease agreement (O 2068-02)	2295
--	------

Neighborhood Equity Funds

Sculpture Center — agreement — amend Ord. No. 606-02 — Ward 13 (O 2032-02)	2314
--	-------------

Oath of Office

Morrison, William — member of the Civil Service Commission (F 2060-02)	2287
--	------

Office of Equal Opportunity

Certified MBEs and FBEs, Reporting Period: Third Quarter, 2002 (F 2054-02)	2287
Denials of Certification — Third Quarter, 2002 (F 2055-02)	2287
MBE/FBE DELETIONS FROM OEO'S DATABASE, Third Quarter, 2002 (F 2056-02)	2287

Parks, Recreation and Properties Department

Appropriations — (\$700,000) — Enterprise Funds (O 2024-02)2300
Pumps (5) — remove and replace — Division of Convention Center and Stadium
(O 1981-02).....2300
Sculpture Center — agreement — amend Ord. No. 606-02 — Ward 13 Neighborhood Equity
Funds (O 2032-02).....**2314**

Peddlers

Miller, Sharlene — peddling — 1190 Superior Ave. (O 2072-02)2296

Permits

10th and St. Clair, LLC — right-of-way — sheet piling for construction of their
building. (O 1719-02)2299
RTA Information System in 47 specific areas — 47-Information Holders — right-of-way
— Central Business District (O 1373-02)**2310**
Walk-As-One/Rock-As-One Walkathon — The National Conference for Community and Justice
(O 2034-02).....**2315**

Personnel Department

Salaries — amending Sec. 8, add new Sec. 39a — Ord. 469-02 and Ord. 639-02 (O 2066-02)2290

Plats

Erieside Drive and Old Erieside Avenue Widening — dedication plat — authorizing Mayor
to sign (R 1851-02).....2301
Lake Pointe Townhouse Development — Resubdivision Plat (F 1973-02).....2301

Public Hearings (Notices)

Maplewood Ave., W. 192nd St., Forestwood Ave., & W. 198th St. — change the zoning —
Semi-Industrial District (O 1933-02).....2300

Recognition

Johnson, Richard A. (R 2086-02).....2288
National Diversity Week (R 2085-02)2288

Regional Transit Authority

Information System in 47 specific areas — 47-Information Holders — permit
— right-of-way — Central Business District (O 1373-02)**2310**

Resolutions — Miscellaneous

Mental Health Equitable Treatment Act of 2002 — H.R. 4066 — support — equal mental
health benefits (R 2074-02)2297

Right-of-Way

10th and St. Clair, LLC — permit — sheet piling for construction of their building (O 1719-02).....2299
RTA Information System in 47 specific areas — 47-Information Holders — permit —
Central Business District (O 1373-02)**2310**

Safety Department

Western Reserve Fire Museum at Cleveland, Inc — 310 Carnegie Ave. — lease agreement
(O 2068-02).....2295

Salaries

Air Quality Division — establishment — new Sects. 141.22 & 141.23 — repeal Sec. 141.21
— funds transfer — within Public Health Department — amend Ord. 469-02 —
compensation (O 1531-02)**2312**
Salaries — amending Sec. 8, add new Sec. 39a — Ord. 469-02 and Ord. 639-02
(O 2066-02).....2290

Service Department

10th and St. Clair, LLC — permit — right-of-way — sheet piling for construction of their building. (O 1719-02)	2299
Broadway Avenue Bridge — replace surface (O 1261-02).....	2298
District One Public Works Integrating Committee — state funding — infrastructure capital improvement projects (O 1980-02)	2300
Grace Hospital (a Cleveland Clinic Health System Affiliate) — banners — location/identification — W. 14th St. (O 1528-02)	2299
Historic Warehouse District, The — banners — special event (O 2033-02).....	2314
Lead Poisoning Prevention Campaign — banner — Department of Public Health (O 2035-02).....	2315
Rocky River Dr. — construction — cause payment of City's share — amend O.1004-91 (O 82-02)	2298
RTA Information System in 47 specific areas — 47-Information Holders — permit — right-of-way — Central Business District (O 1373-02).....	2310
Tremont West Dev. Corp. — permit — 71-American Flags — W. 14th St. (O 1527-02).....	2299

State Funds

District One Public Works Integrating Committee — infrastructure capital improvement projects (O 1980-02)	2300
---	------

Street Vacation

Central Ave. S. E. (Ward 5) (O 2063-02)	2288
Gates Ave. — intention (Ward 2) (R 1554-02).....	2301
W. 27th Pl. & Oriole Ct — intention (R 1734-02)	2301

Taxes

Fresh Start, Inc. — waiver of delinquent taxes, penalties and interest (O 2061-02).....	2288
---	------

Tremont West Development Corporation

American Flags (71) — permit — W. 14th St. (O 1527-02)	2299
--	------

Utilities Department

800 MHz radio system — software — Contract No. 52204 — amendment — Motorola, Inc. (O 2062-02).....	2288
Chlorine monitors — install — secondary pump stations and storage facilities (O 1520-02).....	2298
Cracks in the Water Service — repair — Maintenance Building (O 1519-02).....	2298
Cycle E water tanks — inspection and rehabilitation (O 1521-02)	2312
Dorchester stormwater outlet — demolition (O 1522-02).....	2299
Electric aggregation program — approving amendments — Plan of Operation and Governance (O 1884-02).....	2314
Twinsburg City — grant certain permanent and temporary easement rights — Darrow Rd & Post Rd (O 1524-02)	2299

Ward 01

Lee Rd., 4139 — objection — liquor permit (R 2036-02).....	2310
--	------

Ward 02

Gates Ave. — intention to vacate (R 1554-02).....	2301
Sullins, Mario — condolence (R 2081-02).....	2287

