

The City Record

Official Publication of the Council of the City of Cleveland



February the Twenty-Eighth, Two Thousand and Seven

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Emily Lipovan
City Clerk, Clerk of Council

Ward	Name
1	Nina Turner
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Phyllis E. Cleveland
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Anthony Brancatelli
13	Joe Cimperman
14	Joseph Santiago
15	Brian J. Cummins
16	Kevin J. Kelley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Nina Turner	16204 Sunny Glen Avenue	44128
2	Robert J. White	9703 Cardwell Avenue	44105
3	Zachary Reed	3734 East 149th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	Sabra Pierce Scott	1136 East 98th Street	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Joseph Santiago	3169 West 14th Street	44109
15	Brian J. Cummins	3104 Mapledale Avenue	44109
16	Kevin J. Kelley	6608 Woodhaven Avenue	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	1272 West Boulevard	44102
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

City Clerk, Clerk of Council – Emily Lipovan, 216 City Hall, 664-2840
 First Assistant Clerk – Sandra Franklin

MAYOR – Frank G. Jackson
 Ken Silliman, Secretary to the Mayor, Chief of Staff
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs
 Tracy Y. Martin, Executive Assistant to the Mayor, Chief of Education
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications
 Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary
 Debra Linn Talley, Director, Office of Equal Opportunity

DEPT. OF LAW – Robert J. Triozzi, Director, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Barbara A. Langhenry, Chief Counsel, Rm. 106
 Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;
 Frank Badalamenti, Manager, Internal Audit
DIVISIONS: Accounts – Richard W. Sensenbrenner, 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 Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue
 Purchases and Supplies – James E. Hardy, Commissioner, Room 128
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Julius Ciaccia, Director, 1201 Lakeside Avenue
DIVISIONS – 1201 Lakeside Avenue
 Cleveland Public Power – Ivan Henderson, Commissioner
 Street Lighting Bureau – _____, Acting Chief
 Utilities Fiscal Control – Dennis Nichols, Commissioner
 Water – John Christopher Nielson, Commissioner
 Water Pollution Control – Ollie Shaw, Commissioner

DEPT. OF PORT CONTROL – Ricky D. Smith, Director
 Cleveland Hopkins International Airport, 5300 Riverside Drive
 Burke Lakefront Airport – Khalid Bahhur, Commissioner
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE – Jomarie Wasik, Director, Room 113
DIVISIONS: Architecture – Kurt Wiebusch, Commissioner, Room 517
 Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518
 Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards Streets – Randall 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 – Matt Carroll, Director, Mural Building, 1925 St. Clair Ave.
DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner
 Correction – Robert Tasky, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Environment – Willie Bess, Commissioner, Mural Building, 1925 St. Clair Ave.
 Health – Anjou Parekh, Commissioner, Mural Building, 1925 St. Clair Ave.

DEPT. OF PUBLIC SAFETY – Martin Flask, Director, Room 230
DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street
 Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive
 Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue
 Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF PARKS, RECREATION & PROPERTIES – Michael Cox, Director
 Cleveland Convention Center, Clubroom A, 1220 East 6th Street
DIVISIONS: Convention Center & Stadium – James Glending, Commissioner
 Public Auditorium, East 6th Street and Lakeside Avenue
 Parking Facilities – Leigh Stevens, Commissioner
 Public Auditorium, East 6th Street and Lakeside Avenue
 Park Maintenance and Properties – Richard L. Silva, Commissioner
 Public Auditorium – East 6th Street and Lakeside Avenue
 Property Management – Tom Nagle, Commissioner, East 49th Street & Harvard
 Recreation – Kim Johnson, Commissioner, Room 8
 Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road
 Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director, 3rd Floor, City Hall
DIVISIONS: Administrative Services – Terrence Ross, Commissioner
 Neighborhood Services – Louise V. Jackson, Commissioner
 Neighborhood Development – Joseph A. Sidoti, Commissioner

DEPT. OF BUILDING AND HOUSING – Edward W. Rybka, Director, Room 500
DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner
 Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Trudy Hutchinson, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Brian A. Reilly, Director, Room 210

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

DEPT. OF CONSUMER AFFAIRS – Angel Guzman, Director

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director; Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Brian J. Cummins, Councilman Joe Santiago, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

CIVIL SERVICE COMMISSION – Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Lucille Ambroz, Secretary; Members: Diane M. Downing, Michael L. Nelson.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Martin J. Sweeney; Betsy Hruby, Asst. Sec’y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: John Myers, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, _____, Secretary.

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

BOARD OF REVISION OF ASSESSMENTS – Law Director Robert J. Triozzi, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

BOARD OF SIDEWALK APPEALS – Service Director Jomarie Wasik, Law Director Robert J. Triozzi; Councilman _____.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Robert J. Triozzi; Utilities Director _____; Council President Martin J. Sweeney.

CITY PLANNING COMMISSION – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Council Member Joe Cimperman.

FAIR CAMPAIGN FINANCE COMMISSION – Chris Warren, C. Ellen Connally, Hillary S. Taylor.

FAIR EMPLOYMENT WAGE BOARD – Room 210 – Gerald Meyer, Chair; Angela Caldwell, Vice Chair; Patrick Gallagher, Kathryn Jackson, Draydean McCaleb, Council Member _____, Ed Romero.

FAIR HOUSING BOARD – Charles See, Chair; _____, Vice Chair; Daniel Conway, Doris Honsa, Lisa Camacho.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

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

MORAL CLAIMS COMMISSION – Law Director Robert J. Triozzi; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley; Councilman Nina Turner.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Vermel Whalen, Nancy Cronin, Elvin Vauss.

CLEVELAND LANDMARKS COMMISSION – Room 519 – India Pierce Lee, Chair; Laura M. Noble, Vice Chair; Robert Brown, Thomas Coffey, Jennifer Coleman, Lee, Michael Rastatter, Jr., John Torres, Ari Maron, N. Kurt Wiebusch, Council Member Joe Cimperman, Robert Jackimowicz; Robert Keiser, Secretary.

AUDIT COMMITTEE – Robert Rawson, Chairman; Yvette Ittu, Debra Janik, Bracy Lewis, Don Neebes, Council President Martin J. Sweeney; Law Director Robert J. Triozzi.

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

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	14B
Judge Ronald B. Adrine	15A
Judge Emanuela Groves	13A
Judge Kathleen Ann Keough	13D
Judge Anita Laster Mays	14C
Judge Lauren C. Moore	14A
Judge Charles Patton, Jr.	12B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Michael Ryan	12A
Judge Angela R. Stokes	15C
Judge Joan Synenberg	13C
Judge Pauline H. Tarver	12C
Judge Joseph J. Zone	14D

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

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OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 94

WEDNESDAY, FEBRUARY 28, 2007

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CITY COUNCIL

MONDAY, FEBRUARY 26, 2007

The City Record

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Address all communications to

EMILY LIPOVAN

City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2006-2009

MONDAY—Alternating

9:30 A.M. — **Public Parks, Property & Recreation Committee:** Johnson, Chair; White, Vice Chair; Brancatelli, Cummins, Kelley, Polensek, Turner.

9:30 A.M. — **Health & Human Services Committee:** Britt, Chair; Cleveland, Vice Chair; Conwell, Kelley, Reed, Santiago, Westbrook.

11:00 A.M. — **Public Service Committee:** Brady, Chair; Turner, Vice Chair; Cleveland, Cummins, Johnson, Polensek, Reed, Santiago, White.

11:00 A.M. — **Legislation Committee:** Cleveland, Chair; Dolan, Vice Chair; Cimperman, Lewis, Pierce Scott, Reed, White.

MONDAY

2:00 P.M. — **Finance Committee:** Sweeney, Chair; Cimperman, Vice Chair; Brady, Brancatelli, Britt, Coats, Conwell, Pierce Scott, Westbrook, White, Zone.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Pierce Scott, Chair; Brancatelli, Vice Chair; Brady, Cimperman, Cummins, Coats, Lewis, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chair; Santiago, Vice Chair; Brancatelli, Coats, Conwell, Johnson, Turner.

WEDNESDAY—Alternating

10:00 A.M. — **Aviation & Transportation Committee:** Kelley, Chair; Westbrook, Vice Chair; Brancatelli, Britt, Cleveland, Dolan, Turner.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Brady, Vice Chair; Britt, Coats, Cummins, Kelley, Polensek, Santiago, Turner.

WEDNESDAY—Alternating

1:30 P.M. — **Public Utilities Committee:** Zone, Chair; Reed, Vice Chair; Cleveland, Cummins, Dolan, Kelley, Polensek, Santiago, Westbrook.

1:30 P.M. — **City Planning Committee:** Cimperman, Chair; Westbrook, Vice Chair; Conwell, Dolan, Lewis, Reed, Zone.

The following Committees are subject to the Call of the Chair:

Rules Committee: Sweeney, Chair; Cleveland, Kelley, Pierce Scott, Polensek.

Personnel and Operations Committee: Sweeney, Chair; Britt, Kelley, Pierce Scott, Santiago, Westbrook, White.

Mayor's Appointment Committee: Coats, Chair; Pierce Scott, Kelley, Sweeney, Westbrook.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, February 26, 2007

The meeting of the Council was called to order, The President, Martin J. Sweeney, in the Chair.

Council Members present: Brady, Brancatelli, Cimperman, Coats, Cummins, Dolan, Johnson, Kelley, Lewis, Polensek, Reed, Santiago, Sweeney, Turner, Westbrook, White and Zone.

Also present were Mayor Frank G. Jackson, Ken Silliman, Chief of Staff; Darnell Brown, Chief Operating Officer; Valerie J. McCall, Chief of Government Affairs; Tracy Y. Martin, Chief of Education; Maureen Harper, Chief of Communications; Andrea V. Taylor, Press Secretary; Debra Linn Talley, Director of Equal Opportunity; Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Griffin, Brown and Winifred Williams, Legislative Liaison.

Pursuant to Ordinance No. 2926-76, prayer was offered by Pastor Juri Ammari of Metro Alliance Church, located in Ward 13. Pledge of Allegiance.

MOTION

On the motion of Council Member Santiago, the reading of the minutes of the last meeting were dispensed

with and the journal approved. Seconded by Council Member Kelley.

RECORDING OF VOTE OF ABSENT MEMBER

File No. 343-07.

February 13, 2007

TO: Emily Lipovan, Clerk of Council
FROM: Nina Turner, Member of Council,
Ward 1
RE: City Council Meeting

In accordance with Rule 22 of the Rules of Council, I hereby request that my vote be recorded as a yeas on Resolution 260-07, adopted, by Cleveland City Council on February 12, 2007.

Thank you.

Received.

RECORD OF VOTE

In accordance with the request of Council Member Tuner and Rule 22 of the Rules of Council, the vote on the following resolution adopted by Cleveland City Council on February 12, 2007 is changed as follows:

Res. 260-07.
Yeas 21. Nays 0.

COMMUNICATIONS

File No. 322-07.

From McCormack Baron Salazar — partnership project, Valleyview Phase II. Received.

File No. 323-07.

From Cogswell Hall, Inc. — partnership project, Cogswell Hall. Received.

File No. 324-07.

From Catholic Charities Housing Corporation — Managing member, Mercedarian Plaza. Received.

File No. 325-07.

From PIRHL Developers, LLC — Co-developer project, East 93rd Street, Cleveland. Received.

File No. 326-07.

From Cleveland Housing Network, Inc. — Cleveland Green Homes, L.P. owner of project, Cleveland Green Homes I Public Notification Letter. Received.

File No. 327-07.

From Cleveland Housing Network, Inc. — Edgewood Park, L.P. owner of project, Edgewood Park Public Notification Letter. Received.

File No. 328-07.

From Cleveland Housing Network, Inc. — Florian Court, L.P. owner of project, Florian Court Public Notification Letter. Received.

File No. 329-07.

From Famicos Foundation — General Partner Managing Member, Wade Chateau Apartments/9501 Wade Park Ave. Received.

File No. 330-07.

From Village Green Elderly LLC — Managing member, Village Green Elderly project. Received.

File No. 331-07.

From RYSAR Properties — Managing member, Dell Avenue Development project. Received.

File No. 332-07.

From Cleveland Municipal Court regarding "Get On Track" (GOT) Program — First graduating class. Received.

File No. 333-07.

From the City of Parma — copy of Resolution No. 14-07 regarding 2011 Special Olympics World Summer Games. Received.

**FROM DEPARTMENT OF
LIQUOR CONTROL**

File No. 334-07.

Re: New Application — 2405365 — East 152nd, Inc., 657 East 152nd Street. (Ward 10). Received.

File No. 335-07.

Re: New Application — 8858106 Govind Thakkar, 1800 Euclid Avenue. (Ward 5). Received.

File No. 336-07.

Re: Transfer of Ownership Application — 7999905 — 79L, Corp., 7932-36 Lorain Avenue, first floor and basement. (Ward 17). Received.

File No. 337-07.

Re: Transfer of Ownership Application — 31861100005 — Gillespie Brothers, LTD, d.b.a. Lakecliff, 1261 West 76th Street & patio. (Ward 17). Received.

File No. 338-07.

Re: Transfer of Ownership Application — 68576010010 — Petro Mart, Inc., 3585 West 117th Street. (Ward 19). Received.

File No. 339-07.

Re: Transfer of Ownership Application — 9872332 — Zaben, Inc., d.b.a. Harbs Marathon 05, 5110 Clark Avenue. (Ward 17). Received.

File No. 340-07.

Re: Transfer of Ownership Application — 7705310 — Sammy's at Severance Hall, Inc., d.b.a. Severance Restaurant, 11001 Euclid Avenue & patios. (Ward 9). Received.

File No. 341-07.

Re: Transfer of Ownership and Location Application — 9817545 — Yannalexia, Inc., 11616 Detroit Avenue. (Ward 18). Received.

File No. 342-07.

Re: Stock Transfer Application — 1571351 — Club at Society Center, Inc., 127 Public Square 4th floor, Marriott Building. (Ward 13). Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 344-07—Howard Axelrod.
Res. No. 345-07—Thaddeus Charles Evans.

Res. No. 346-07—Elizabeth Battle.
Res. No. 347-07—Margaret Angel.
Res. No. 348-07—Rhency Jean Naylor.

Res. No. 349-07—Lillian Madison.
Res. No. 350-07—Mrs. Johnnie Mae Hudson.

Res. No. 351-07—Bertha Williams.
Res. No. 353-07—Sister Mary Sweeney.

Res. No. 354-07—Ronald A. Dunn.
Res. No. 355-07—Ronald Ansoloni.

COMMEMORATION RESOLUTION

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

Res. No. 352-07 — PFC Samuel Robert Bowen.

CONGRATULATION RESOLUTIONS

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

Res. No. 356-07—Detective Gregory King.

Res. No. 357-07 — Sister Ann Kilbane.

Res. No. 358-07—Margaret M. Sweeney.

Res. No. 359-07 — Target-Steelyard Commons.

Res. No. 360-07 — Chief Daniel J. Narowitz.

Res. No. 361-07—William Woods.
Res. No. 362-07 — Florence Sutowski.

RECOGNITION RESOLUTIONS

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

Res. No. 363-07—Squires Roofing Company.

Res. No. 364-07—Entrepreneurship Preparatory School.

Res. No. 365-07—Carolyn Jack.

Res. No. 366-07 — Thomas Benjamin Sweo.

Res. No. 367-07—Tara Haddix.

FIRST READING EMERGENCY ORDINANCES REFERRED**Ord. No. 286-07.**

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

An emergency ordinance authorizing the Director of Finance to enter into an agreement with the Greater Cleveland Regional Transit Authority and Cuyahoga County to share fiber optic resources; and to execute a deed of easement granting to Cuyahoga County certain easement rights in property located at 205 St. Clair and declaring the easement rights not needed for public use.

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

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

Section 1. That the Director of Finance is authorized to enter into an agreement with the Greater Cleveland Regional Transit Authority and Cuyahoga County to share fiber optic resources at no cost to the City.

Section 2. That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that an easement interest in a conduit through 205 St. Clair Avenue is not needed for public use.

Section 3. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the above-described non-exclusive easement to Cuyahoga County subject to any conditions stated herein at no cost.

Section 4. That the easement shall be non-exclusive and the purpose of the easement shall be to install fiber optic cable at 205 St. Clair Avenue (the "Improvement").

Section 5. That the duration of the easement shall be until the easement is no longer required by Cuyahoga County to perform and utilize the Improvement; that the easement may include reasonable access rights; that the easement shall not be assignable; that the easement shall require the County to maintain any County improvements located within the easement, and pay any applicable taxes and assessments.

Section 6. That the conveyance referred to above shall be made by official deed of easement prepared by the Director of law and executed by the Director of finance on behalf of the City of Cleveland. The deed of easement shall contain such additional terms and conditions as are required to protect the interests of the City. The Directors of Finance and Law are authorized to execute such other documents, including without limitation, contracts for right of entry, as may be necessary to effect the construction of the Improvement.

Section 7. 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 City Planning Commission, Finance, Law; Committees on City Planning, Finance.

Ord. No. 287-07.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into one or more amendments to Contract No. 64302 with W.A.R.N., LLC for the continuation of services necessary to provide a residential and business database and related services, for a period of one year, with four one-year options to renew; and to repeal Ordinance No. 1827-06, passed November 20, 2006.

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

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

Section 1. That the Director of Finance is authorized to make an amendment to Contract No. 64302 with W.A.R.N., LLC to continue services necessary to provide a residential and business database and related services for an emergency notification system, for a period of one year, with four one-year options to renew in accordance with W.A.R.N., LLC's January 2007 proposal, exercisable by the Director of Finance.

Section 2. That the Director of Finance is authorized to make Contract No. 64302 available to other governmental units within the City's Homeland Security District for the purpose of allowing other governmental units to enter into contracts with W.A.R.N., LLC in order to create a regional emergency notification system.

Section 3. That the contract amendment shall be prepared by the Director of Law.

Section 4. That the contract amendment shall not exceed \$100,000 and shall be paid from Fund No. 70 SF 101, Request No. 141898.

Section 5. That Ordinance No. 1837-06, passed November 20, 2006, is repealed.

Section 6. 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. 288-07.

By Council Members Reed, Zone, Westbrook, Dolan and Sweeney (by departmental request).

An emergency ordinance to levy special assessments to relay and repair sidewalks, driveway aprons and curbs, including adjustments of castings and landscaping, if necessary, encroaching upon the public right-of-way on East 154th Street from Kinsman Road to Bartlett Avenue, West 54th Street from Lorain Avenue to Bridge Avenue, West 84th Street from Clark Avenue to Denison Avenue, and Tuttle Avenue from West Park Avenue to Munn Road.

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 revised assessment of the cost and expense of relaying and repairing sidewalks, driveway aprons, and curbs, including adjustments of castings and landscaping, if necessary, encroaching upon the public right-of-way or otherwise improving the right-of-way in accordance with

plans, specifications and profiles on East 154th Street from Kinsman Road to Bartlett Avenue ("Assessment No. 1") in the City of Cleveland as set forth in Resolution No. 1290-05, adopted July 13, 2005, and amounting in the aggregate to \$308,951.70, as reported to this Council by the Commissioner of Assessments and Licenses in File No. 288-07-A, is adopted and conformed, and that there are levied and assessed on the lots and lands within the Improvement fifty percent (50%) of each of the several amounts reported as aforesaid, which assessments and the description of the lots and lands are now on file in the office of the Clerk of Council and which assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

Section 2. That the revised assessment of the cost and expense of relaying and repairing sidewalks, driveway aprons, and curbs, including adjustments of castings and landscaping, if necessary, encroaching upon the public right-of-way or otherwise improving the right-of-way in accordance with plans, specifications and profiles on West 54th Street from Lorain Avenue to Bridge Avenue ("Assessment No. 2") in the City of Cleveland as set forth in Resolution No. 1290-05, adopted July 13, 2005, and amounting in the aggregate to \$114,874.10, as reported to this Council by the Commissioner of Assessments and Licenses in the above-mentioned file, is adopted and conformed, and that there are levied and assessed on the lots and lands within the Improvement fifty percent (50%) of each of the several amounts reported as aforesaid, which assessments and the description of the lots and lands are now on file in the office of the Clerk of Council and which assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

Section 3. That the revised assessment of the cost and expense of relaying and repairing sidewalks, driveway aprons, and curbs, including adjustments of castings and landscaping, if necessary, encroaching upon the public right-of-way or otherwise improving the right-of-way in accordance with plans, specifications and profiles on West 84th Street from Clark Avenue to Denison Avenue ("Assessment No. 3") in the City of Cleveland as set forth in Resolution No. 1290-05, adopted July 13, 2005, and amounting in the aggregate to \$219,991.90, as reported to this Council by the Commissioner of Assessments and Licenses in the above-mentioned file, is adopted and conformed, and that there are levied and assessed on the lots and lands within the Improvement fifty percent (50%) of each of the several amounts reported as aforesaid, which assessments and the description of the lots and lands are now on file in the office of the Clerk of Council and which assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

Section 4. That the revised assessment of the cost and expense of

relaying and repairing sidewalks, driveway aprons, and curbs, including adjustments of castings and landscaping, if necessary, encroaching upon the public right-of-way or otherwise improving the right-of-way in accordance with plans, specifications and profiles on Tuttle Avenue from West Park Avenue to Munn Road ("Assessment No. 4") in the City of Cleveland as set forth in Resolution No. 1290-05, adopted July 13, 2005, and amounting in the aggregate to \$145,894.75, as reported to this Council by the Commissioner of Assessments and Licenses in the above-mentioned file, is adopted and conformed, and that there are levied and assessed on the lots and lands within the Improvement fifty percent (50%) of each of the several amounts reported as aforesaid, which assessments and the description of the lots and lands are now on file in the office of the Clerk of Council and which assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

Section 5. That this Council finds and determines that the revised assessments now on file in the office of the Clerk are in the same proportion to the estimated assessments as originally filed as the actual cost of the above-described improvements are to the estimated cost of the improvements as originally filed.

Section 6. That the assessment against each lot or parcel of land shall be payable in cash within forty (40) days after the passage of this ordinance or at the option of the owner in five (5) annual installments. All cash payments shall be made to the Commissioner of Licenses and Assessments of this City. All assessments and installments remaining unpaid at the expiration of said forty (40) days shall be certified by the Clerk of this Council to the County Auditor as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

Section 7. That the Clerk of Council is directed to file a certified copy of this ordinance with the Auditor of Cuyahoga County within twenty (20) days of the date of its passage as required by Section 319.61, Ohio Revised Code.