Ward 04

E. 93rd St., 3121 — Land Reutilization Program — Jamal Hanini and Salti Salti (O 2065-02).....	2289
--	------

Ward 05

2002 Mt. Sinai Baptist Church Diamond Anniversary — congratulation (R 2084-02).....2288
 Ammi Ben-Israel, Ben — welcome (R 2088-02)2288
 Brown, Rev. Will, Sr. — condolence (R 2079-02).....2287
 Central Ave. S. E. — vacate (O 2063-02).....2288
 E. 80th St. — Land Reutilization Program — Dale A. Palik and L.A. Palik
 (O 2064-02).....2289
 Johnson, Richard A. — recognition (R 2086-02)2288
 National Diversity Week — recognition (R 2085-02)2288
 Redus, Ovenia — congratulation (R 2083-02)2288

Ward 06

Woodhill Rd. — Land Reutilization Program — Buckeye Area Development Corporation
 (O 2070-02).....2295

Ward 07

Lead Poisoning Prevention Campaign — banner — Public Health (O 2073-02)2296

Ward 08

Glenville Business Revitalization District — expand (O 1553-02)2300
 Glenville Plaza Co. — amendment — UDAG loan — construction
 (O 1551-02).....2299
 Ledwaba, Rev. Daniel and Sophie — welcome (R 2089-02)2288
 Merritt, William Jr. — condolence (R 2080-02)2287
 Primrose Ave., 11108 — objection (R 2078-02)2298
 St. Clair Ave., 7011-15 — transfer — liquor permit (F 2059-02)2287

Ward 09

Ashbury Ave., 10509 — objection — withdraw (R 2076-02)2297
 Glenville Business Revitalization District — expand (O 1553-02)2300
 Miley, Linda L. — appreciation (R 2087-02).....2288
 Miller, Sharlene — peddling — 1190 Superior Ave. (O 2072-02)2296

Ward 10

Cuyahoga County Brownfield Redevelopment Fund — amend Ord. 1282-02
 (O 2067-02).....2295

Ward 11

Lakeshore Blvd., 17910 — objection withdraw — liquor permit (R 2037-02)**2310**
 Nottingham Rd., 18501 — objection (R 2077-02).....2297

Ward 13

10th and St. Clair, LLC — permit — right-of-way — sheet piling for construction of
 their building. (O 1719-02)2299
 Broadway Avenue Bridge — replace surface (O 1261-02).....2298
 Erieside Drive and Old Erieside Avenue Widening — dedication plat — authorizing Mayor
 to sign (R 1851-02).....2301
 Grace Hospital (a Cleveland Clinic Health System Affiliate) — banners
 — location/identification — W. 14th St. (O 1528-02)2299
 Historic Warehouse District, The — banners — special event (O 2033-02)**2314**
 Kirtland Park — designate — Cleveland Landmark (O 1387-02).....2298
 Payne Ave., 4323 — objection — withdraw (Ward 13) (R 2075-02)2297
 RTA Information System in 47 specific areas — 47-Information Holders — permit —
 right-of-way — Central Business District (O 1373-02)**2310**
 Sculpture Center — agreement — amend Ord. No. 606-02 — Neighborhood Equity Funds
 (O 2032-02).....**2314**
 Tremont West Dev. Corp. — permit — 71-American Flags — W. 14th St. (O 1527-02).....2299
 W. 11th St.(east), Fairfield Ave. (south) — zoning change (O 2069-02)2295
 W. 27th Pl. & Oriole Ct — intention to vacate (R 1734-02).....2301
 Walk-As-One/Rock-As-One Walkathon — permit — The National Conference for Community and
 Justice (O 2034-02)**2315**

Ward 14

W. 28th St., 2141 — Land Reutilization Program — Barry Smith (O 2071-02).....2296

Ward 15

Brooklyn Center Historic District — establish (O 1388-02)2298

Ward 16

Brookpark Rd., 2350 — transfer — liquor permit (F 2058-02).....2287

Ward 17

Lake Pointe Townhouse Development — Resubdivision Plat
(F 1973-02)2301
Lead Poisoning Prevention Campaign — banner — Department of Public Health
(O 2035-02).....**2315**

Ward 20

Grayton Rd., 4751 — Land Reutilization Program — SYSCO Food Services of Cleveland, Inc.
(O 1930-02).....2299
Maplewood Ave., W. 192nd St., Forestwood Ave., & W. 198th St. — change the zoning —
Semi-Industrial District (O 1933-02).....2300
Ohio Occupational Therapy Association — congratulation
(R 2082-02)2288
SYSCO Food Services of Cleveland, Inc. — development agreement
(O 1931-02).....2299
SYSCO Food Services of Cleveland, Inc. — Enterprise Zone Agreement — food service
warehousing (O 1932-02).....2300

Ward 21

Rocky River Dr. — construction — cause payment of City's share — amend O.1004-91
(O 82-02)2298

Water Division

Chlorine monitors — install — secondary pump stations and storage facilities
(O 1520-02).....2298
Cracks in the Water Service — repair — Maintenance Building
(O 1519-02).....2298
Cycle E water tanks — inspection and rehabilitation (O 1521-02)**2312**

Water Pollution Control Division

Dorchester stormwater outlet — demolition (O 1522-02).....2299

Welcome

Ammi Ben-Israel, Ben (R 2088-02)2288
Ledwaba, Rev. Daniel and Sophie (R 2089-02).....2288

Zoning

Maplewood Ave., W. 192nd St., Forestwood Ave., & W. 198th St. — zoning change —
Semi-Industrial District (O 1933-02).....2300
W. 11th St.(east), Fairfield Ave. (south) — zoning change (Ward 13)
(O 2069-02).....2295