Section 8. That it is found and determined that all formal action of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements.

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.

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

Ord. No. 289-07.

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

An emergency ordinance authorizing the Director of Public Utilities to apply for and accept grants and gifts from public and private entities to conduct wind monitoring and other research on wind as a possible energy resource to the Department of Public Utilities; authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, and services to implement the project; determining the method of making the public improvement of installing wind monitoring equipment; authorizing the Director to enter into one or more public improvement contracts for making the improvement; and authorizing the director to employ one or more professional consultants necessary to design the improvement, collect and analyze the data, create a feasibility study, and other services necessary to implement the project.

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 apply for and accept grants and gifts from public and private entities in the approximate amount of \$50,000 for the purpose of conducting wind monitoring and other research on wind as a possible energy resource to the Department of Public Utilities. The Director is further authorized to file all papers and execute all documents necessary to receive the funds accepted under this ordinance and, on acceptance of the funds by the Director, they shall be appropriated for the purposes set forth in this ordinance described in the summary for the project contained in the file described below.

Section 2. That the summary for the project, File No. 289-07-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, including the obligation of the City of Cleveland to provide up to \$80,000 in cash matching funds from Fund Nos. 52 SF 001 and 58 SF 001, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the project term of the necessary items of materials, equipment, supplies, and services necessary to implement the project, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commis-

sioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 4. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance.

Section 5. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Utilities may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 6. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of installing wind monitoring equipment (the "Improvement"), for the Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 7. That the Director of Public Utilities is authorized to enter into one or more contracts for the making of the Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 8. That the Director of Public Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the Improvement, collect and analyze the data, create a feasibility study, and other services necessary to implement the project.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Utilities from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Utilities for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Utilities, and certified by the Director of Finance.

Section 9. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grants and gift proceeds which are accepted under this ordinance, and from the cash match.

Section 10. 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, City Planning Commission, Finance, Law; Committees on Public Utilities, City Planning, Finance.

Ord. No. 290-07.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of paper products necessary for billing, for the Division of Water, Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a one or two year period of the necessary items of paper products necessary for billing, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Water, Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Public Utilities is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Public Utilities by comparing the bids received for both terms.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 176800)

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. 291-07.
By Council Members Zone and Sweeney (by departmental request).
An emergency ordinance to amend the title and Section 1 of Ordinance No. 1019-05, passed July 13, 2005, relating to one or more contracts of hardware, software, and software upgrades necessary to upgrade the storage area network.

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. 1019-05, passed July 13, 2005, are amended to read as follows:

An emergency ordinance authorizing the Director of Public Utilities to enter into one or more contracts without competitive bidding with EMC for hardware, software, and software upgrades necessary to upgrade the storage area network, including design, installation, and related services, maintenance and training, for a period of three years, for the Division of Water, Department of Public Utilities.

Section 1. That this Council determines that the within commodities are non-competitive and cannot be secured from any source other than EMC. Therefore the Director of Public Utilities is authorized to make one or more written contracts with EMC on the basis of its proposal dated February 8, 2007, for hardware, software, and software upgrades necessary to upgrade the storage area network, including design, installation, and related services, maintenance and training, for a period of three years, to be purchased by the Commissioner of Purchases and Supplies, for the Division of Water, Department of Public Utilities.

Section 2. That the existing title and Section 1 of Ordinance No. 1019-05, passed July 13, 2005, 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 Public Utilities, Finance, Law; Committees on Public Utilities, Finance.

Ord. No. 292-07.
By Council Members Conwell, Cleveland and Sweeney (by departmental request).

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976 by enacting new sections 135.42 and 405.13 thereof, relating to towing, storage and disposal of impounded motor vehicles and the auctioning of impounded motor vehicles that are unclaimed; to repeal existing Section 135.42; to amend Section 405.08, as amended by Ordinance No. 286-91, passed May 4, 1991, pertaining to impounding commercial vehicles, and to authorize contracts for the towing, storage and salvaging of motor vehicles.

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 Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Sections 135.42 and 405.13 to read as follows:

Section 135.42 Contracts for Towing, Storage and Disposal of Impounded Motor Vehicles

(a) **Contracts authorized.** The Director of Public Safety may enter into contract for the following services:

(1) For the towing of vehicles and motor vehicles, including commercial vehicles, authorized to be impounded by these Codified Ordinances;

(2) For the storage of impounded vehicles and motor vehicles;

(3) For the disposal and salvaging of impounded vehicles and motor vehicles that are unclaimed or abandoned.

(b) **Term.** The term of any contract authorized by this section shall not exceed three years with three one-year options to renew, exercisable by the Director of Public Safety.

(c) **Salvage vehicle proceeds.** Each contract for the towing of non-commercial or commercial vehicles shall contain a provision that provides that the division of monies received when vehicles are salvaged shall be as follows: the towing firm that impounded the vehicle shall be paid 30% of the salvage proceeds, not to exceed the amount authorized for its services in these Codified Ordinances. The storage company shall be paid 60% of the proceeds, not to exceed the amount authorized for its services in these Codified Ordinances. The City of Cleveland shall be paid 10% of the proceeds, and shall also receive any monies that are not paid to either the towing or storage firms because the percentage to which they would otherwise be entitled exceeds the amount authorized for their services in these Codified Ordinances.

(d) **Commercial tow rates.** Each contract entered into under the authority of division (a)(1) for the towing of commercial vehicles shall require that the tower provide to the Director of Public Safety its schedule of commercial towing rates, which shall not be higher than those charged to its most favored customers. The Director of Public Safety shall have the right to audit the records of each commercial tower to verify compliance with this requirement, and may by contract impose sanctions on any vendor that fails to comply, up to cancellation of the contract. No changes to a commercial tower's schedule of rates shall take effect until 30 days after written notice to the Director of Public Safety of the revised schedule.

(e) **Payment for process tows and other costs by the Division of Police authorized.** Each contract for the towing of motor vehicles entered into under the authority of this section:

(1) shall provide that the Division of Police shall pay the costs of towing any non-commercial or commercial vehicle in any case in which the vehicle was impounded for processing by the Division of Police and the person reclaiming the vehicle is the victim of a crime and is not liable for the towing fees under these Codified Ordinances; and

(2) may provide that the Division of Police pay the costs of disposal

of solid wastes contained in impounded vehicles or incidental to the impoundment, and the costs of disposal of non-salvageable watercraft, vehicles or items, under such conditions as the Director of Public Safety may specify in the contract.

The costs authorized to be paid by the Division of Police under this division shall be paid from the proper appropriation account as determined by the Director of Finance.

(f) **Disposal firms' qualifications.** Any contract for the services described in division (a)(3) of this section shall be performed by a motor vehicle salvage dealer as defined in RC 4738.01 or a scrap metal processor as defined in RC 4737.05.

Section 405.13 Auctioning of Impounded Motor Vehicles that are Unclaimed or Abandoned

(a) The Director of Public Safety may arrange for the auction of non-commercial and commercial vehicles that are impounded under the authority of these Codified Ordinances, other than vehicles subject to forfeiture under Chapter 2933 of the Revised Code where the disposition of the vehicle is governed by that chapter, and that are unclaimed or abandoned and authorized to be disposed of under Chapter 4513 of the Revised Code or other applicable law. The provisions of this section do not limit the authority of the Director of Public Safety to dispose of such vehicles under any contract that the Director may have entered into with motor vehicle salvage dealers or scrap metal processing facilities under the authority of division (a)(3) of section 135.42 for the disposal of such vehicles.

(b) If a vehicle is auctioned under the authority of this section, then the proceeds of the auction shall be deposited in an agency fund. The proceeds of the auction shall be disbursed from the agency fund in the following priority: the towing firm that impounded the vehicle shall be paid first, in the amount authorized for its services in these Codified Ordinances, up to the amount of the proceeds obtained. The storage company shall be paid next, in the amount authorized for its services in these Codified Ordinances, for storage for the number of days that the vehicle was stored or 30 days, whichever is less, up to the amount of proceeds remaining after the towing firm is paid. Any other costs required to be paid by the City in connection with the auction shall be paid next, up to the amount of the proceeds remaining after the towing and storage firms are paid as provided in this division. Any remaining funds shall be paid to the credit of the general fund.

(c) The Director of Public Safety may allow a vendor under contract with the City under the authority of section 135.42 for the towing of commercial vehicles to itself conduct the auction of unclaimed commercial vehicles under such terms as the Director may prescribe. In any such case, the proceeds obtained at auction shall be dispersed by the vendor in the same amounts as that specified in division (b) of this section for auctions conducted by the City.

Section 2. That existing Section 135.42 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 980-05, passed May 16, 2005, is repealed.

Section 3. That Section 405.08 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 286-91, passed May 4, 1991, is amended to read as follows:

Section 405.08 Impounding Commercial Vehicles; Fees

(a) **Storage fee.** Notwithstanding the provisions of Section 405.04, whenever any commercial vehicle is impounded and stored, either in a vehicle pound operated by the City or other area designated by the Director of Public Safety, a charge of ten dollars (\$10.00) per day or fraction thereof in excess of twenty-four (24) hours, shall be charged for the storage of all commercial vehicles not exceeding five (5) tons net weight, and a charge of twenty dollars (\$20.00) per day or fraction in excess of twenty-four (24) hours, shall be charged for the storage of all commercial vehicles in excess of five (5) tons net weight.

(b) **Towing fees.** Notwithstanding the provisions of Section 405.06, the fees for towing a commercial vehicle will be assessed in accordance with this division. Each firm that is under contract with the City for the towing of commercial vehicles under the authority of Section 135.42 shall be paid in accordance with the schedule of its commercial rates on file with the Director of Public Safety as required by division (d) of Section 135.42.

(c) **Impounding fee.** An impounding fee of thirty dollars (\$30.00) shall be charged.

(d) **Fees assessed.** The storage and impounding fees provided for in this section shall be assessed against the owner or other person claiming such impounded vehicles.

Section 4. That existing Section 405.08, as amended by Ordinance No. 286-91, passed May 4, 1991, is repealed.

Section 5. Contracts for commercial and non-commercial towing and for salvaging. That the Director of Public Safety is authorized to enter into contract in accordance with the provisions Section 135.42 with the following firms, for a term that shall not exceed three years with three one-year options to renew:

For the towing of non-commercial motor vehicles

Ecke's Towing
Fine Line Auto Body and Towing
G & M Towing and Recovery LLC
Kufner Towing Inc.
Parma Towing Inc.
Regal Auto Body and Service
DBA: St. Clair Auto Body
Quality Automotive and Towing
United Towing Services, Inc.

For the towing of commercial motor vehicles:

G & M Towing and Recovery LLC
United Towing Services, Inc.

For the disposal of impounded vehicles that are unclaimed or abandoned:

PCS Metals, Inc.

Section 6. Contracts for vehicle storage. That the Director of Public Safety is authorized to enter into contract in accordance with the provisions of Section 135.42 with the following firms, except that the term of each contract for vehicle storage shall be governed by this section:

For the storage of impounded vehicles

Cleveland Vehicle Detention Center
West 130th Street Auto Wrecking,
Inc.

Notwithstanding the provisions of Section 135.42 or section 5 of this ordinance, the term of each contract entered into under the authority of this section shall commence upon execution and continue in force until the Director of Public Safety conducts a Request for Proposals for the selection of a vendor or vendors and executes a new contract or contracts for these services under the authority of Section 135.42.

Section 7. 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 Safety, Finance, Law; Committees on Public Safety, Legislation, Finance.

Ord. No. 293-07.

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

An emergency ordinance authorizing the Director of Personnel and Human Resources to employ one or more professional consultants to administer the City's employee assistance program for a one year period, with two one-year options to renew.

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 Personnel and Human Resources is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to administer the City's employee assistance program for a one year period, with two one-year options to renew, exercisable by the Director of Personnel and Human Resources.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Personnel and Human Resources from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Personnel and Human Resources for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Personnel and Human Resources, and certified by the Director of Finance.

Section 2. That the cost of contract or contracts authorized shall be paid from Fund No. 01-040200-632000 and from any fund appropriated for this purpose in budget year 2007, Request No. 162013.

Section 3. That this ordinance is declared to be an emergency mea-

sure 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. 294-07.

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

An emergency ordinance authorizing the Director of Personnel and Human Resources to employ one or more professional consultants to provide workers' compensation and actuarial services, for a period of one year, with two one-year options to renew.

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 Personnel and Human Resources is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for a comprehensive workers compensation program, including but not limited to, actuarial and auditing services, disability and account management, preparing reports, scheduling and payment of medical exams, claims settlement, handicap reimbursement, investigations, and filing claims appeals and other duties for a one year period, with two one-year options to renew, exercisable by the Director of Personnel and Human Resources.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Personnel and Human Resources from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Personnel and Human Resources for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Personnel and Human Resources, and certified by the Director of Finance.

Section 2. That the cost of contract or contracts authorized shall be paid from Fund No. 01-040200-632000, Request No. 162010.

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 Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 295-07.
By Council Members Lewis and Sweeney (by departmental request).
An emergency ordinance authorizing the Director of Personnel and Human Resources to employ one or more professional consultants to administer the City's COBRA program and HIPAA compliance for a one year period, with two one-year options to renew.

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 Personnel and Human Resources is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to administer the City's COBRA program and HIPAA compliance for a one year period, with two one-year options to renew, exercisable by the Director of Personnel and Human Resources.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Personnel and Human Resources from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Personnel and Human Resources for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Personnel and Human Resources, and certified by the Director of Finance.

Section 2. That the cost of the contracts authorized shall be paid from Fund No. 01-040200-632000, Request No. 162013.

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 Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 296-07.
By Council Members Lewis and Sweeney (by departmental request).
An emergency ordinance authorizing the Director of Personnel and Human Resources to employ one or more professional services necessary to provide group medical and dental insurance for City of Cleveland employees, for a period not to exceed one year, with a one-year option to renew.

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 Personnel and Human Resources is

authorized to enter into one or more contracts in order to provide professional services necessary to provide group medical and dental insurance for City of Cleveland employees, for a period not to exceed one year, with a one-year option to renew, exercisable by the Director of Personnel and Human Resources.

The selection of the group medical and dental insurance carriers shall be made by the Board of Control on the nomination of the Director of Personnel and Human Resources from a list of qualified carriers as may be determined after a full and complete canvass by the Director of Personnel and Human Resources for the purpose of compiling a list. The cost to be paid for the group medical and dental coverage shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Personnel and Human Resources, and certified by the Director of Finance.

Section 2. That the contracts shall be prepared by the Director of Law and shall contain any conditions and provisions that the Director deems necessary to protect and benefit the public interest including terms related to which insurance coverage will cover employees consistent with the terms of the collective bargaining agreements ratified by the City, and the terms and conditions for transferring employees from one plan to another as collective bargaining agreements are ratified by the City.

Section 3. That the cost of the contract or contracts authorized shall be paid from funds appropriated in budget year 2007 for this purpose, Request No. 162012.

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. 297-07.
By Council Member Reed.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on East 131st Street to Ralph D. Cowan.

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

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

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of

a municipal department; now, therefore,

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 137-11-046, as more fully described below, to Ralph D. Cowan.

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

P. P. No. 137-11-046

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly part of Sublot Nos. 330 and 331 in the T.H. Kelly's Heirs Allotment No. 4 of part of Original One Hundred Acre Lot No. 453, as shown by the recorded plat in Volume 16 of Maps, Page 29 of Cuyahoga County Records and together forming a parcel of land 76 feet front on the Westerly side of East 131st Street, 131.73 feet deep on the Northerly line, 131.36 feet deep on the Southerly line, which is also the Northerly line of Holborn Avenue, S.E., and 76 feet wide in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

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

FIRST READING ORDINANCES REFERRED

Ord. No. 298-07.

By Council Member Cimperman.

An ordinance to change the zoning of property located on the west side of East 33rd Street north of Perkins Avenue from Multi-Family Residential to Residence Industry District (Map Change No. 2216 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 in the centerline of Perkins Avenue at its intersection with the centerline of East 33rd Street;

Thence northerly along said centerline of East 33rd Street to its intersection with the easterly prolongation of the northerly line of Sublot Number 44 in the J.H. Webster Assignee & Mabel Weddell Subdivision as shown on the recorded plat in Volume 13, Page 38 of Cuyahoga County Map Records, said parcel also being known as Cuyahoga County's Permanent Parcel Number 102-35-036;

Thence westerly along said easterly prolongation of said northerly line to its intersection with the westerly line thereof;

Thence southerly along said westerly line and along its southerly prolongation to its intersection with the southerly line of Sublot Number 47 in said Subdivision, said parcel also being known as Cuyahoga County's Permanent Parcel Number 102-35-037;

Thence easterly along said southerly line and along its easterly prolongation to its intersection with the centerline of East 33rd Street;

Thence southerly along said centerline of East 33rd Street to its intersection with the centerline of Perkins Avenue,

and as shaded on the attached map is changed to a Residence Industry District.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2216, 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.

Ord. No. 299-07.

By Council Member Cimperman.

An ordinance to change the zoning of property located between East 41st Street and East 43rd Street south of Superior from Two-Family Residential to Semi-Industry (Map Change No. 2218 Sheet No. 4).

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 in the centerline of East 41st Street at its intersection with the westerly prolongation of the northerly line of Sublot Number 17 in the J. Lyman Subdivision as shown on the recorded plat in Volume 1, Page 34 of Cuyahoga County Map Records;

Thence northeasterly along said westerly prolongation and along its easterly prolongation to its intersection with the centerline of East 43rd Street;

Thence southerly along said centerline to its intersection with easterly prolongation of the southerly line of Sublot Number 72 in the James M. Hoyt Subdivision as shown on the recorded plat in Volume 1, Page 20 of Cuyahoga County Map Records, said parcel also being known as Cuyahoga County's Permanent Parcel Number 104-26-047,

Thence southwestly along said prolongation of said southerly line to its intersection with the westerly line thereof;

Thence southeasterly along said southerly line and along its southerly prolongation to its intersection with the southerly line of Sublot Number 18 in the aforementioned J. Lyman Subdivision;

Thence southwestly along said southerly line and along its westerly prolongation to its intersection with the centerline of East 41st Street;

Thence northwesterly along said centerline of East 41st Street to its intersection with the westerly prolongation of the northerly line of Sublot Number 17 in the aforementioned J. Lyman Subdivision and the principal place of beginning,

and as shaded on the attached map is changed to a Semi-Industry Use District.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2218, Sheet No. 4 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.

Ord. No. 300-07.

By Council Member Reed.

An ordinance to change the zoning of property located on the southwest corner of Kinsman Road and East 123rd Street from RA-2 to Local Retail Business and a 'C' Area District (Map Change No. 2215 Sheet No. 10).

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

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

Beginning in the centerline of Kinsman Road at its intersection with the centerline of East 123rd Street;

Thence southerly along said centerline of East 123rd Street to its intersection with the easterly prolongation of the northerly line of Sublot Number 64 in the Mt. Pleasant View Subdivision Number 2 as shown on the recorded plat in Volume 45, Page 28 of Cuyahoga County Map Records, said parcel also being known as Cuyahoga County's Permanent Parcel Number 130-22-079;

Thence westerly along said easterly prolongation of said northerly line and along its westerly prolongation to its intersection with the westerly line of Sublot Number 60 in said Mt. Pleasant View Subdivision Number 2, said parcel also being known as Cuyahoga County's Permanent Parcel Number 130-22-004;

Thence northerly along said westerly line to its intersection with the northerly line of Sublot Number 56 in the Mt. Pleasant Subdivision as shown on the recorded plat in Volume 42, Page 24 of the Cuyahoga County Map Records, said parcel also being known as Cuyahoga County's Permanent Parcel Number 130-22-078;

Thence westerly along said northerly line and along its westerly prolongation to its intersection with the centerline of East 121st Street;

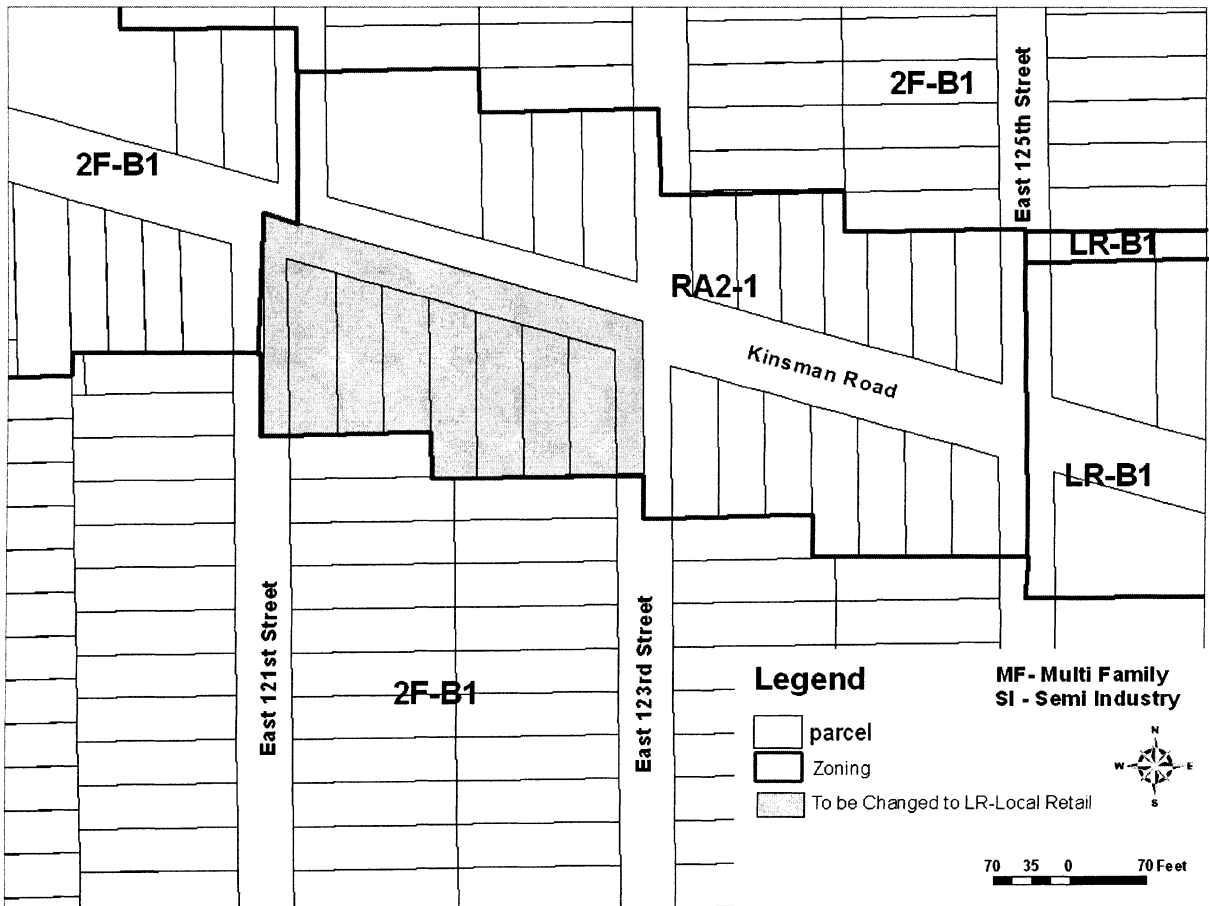
Thence northerly along said centerline of East 121st Street and along its northerly prolongation to its intersection with the centerline of Kinsman Road;

Thence southeasterly along said centerline of Kinsman Road to its intersection with the centerline of East 123rd Street and the principal place of beginning.

and as shaded on the attached map is changed to a Local Retail Business District and a 'C' Area District.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2215, Sheet No. 10 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.

Ord. No. 301-07.

By Council Member Zone.

An ordinance to change the zoning of property located on the northwest and southwest corners of Father Caruso at West 65th Street and at West 67th Street to Two Family Residential and a '1' Height District (Map Change No. 2217 Sheet No. 1).

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

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

Beginning in the centerline of West 65th Street at its intersection with the centerline of Breakwater Avenue;
Thence northerly along said centerline of West 65th Street and along its northerly prolongation to its intersection with the main line of the New York Central Railroad also known as Norfolk Southern Railroad;

Thence southwesterly along said main line to its intersection with the northerly prolongation of the westerly line of the O. Alger Subdivision as shown on the recorded plat in Volume 12, Page 36 of Cuyahoga County Map Records;

Thence southerly along said northerly prolongation of said westerly line to its intersection with the southerly line of Sublot Number 30 in said O. Alger Subdivision, said parcel also being known as Cuyahoga County's Permanent Parcel Number 002-08-089;

Thence easterly along said southerly line and along its easterly prolongation to its intersection with the centerline of West 67th Street;

Thence northerly along said centerline and along its northerly prolongation to its intersection with the centerline of Father Caruso Drive N.W.;

Thence easterly along said centerline to its intersection with the northerly prolongation of the westerly line of Sublot Number 58 in the J. Morrison Subdivision as shown on the recorded plat in Volume 1, Page 49 of Cuyahoga County Map Records, said parcel also being known as Cuyahoga County's Permanent Parcel Number 002-08-053;

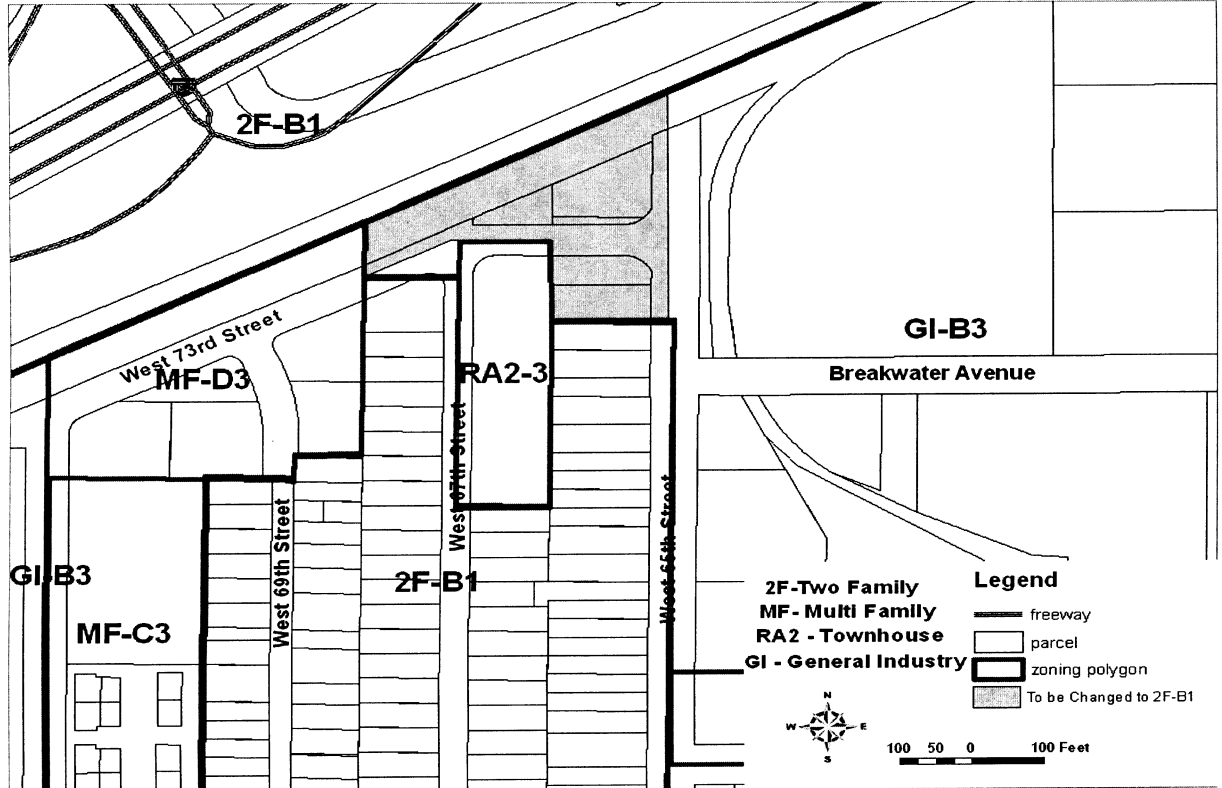
Thence southerly along said prolongation of said westerly line to its intersection with the southerly line thereof;

Thence easterly along said southerly line and along its easterly prolongation to its intersection with the centerline of West 65th Street;

Thence southerly along said centerline to its intersection with the centerline of Breakwater Avenue and the principal place of beginning, and as shaded on the attached map is changed to a Two-Family Residential District and a '1' Height District.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2217, Sheet No. 1 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for 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
RESOLUTION REFERRED**

Res. No. 302-07.

By Council Members Britt, Brady, Cimperman and Sweeney (by request).

An emergency resolution declaring the intent to vacate a portion of East 93rd Street (60 feet wide) extending Northerly from the Northerly line of Euclid Avenue (80 feet wide) to the Southerly line of Chester Avenue N.E. (86 feet wide).

Whereas, this Council is satisfied that there is good cause to vacate a portion of East 93rd Street (60 feet wide), as described; and

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

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

Section 1. That this Council declares its intent to vacate a 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 East 93rd Street (60 feet wide) extending Northerly from the Northerly line of Euclid Avenue (80 feet wide) to the Southerly line of Chester Avenue N.E. (86 feet wide).

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That this resolution 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 adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

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

Ord. No. 304-07.

By Council Member Sweeney.

An emergency ordinance authorizing the Clerk of Council to amend City Contract No. 60859 with ADT Security Services, Inc. to provide for professional security services for Cleveland City Council for a period of two years and to provide for the purchase of any necessary software and equipment needed for operation and maintenance of City Council's security system.

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

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

Section 1. That the Clerk of Council is authorized to amend City Contract No. 60859 with ADT Security Services, Inc. to provide for professional security services, including maintenance services, necessary to provide office security for Cleveland

City Council for a period of two years. This amendment further authorizes the purchase of any necessary software and equipment needed to operate and maintain said security system.

Section 2. That the cost of said contract authorized in Section 1 above shall be paid from Fund No. 01 SF 001.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 305-07.

By Council Member Zone.

An emergency ordinance amending Section 1 of Ordinance No. 467-06 passed March 13, 2006 as it pertains to authorizing the Director of Community Development to enter into an agreement with Detroit Shoreway Community Development Organization for the Community Forum Program through the use of Ward 17 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 1 of Ordinance No. 467-06, passed March 13, 2006, is hereby amended to read as follows:

Section 1. That the Director of Community Development is authorized to enter into an agreement effective October 1, 2005 with Detroit Shoreway Community Development Organization for the implementation of the Community Forum Program for the public purpose of providing a strategic community planning and assessment program for Cleveland residents to develop and promote sustainable neighborhoods in the City of Cleveland through the use of Ward 17 Neighborhood Equity Funds.

Section 2. That Section 1 of Ordinance No. 467-06 passed March 13, 2006 is hereby repealed.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 307-07.

By Council Member Sweeney.

An emergency ordinance to amend Section 4a of Ordinance No. 1776-A-90, passed April 22, 1991, as amended, as amended by various ordinances, relating to establishing a neighborhood Community Reinvestment 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 Section 4a of Ordinance No. 1776-A-90, passed April 22, 1991, as amended by Ordinance No. 960-99, passed June 7, 1999, Ordinance No. 2093-99, passed December 13, 1999, Ordinance No. 1341-01, passed August 15, 2001, Ordinance No. 849-02, passed June 10, 2002, Ordinance No. 550-03, passed May 12, 2003, and Ordinance No. 1757-06, passed January 29, 2007 is amended to read as follows:

Section 4a. That the Community Reinvestment Area described in this Ordinance shall expire on June 15, 2007, unless an extension is authorized by an amendment of Cleveland City Council; provided, however that if for any reason the designation of the area is revoked by the City or the terms of the abatement provided under this ordinance are modified or allowed to expire, the entitlements granted under this ordinance for any residential project defined as a phased, single family project or multi-unit rental or for-sale development project, with a letter of commitment for its project financing, for which a development agreement has been entered into with the City by the Director of Community Development, on or before February 16, 2007, shall continue at the current percentage of exemption and term of years.

Further, that the Director of Community Development is hereby authorized to enter into such development agreements from the date of passage of this ordinance up to and including February 16, 2007, and that the Director of Community Development shall receive the consent of the City Council representative of the Ward that a development project is located in prior to executing a development agreement for that project.

Real property transferred by the City of Cleveland, Land Reutilization Program ("Land Bank"), in calendar year 2006 for single-family residential development shall qualify for residential tax abatement at current approved levels (100% for 15 years) if construction is commenced and completed within the time frames stipulated within the City's Official Deed.

Section 2. That existing Section 4a of Ordinance No. 1776-A-90, passed April 22, 1991, as amended by Ordinance No. 960-99, passed June 7, 1999, Ordinance No. 2093-99, passed December 13, 1999, Ordinance No. 1341-01, passed August 15, 2001, Ordinance No. 849-02, passed June 10, 2002, Ordinance No. 550-03, passed May 12, 2003, and Ordinance No. 1757-06, passed January 29, 2007, is 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.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 308-07.

By Council Members Britt and Pierce Scott.

An emergency ordinance consenting and approving the issuance of a permit for the 2007 Hudson Relays, on April 28, 2007, sponsored by Case Western Reserve University.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the 2006 Hudson Relays sponsored by Case Western Reserve, on April 29, 2006, starting at "The Rock," next to Fribley, near the bottom of the elephant steps; in front of Carlton Commons, top of stairs; top of Edgehill at Overlook; in front of the Greenhouse Restaurant; corner of Euclid and Adelbert (runner must pass baton after crossing Euclid, in front of Severance Hall); in front of the Peter B. Lewis building, corner of Bellflower and Ford; just past the driveway of the tiny lot at the southeastern edge of the Northside Residential Village on Juniper Road; in front of Pierce house in the Northside Residential Village; in front of Clark Hall on the Mather Quad; back at "The Rock"; President's Last Lap Only; the last runner (President) receives the baton at the rock by Adelbert hall and runs into the Quad up the Pardee side and around the back to the rock down the Yost side; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 309-07.

By Council Member Cimperman.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Diabetes Association of Greater Cleveland to stretch a banner at Cleveland State University's walkway crossing over East 22nd Street at Euclid Avenue for the period from March 23, 2007 to April 22, 2007, inclusive, announcing the 22nd Annual Verizon Wireless Swim for Diabetes.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to the Diabetes Association of Greater Cleveland to install, maintain and remove a banner at Cleveland State University's walkway crossing over East 22nd Street at Euclid Avenue, for the period from March 23, 2007 to April 22, 2007, 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 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 310-07.

By Council Member Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the Bridges to Recovery 5K Run Walk, on April 1, 2007, conducted by The Covenant.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of

a municipal department; now, therefore,

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Bridges to Recovery 5K Run Walk, conducted by The Covenant on April 1, 2007, with the Run/Walk beginning at West 29th; West 29th to Detroit, Detroit to Huron, Huron to Ontario, Ontario to Lorain, Lorain to West 28th, West 28th to Circle-finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 311-07.

By Council Member Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the Cleveland Bench Bar Halloween Run, to benefit the Cleveland Bar Association, on October 20, 2007, scheduled by the Hermes Sports & Events.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Cleveland Bench Bar Halloween Run; starting at Ontario & Lakeside, Lakeside to West 3rd, West 3rd to Erieside, Erieside across East 9th to Aviation High School, turn around and return same route, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 312-07.

By Council Member Cimperman. An emergency ordinance consenting and approving the issuance of a permit for the Making Strides Against Breast Cancer Walk, on May 19, 2007, sponsored by the American Cancer Society.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Making Strides Against Breast Cancer Walk, sponsored by the American Cancer Society on May 19, 2007, with the Walk beginning at Jacobs Field/Gateway Plaza, Gateway to East 6th, East 6th to Huron, Huron to Superior, cross Superior to West 9th, West 9th to St. Clair, St. Clair to West 3rd, West 3rd to Erieside, Erieside to East 9th, East 9th to Eagle, Eagle to Gateway 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 necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 313-07.

By Council Member Cimperman. An emergency ordinance consenting and approving the issuance of a permit for the Walkathon and 5K Run, on May 5, 2007, sponsored by The Diversity Center of Northeast Ohio.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Walkathon and 5K Run, sponsored by The Diversity Center of Northeast Ohio on May 5, 2007, with the Run/Walk beginning at Erieside, Rock Hall, Erieside to East 9th, East 9th to N. Marginal, N. Marginal to Burke Airport Loop Drive, Loop Drive to N. Marginal, N. Marginal to East 9th, East 9th to Lakeside, Lakeside to West 3rd, West 3rd to St. Clair, St. Clair to West 9th, West 9th to W. Lakeside, W. Lakeside to West 3rd, West 3rd to Erieside-finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 303-07.

By Council Members Brady, Brancatelli, Britt, Cimperman, Cleveland, Coats, Conwell, Cummins, Dolan, Johnson, Kelley, Lewis, Pierce Scott, Polensek, Reed, Santiago, Sweeney, Turner, Westbrook, White and Zone. An emergency resolution urging the Federal government to increase crucial funding for autism research and services.

Whereas, about one in 150 American children has autism, according to the U.S. Centers for Disease Control and Prevention's largest study done so far on the urgent public health concern; and

Whereas, the new study results, based on 2002 data from 14 states, are higher than previously reported, and underscore how common autism is; and

Whereas, the study calculated an average autism rate of 6.6 per 1,000, an increase from last year's estimated rate of 5.5 in 1,000; and

Whereas, autism is a complex disorder characterized by a range of behaviors, including difficulty in

expressing needs and inability to socialize; and

Whereas, autism is usually not diagnosed in children until after age three, even though early intervention is beneficial to progress; and

Whereas, the cause of autism is not known, although some parents and advocates contend that autism is linked to a vaccine preservative; and

Whereas, Autism Speaks, the nation's largest organization advocating more services for autistic children, believes the new data shows the need for more early intervention services, more therapists, and legislators to stand up for autistic children and their families; 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 hereby urges the Federal government to increase crucial funding for autism research and services.

Section 2. That the Clerk of Council is hereby directed to transmit a copy of this resolution to Autism Speaks, the United States Congress, and the U.S. Centers for Disease Control and Prevention.

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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 306-07.

By Council Members Santiago, Cimperman, Zone and Brancatelli.

An emergency resolution calling upon the Jackson administration to adequately inspect the canopy roofs of all businesses in the City, including gas service stations, to ensure compliance with the City's Building Code and the Ohio Building Code, and supporting an amendment to the codified ordinances to require regular maintenance of all flat canopy roofs and also requiring any newly constructed canopy roofs to be pitched, not flat

Whereas, on February 14th, a canopy roof covered with heavy snow collapsed at a gas service station at Fulton and Lorain on Cleveland's west side, injuring one person and crushing three cars; and

Whereas, less than 6 days later, on February 19th, another snow-laden canopy roof completely collapsed at a gas service station at West 14th and Clark in the City, sending one person to the hospital; and

Whereas, also on February 19th, a canopy roof collapsed under the weight of heavy snow at a business in Elyria, trapping a woman for 25 minutes; and

Whereas, under the City's Building Code, which adopts Ohio's Build-

ing Code, all roofs, whether flat or pitched, must be designed to bear snow loads as set forth in the law; and

Whereas, this Council recognizes that doing everything possible to ensure that canopy roofs bear the weight of heavy snow is a matter of grave importance to the health and safety of the citizens of the City; and

Whereas, City building and housing inspectors must adequately inspect all canopy roofs prior to winter weather to ensure that these roofs can hold snow loads as required by the code; and

Whereas, owners of flat canopy roofs should be required to clean snow from the structures regularly during any snowfall; and

Whereas, engineers have stated that flat canopy roofs are less sturdy in holding heavy snow than pitched roofs and flat canopy roofs are more likely to collapse under the weight of heavy snow; and

Whereas, given the obvious engineering problems with flat canopy roofs bearing heavy snow, all newly constructed canopy roofs should be required to have pitched roofs, not flat; 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 calls upon the Jackson administration to adequately inspect the canopy roofs of all businesses in the City, including gas service stations, to ensure compliance with the City's Building Code and the Ohio Building Code, and supports an amendment to the codified ordinances to require regular maintenance of all flat canopy roofs and also to require any newly constructed canopy roofs to be pitched, not flat.

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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 314-07.

By Council Member Brady.

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 3387 West 117th Street, and repealing Resolution No. 1653-06, objecting to said transfer.

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to Billy Kay Enterprises, Inc., DBA Dairy Mart, 3387 West 117th Street, Cleveland, Ohio 44111, Permanent No. 0717853, by Resolution No. 1653-06 adopted by the Council on October 2, 2006; and

Whereas, this Council wishes to withdraw its objection to the above

transfer and consents to said transfer; and

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

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

Section 1. That objection to a C1 and C2 Liquor Permit to Billy Kay Enterprises, Inc., DBA Dairy Mart, 3387 West 117th Street, Cleveland, Ohio 44111, Permanent Number 0717853, be and the same is hereby withdrawn and Resolution No. 1653-06, 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 315-07.

By Council Member Britt.

An emergency resolution objecting to a New C2 Liquor Permit at 7500 Euclid Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C2 Liquor Permit at Aldi, Inc., Ohio, DBA Aldi #66, 7500 Euclid Avenue, Cleveland, Ohio 44103, Permanent Number 01007780680; 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 Aldi, Inc., Ohio, DBA Aldi #66, 7500 Euclid Avenue, Cleveland, Ohio 44103, Permanent Number 01007780680, 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 316-07.

By Council Member Cleveland.

An emergency resolution withdrawing objection to a New C2 Liquor Permit at 3230 East 93rd Street and repealing Resolution No. 2057-06, objecting to said permit.

Whereas, this Council objected to a New C2 Liquor Permit to Semaan Marketing, Inc., 3230 East 93rd Street, Cleveland, Ohio 44104, Permanent Number 7974550 by Resolution No. 2057-06 adopted by the Council on December 4, 2006; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; 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 a New C2 Liquor Permit to Semaan Marketing, Inc., 3230 East 93rd Street, Cleveland, Ohio 44104, Permanent Number 7974550, be and the same is hereby withdrawn and Resolution No. 2057-06, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 317-07.

By Council Member Cleveland.

An emergency resolution withdrawing objections to the objection of a Liquor Agency Contract located at 3230 East 93rd Street.

Whereas, this Council objected to a Liquor Agency Contract located at Semaan Marketing, Inc., 3230 East 93rd Street, Cleveland, Ohio 44104, Permanent Number 7974550 by Resolution No. 1975-06 adopted by the Council on November 20, 2006 and Resolution No. 2098-06 adopted by the Council on December 13, 2006; and

Whereas, this Council wishes to withdraw its objections to the above permit and consents to said permit; 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 objections to the Liquor Agency Contract located at Semaan Marketing, Inc., 3230 East 93rd Street, Cleveland, Ohio 44104, Permanent Number 7974550, be and the same is hereby withdrawn and Resolution Nos. 1975-06 and 2098-06, containing such objections, be and the same is hereby repealed and that this Council consents to the immediate permit 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 318-07.

By Council Member Cleveland.

An emergency resolution withdrawing objection to the transfer of liquor license of a C2 and C2X Liquor Permit at 2288 East 55th Street and repealing Resolution No. 1815-06, objecting to said transfer.

Whereas, this Council objected to the transfer of liquor license of a C2 and C2X Liquor Permit to M & I Deli, Inc., DBA M & I Deli, 2288 East 55th Street, Cleveland, Ohio 44103, Permanent Number 5380075 by Resolution No. 1815-06 adopted by the Council on October 30, 2006; and

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

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

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

Section 1. That objection to a C2 and C2X Liquor Permit to M & I Deli, DBA M & I Deli, 2288 East 55th Street, Cleveland, Ohio 44103, Permanent Number 5380075 be and the same is hereby withdrawn and Resolution No. 1815-06, 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 319-07.

By Council Member Lewis.

An emergency resolution objecting to a New C1 Liquor Permit at 7909 Superior Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C1 Liquor Permit at Superior 7909, Inc., DBA Elexchange, 7909 Superior Avenue, Cleveland, Ohio 44103, Permanent Number 8703382; 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, safe-

ty 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 Superior 7909, Inc., DBA Elexchange, 7909 Superior Avenue, Cleveland, Ohio 44103, Permanent Number 8703382; 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 320-07.

By Council Member Reed.

An emergency resolution withdrawing objection to the transfer of ownership of a C2 and C2X Liquor Permit at 3643 East 116th Street, and repealing Resolution No. 147-07, objecting to said transfer.

Whereas, this Council objected to the transfer of ownership of a C2 and C2X Liquor Permit to 3643 East 116th Street, Inc., DBA Nadia's Market, 3643 East 116th Street, Cleveland, Ohio 44105, Permanent No. 8871297, by Resolution No. 147-07 adopted by the Council on January 29, 2007; and

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

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

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

Section 1. That objection to a C2 and C2X Liquor Permit to 3643 East 116th Street, Inc., DBA Nadia's Market, 3643 East 116th Street, Cleveland, Ohio 44105, Permanent Number 8871297 be and the same is hereby withdrawn and Resolution No. 147-07, 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 321-07.

By Council Member Pierce Scott.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 7516 St. Clair Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Abu Khaled, Inc., DBA Food Town Supermarket, 7516 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 00373000005 to Guru Radhe Nikunj, Inc., DBA Food Town Supermarket, 7516 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 3453197; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Abu Khaled, Inc., DBA Food Town Supermarket, 7516 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 00373000005 to Guru Radhe Nikunj, Inc., DBA Food Town Supermarket, 7516 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number

3453197; 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 adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 177-07.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into one or more contracts with A T & T for professional services necessary to maintain E-911 position equipment, for a period of one year, with two one-year options to renew.

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

1. In the title, line 5, and in Section 1, line 2, strike "position" and insert: "**Positron**".

Amendment agreed to.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. 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. 178-07.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into one or more contracts with Mary Taylor, Ohio State Auditor, for professional services necessary to perform an assessment and to express the opinion of the City regarding the 2006 financial statements, and to complete two statements of Auditing Standards for the Divisions of Water and Taxation.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 179-07.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the purchase by one or more

requirement contracts of lumber, for the various divisions of City government.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 181-07.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of window washing services, for the various divisions of City government.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

THIRD READING EMERGENCY ORDINANCE PASSED

Ord. No. 195-07.

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

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an amendment to the Lease between the City of Cleveland and the Gordon Square Homes, L.P. and Detroit Commercial Limited Partnership for a public parking facility located in the area of West 65th Street and Detroit Avenue.

Read third time. Passed. Yeas 17. Nays 0.

Council Member Cleveland entered the meeting.

MOTION

By Council Member Santiago, seconded by Council Member Dolan, and unanimously carried that the absence of Council Members Patricia J. Britt, Kevin Conwell and Sabra Pierce Scott, be and is hereby authorized.

MOTION

The Council Meeting adjourned at 8:13 p.m. to meet Monday, March 5, 2007 at 7:00 p.m. in the Council Chambers.



City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

February 21, 2007

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 21, 2007, at 10:30 a.m. with Mayor Jackson presiding.

Present: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Absent: Directors Dumas and Cox. Others: Jim Hardy, Commissioner, Purchases and Supplies.

Debra Linn Talley, Director, Office of Equal Opportunity.

On motions, the following resolutions were adopted, except as may be otherwise noted:

Resolution No. 78-07.

By Director Ciaccia.

Whereas, by Board of Control Resolution No. 286-06, adopted July 12, 2006, under authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, the City, through the Director of Public Utilities, selected Richmond Valve & Pipe Co. Inc. as the lowest and best bidder to provide an estimated quantity of ductile iron pipe and fittings, items 1, 92, 101, 121, 122 and 124, for the Division of Water, Department of Public Utilities; and

Whereas, because Richmond Valve & Pipe Co. Inc. has failed to faithfully perform a previous contract, it is ineligible, under Section 181.27 C.O. to receive a contract award; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 286-06, adopted by this Board July 12, 2006, approving Richmond Valve & Pipe Co. Inc. as the lowest and best bidder to provide an estimated quantity of ductile iron pipe and fittings, items 1, 92, 101, 121, 122 and 124, for the Division of Water, Department of Public Utilities, is rescinded.

Be it further resolved that all bids received on February 24, 2006 for an estimated quantity of ductile iron pipe and fittings, items 1, 92, 101, 121, 122 and 124, for the Division of Water, Department of Public Utilities, are rejected.

Yeas: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Nays: None.

Absent: Directors Dumas and Cox.

Resolution No. 79-07.

By Director Ciaccia.

Whereas, by Board of Control Resolution No. 524-06, adopted November 15, 2006, under authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, the City, through the Director of Public Utilities, selected Richmond Valve & Pipe Co. Inc. as the lowest and best bidder to provide an estimated quantity of pipe repair clamps, items 1-23, for the Division of Water, Department of Public Utilities; and

Whereas, because Richmond Valve & Pipe Co. Inc. has failed to faithfully

perform a previous contract, it is ineligible, under Section 181.27 C.O. to receive a contract award; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 524-06, adopted by this Board November 15, 2006, approving Richmond Valve & Pipe Co. Inc. as the lowest and best bidder to provide an estimated quantity of pipe repair clamps, items 1-23, for the Division of Water, Department of Public Utilities, is rescinded.

Be it further resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Enterprises Inc. for an estimated quantity of pipe repair clamps, items 1-23, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on September 20, 2006 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$128,187.70 (0%, Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 171470

which shall be certified against the contract in the sum of \$23,000.00.

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

Yeas: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Nays: None.

Absent: Directors Dumas and Cox.

Resolution No. 80-07.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 2136-05, passed by the Council of the City of Cleveland on April 10, 2006, the joint venture of In-ter-space Services LLC dba Interspace Airport Advertising/Clear Channel Outdoor, Inc. is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the concessionaire to operate a terminal advertising concession at Cleveland Hopkins International Airport, for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with the joint venture of In-ter-space Services LLC dba Interspace Airport Advertising/Clear Channel Outdoor, Inc., for a term of 10 years at a con-

cession fee of a minimum annual guarantee of \$700,000 per year for the first 18 months from the Effective Date and \$900,000 per year thereafter during the remaining term of the agreement or the total of 50% of standard static advertising gross revenues and 40% of Art/Theming/Technology/Displays gross revenues, whichever is greater. This contract shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that employment of the following sub-contractors by the joint venture of In-ter-space Services LLC dba Interspace Airport Advertising/Clear Channel Outdoor, Inc. is approved:

<u>Subconsultant</u>	<u>Amount</u>
The Superior Group	\$ 57,000.00
JDD, Inc. (James Vaughn)	\$ 49,400.00
Rodney Brown Photography	\$ 30,000.00
DAR Public Relations	\$ 10,400.00
The PR Store	\$ 10,400.00
Blue Ribbon Signs	\$466,500.00
City Architecture	\$ 5,250.00
Gallo Displays/Opus Design Inc.	\$225,000.00
Wilkerson and Associates	\$ 8,000.00
Royal Electric Construction Corp.	\$ 57,000.00

Yeas: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Nays: None.

Absent: Directors Dumas and Cox.

Resolution No. 81-07.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the bid of VIP Restoration, Inc., for the public improvement of installing snow guards on the existing glass, surface of the weather canopies on the upper roadway at Cleveland Hopkins International Airport, all items, for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on November 22, 2006 under the authority of Ordinance No. 274-05, passed May 2, 2005, upon a unit basis for the improvement, in the aggregate amount of \$52,490.00, is affirmed and approved as the lowest responsible bid; and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Yeas: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Nays: None.

Absent: Directors Dumas and Cox.

Resolution No. 82-07.

By Director Wasik.
 Be it resolved, by the Board of Control of the City of Cleveland, that all bids received on December 6, 2006, for an estimated quantity of asphalt rollers (Item 1), for the various divisions of City government, under the authority of Ordinance No. 887-06, passed by the Council of the City of Cleveland on August 9, 2006, are rejected.

Yeas: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Nays: None.

Absent: Directors Dumas and Cox.

Resolution No. 83-07.

By Director Ciaccia.
 Be it resolved, by the Board of Control of the City of Cleveland that the bid of Kaiser Co. Inc., DBA 21st Century Equipment Co. for an estimated quantity of asphalt recyclers (item 2), for the various divisions of City government, for the period of one year beginning with the date of execution of a contract, received on December 6, 2006, under the authority of Ordinance No. 887-06, passed by the Council of the City of Cleveland on August 9, 2006, which on the basis of the estimated quantity would amount to \$134,454.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Service is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 161895 which shall be certified against the contract in the sum of \$134,454.00.

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

Yeas: Mayor Jackson, Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Rush, Hutchinson, Reilly, Fumich, Guzman and Acting Director O'Leary.

Nays: None.

Absent: Directors Dumas and Cox.

JEFFREY B. MARKS,
 Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

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

REYNALDO GALINDO,
 President

CIVIL SERVICE NOTICE

**ANNOUNCEMENTS - 2007
 3/5/07 - 3/9/07**

Announce- ment No.	Type Exam	Classification
2	WR	Auditor (Open)
3	EE	PC Technician (Open)

PROOF OF CITY RESIDENCY

Any applicant wishing to receive residency credit will be asked to show that he/she is a bona fide resident of the City of Cleveland. The following list gives examples of items that an applicant may present **at the time of filing.** The Civil Service Commission requires a minimum of three items from at least three **different** categories, where applicable. All items must be **current.** Please note that presentation of these items does not constitute conclusive proof of bona fide residency. Acceptable categories include, but are not limited to, the following:

- Lease - from rental agency.
- Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.

Utility bills bearing the property address **and** your name.

Post Office change of address form properly date stamped.

Official documents relating to home ownership including deed, purchase agreement, or insurance policy.

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

Car registration **or** Driver's License **or** Ohio I.D. (**One only**).

Loans and credit card statements (Within last three months).

Rental contracts (e.g.: furniture, tools, car, etc.).

Current bills not listed above (Within last three months).

The following are examples of **unacceptable** categories of proof:

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

Rental receipts from independent party without cancelled checks or money order receipt.

**APPROVED C.S.C MINUTES
 ANNOUNCEMENT NO. 2**

AUDITOR (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$20,092.80 - \$54,905.76 per Year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, MARCH 5, 2007 UNTIL 4:30 P.M. ON FRIDAY, MARCH 9, 2007.**

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P. M. ON FRIDAY, MARCH 9, 2007.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: WRITTEN EXAMINATION

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, audits and/or examines various City or divisional accounts. Prepares various required

financial and/or audit reports using standard accounting procedures. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam). Wears and properly utilizes safety equipment in accordance with Divisional policy at all times. Performs other job related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or GED is required. A Bachelor's Degree in Accounting, Finance, Business, Public Administration or related field from an accredited four (4) year college or university is required. One (1) year of full time paid experience in the Accounting/Business or Consulting field is required. (Substitution: Two (2) years of relevant full time paid experience may substitute for each year of college education lacking.) Should be knowledgeable in Microsoft Office Suite and various accounting software packages. Strong written and verbal communication skills are required. Must be able to lift and carry a minimum of thirty (30) pounds. A valid State of Ohio Driver's License is required.

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 3

PC TECHNICIAN (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination

for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$25,000.00 - 46,350.72 per Year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, March 5, 2007 UNTIL 4:30 P.M. ON FRIDAY, March 9, 2007.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M ON FRIDAY, March 9, 2007.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Provides support for personal computers in both a network and stand-alone environment through management, control, and operation of the information systems and their equipment. Acts as a liaison to other City divisions requesting troubleshooting and integration services as needed. Accesses issues or problems with hardware/software and devises approaches or solutions. Provides technical support services. Establishes, installs, operates, and maintains local area networks. Manages and maintains division's security systems. Develops and implements disaster recovery plan. Coordinates daily computer system operations. Manages division's intranet presence including web submissions. Supports and trains systems users. Installs, configures, troubleshoots, and maintains computer hardware/software. Supports work stations, printers, and servers. Evaluates hardware/software currently in use and implements upgrades. Coordinates with vendors to purchase, repair, or replace hardware/software and administrators and maintains

maintenance contracts and leases. Implements safety and preventive maintenance procedures. Manages and maintains security systems. Develops and implements disaster recovery plan. Evaluates, recommends, manages, and maintains all office technologies. Develops bid specifications. Assists in the development of a technology budget. Maintains job estimating program and inventory control system. Performs other job related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam). Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or GED is required. An Associate's Degree in Information Systems, Computer Science, or related field from an accredited college or university is required. Two (2) years of full time paid experience in Personal Computer Support related to the integration and operation of computer systems in a networked environment is required. (Substitution: Two (2) years of related experience may substitute for each year of college education lacking.) A + Certification is required. A valid State of Ohio Driver's License is required. Knowledge of multifunctional devices and other office technologies is required.

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

REYNALDO GALINDO,
President

February 28, 2007

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, MARCH 12, 2007

9:30 A.M.

Calendar No. 07-14: 10702 Joan Avenue (Ward 19)

Martin Lutz, owner, appeals to establish use for 90 day community re-entry housing for ex-offenders, (State of Ohio "Independent Housing Program"), in an existing two-story and basement, four dwelling unit building, situated on a 50' x 85.06' parcel located in a Two-Family District on the north side of Joan Avenue at 10702 Joan Avenue; the proposed use being neither a single nor a two family residence use and defined in Section 325.51 of the Zoning Code as a Class B multiple dwelling, that is first permitted in a Multi-Family Residential District and is contrary to Section 337.03, where use is limited to single and two family residences and all uses permitted in a single family residential district; and the substitution of a nonconforming use, change from Class A multiple dwelling to Class B multiple dwelling requires the Board of Zoning Appeals approval, as stated in Section 359.01 of the Codified Ordinances.

Calendar No. 07-16: 2067 Random Road - Unit 1 (Ward 6)

Turning Point Development Company, owner, and John Koncar appeal to erect a 21' x 76' three-story frame, single family residence, proposed to be situated on a 40' x 167.64' parcel located in a Multi-Family District on the east side of Random Road at 2067 Random Road; contrary to Section 355.05, the proposed maximum gross floor area of 3,848 square feet exceeds one-half of the lot size, or 3,217 square feet; and contrary to Section 357.08, a rear yard depth of 10' is provided where not less than one-half the height of the main building, or a 17' depth is required, and an interior side yard of 8'-7" is provided where not less than 10' is required in Section 357.09(2)A of the Codified Ordinances.

Calendar No. 07-17: 2067 Random Road - Unit 2 (Ward 6)

Turning Point Development Company, owner, and John Koncar appeal to erect a 35' x 31' three-story frame, single family residence, proposed to be situated on a 40' x 167.64' parcel located in a Multi-Family District on the east side of Random Road at 2067 Random Road; contrary to Section 355.05, the proposed maximum gross floor area of 1,958 square feet exceeds one-half of the lot size, or 1,838 square feet; and contrary to Section 357.15, a distance of 34'-10" is provided where there is a 40' distance required in any use district between a building erected in the rear of a main building; and an interior side yard of 8'-8" is provided where not less than 10' is required in Section 357.09(2)A of the Codified Ordinances.

Calendar No. 07-24: 2709 Clark Avenue (Ward 14)

JAMR II Properties LLC and George Hohlakis, owner, and Tina Bryant, prospective tenant, appeal to change use from one dwelling unit to a retail store in an existing two-story building, situated on a 35' x 105' parcel located in a General Retail Business District on the south side of Clark Avenue at 2709 Clark Avenue; contrary to Section 349.04, two off-street parking spaces are proposed and three are required; and contrary to Sections 349.07(a) and (b), no bumper guards are proposed for the parking spaces that have inadequate maneuvering space with off-street parking that is designed for vehicles to back into the street; and a driveway width that exceeds the maximum of a 30' width is proposed, contrary to Section 349.07(c)(3) of the Codified Ordinances.

Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, FEBRUARY 26, 2007

At the meeting of the Board of Zoning Appeals on Monday, February 26, 2007, the following appeals were heard by the Board.

The following appeals were **Approved:**

Calendar No. 07-20: 9921 Elk Avenue Howard Hendershot, owner, and Dimitri Salivaras, prospective purchaser, appealed to change use from a factory and offices to a construction company in split zoning between a B3 Semi-Industry and a B1 Two-Family District; subject to conditions.

Calendar No. 07-21: 3901 Lakeside Avenue

The 3849 Group Partnership LLC, owner, and Escape, Inc., lessee, appealed to change use from offices to a private club/nightclub in a B3 General Industry District.

The following appeal was **Denied:**

None.

The following appeal was **Withdrawn:**

None.

The following appeal was **Dismissed:**

None.

The following appeal was **Postponed:**

Calendar No. 06-256: 16606-16702 S. Waterloo Road postponed to March 29, 2007.

In Executive Session on February 26, 2007, the following appeal heard by the Board on February 20, 2007 was ratified by the Board.

The following appeal was **Approved:**

Calendar No. 07-13: 2801 Martin Luther King Jr. Drive

The Cleveland Clinic Foundation appealed to install a 6' tall ornamental fence along the 30' front yard setback of an acreage parcel in a Residence Office District.

The following appeal was **Denied:**

None.

Secretary

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

Re: Report of the Meeting of
February 21, 2007

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

* * *

Docket A-48-06.

RE: Appeal of Thomas J. Kilbane, Owner of the Two Story Masonry Multiple Use Property located on the premises known as 11600 Berea Road from an ADJUDICATION ORDER of the Director of the Department of Building and Housing, dated December 4, 2006, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to permit the building to be occupied as proposed, with the provision that either a two hour separation between the first and second levels be provided, or a 13R sprinkler system be installed in the area; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

Docket A-120-06.

RE: Appeal of 1260 West 4th Street LLC, Owner of the Six Story Concrete Frame Mixed Uses Property located on the premises known as 1260 West 4th Street from a NOTICE OF VIOLATION - HVAC of the Director of the Department of Building and Housing, dated October 19, 2006, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to permit the tempered glass to be installed as an adequate means of separation for the bedroom from the open fireplace, with the provision that that condition be recorded with the deed so that all future owners of this property are notified that they must maintain the tempered glass. Motion

so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.
Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

Docket A-8-07.

RE: Appeal of Midfirst Bank, Mortgagee of the Two Dwelling Units Two & One/half Story Frame Residential Property located on the premises known as 1258 East 71st Street from a 30 DAY CONDEMNATION ORDER — MS of the Director of the Department of Building and Housing, dated December 1, 2006, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 1258 East 71st Street to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

Docket A-9-07.

RE: Appeal of DeKor Group, Inc. C/O Debbie & David Mayes, Owner of the One Story Masonry Mixed Uses Property located on the premises known as 11002 Union Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE of the Director of the Department of Building and Housing, dated December 19, 2006, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant one hundred twenty (120) days in which to do cosmetic work on the fence, and ninety (90) days in which to obtain a Certificate of Occupancy; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. The Appellant is advised that other zoning issues should be taken up with the Board of Zoning Appeals, and that the appeal time will be waived to allow the appeal to be filed timely. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

Docket A-14-07.

RE: Appeal of George J. Pofok, Owner of the Single Family Residential Property located on the premises known as 17612 Allien Avenue from a NOTICE OF NONCONFORMANCE of the Director of the Department of Building and Housing, dated January 7, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to permit the residence to remain with the windows as they are, 5.1 square feet, noting that the Appellant's agreement to get out of that size windows and also that there are sloping roofs

right adjacent to the windows which will facilitate further egress. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

Docket A-18-07.

RE: Appeal of James Bearens, Owner of the Property located on the premises known as 1360 West 9th Street from an ADJUDICATION ORDER of the Director of the Department of Building and Housing, dated February 8, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to permit the structure to be modified as proposed, with the door swinging out onto the sidewalk, and noting the pre-existing conditions and extreme hardship in changing that condition. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Gallagher and seconded by Mr. Bradley for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

- A-127-06—Christopher R. Moore.
- A-131-06 — Blu Investment Group, LLC.
- A-6-07—Kelly Ali.
- A-7-07—MCM Warehouse.
- A-10-07—Pat Campbell.
- A-11-07—City Builders.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Bradley and seconded by Mr. Gallagher for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

February 7, 2007

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

* * *

Secretary

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

FRIDAY, MARCH 9, 2007

Sewer Test Tee Inspection, Installation and Snaking, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 541.13 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A MANDATORY PRE-BID MEETING FRIDAY, MARCH 2, 2007 AT 11:00 A.M., 12302 KIRBY AVENUE, RED CONFERENCE ROOM, CLEVELAND, OHIO 44108.

THE CITY WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

February 21, 2007 and February 28, 2007

WEDNESDAY, MARCH 14, 2007

Water Pollution Control Building Phase II - Women's Locker Room Renovation, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 597-03, passed by the Council of the City of Cleveland, July 16, 2003.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, MARCH 2, 2007 AT 11:30 A.M., 12302 KIRBY AVENUE, RED CONFERENCE ROOM, CLEVELAND, OHIO 44108.

February 21, 2007 and February 28, 2007

THURSDAY, MARCH 15, 2007

Ammunition, for the Division of Police, Department of Public Safety, as authorized by Section 135.065 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, MARCH 1, 2007 AT 10:00 A.M., OUTDOOR RANGE, 3700 WEST 58TH STREET, CLEVELAND, OHIO 44102.

February 21, 2007 and February 28, 2007

FRIDAY, MARCH 16, 2007

Estimated Quantity of Fourteen (14) 4x4 SUV Hybrids, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 887-06, passed by the Council of the City of Cleveland, August 9, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, MARCH 6, 2007 AT 10:30 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

Towing Services, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 501-06, passed by the Council of the City of Cleveland, May 1, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, MARCH 6, 2007 AT 10:00 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

February 21, 2007 and February 28, 2007

WEDNESDAY, MARCH 14, 2007

2007 Highland Park Golf Course Site Improvements, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 988-06, passed by the Council of the City of Cleveland, June 12, 2006.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, MARCH 8, 2007 AT 10:00 A.M., HIGHLAND PARK GOLF COURSE, 3550 GREEN ROAD, HIGHLAND HILLS, OHIO 44122.

Fire and Extended Insurance Coverage, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1257-06, passed by the Council of the City of Cleveland, November 20, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, MARCH 12, 2007 AT 10:00 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

February 28, 2007 and March 7, 2007

THURSDAY, MARCH 15, 2007

Cleveland Browns Stadium Carpet Replacement 2007, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 1266-06, passed by the Council of the City of Cleveland, September 25, 2006.

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

THERE WILL BE A **SECOND MANDATORY PRE-BID MEETING** THURSDAY, MARCH 8, 2007 AT 2:00 P.M., CLEVELAND BROWNS STADIUM, GATE A, 1085 WEST 3RD STREET, CLEVELAND, OHIO 44114.

THE CITY WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

February 28, 2007 and March 7, 2007

FRIDAY, MARCH 23, 2007

Towel and Linen Services (Re-Bid), for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 1623-06, passed by the Council of the City of Cleveland, October 23, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, MARCH 12, 2007 AT 10:30 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Purchase of Various Automotive and Truck Parts, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 501-06, passed by the Council of the City of Cleveland, May 1, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, MARCH 5, 2007 AT 10:30 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

Purchase of Ford Agricultural and Construction Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 501-06, passed by the Council of the City of Cleveland, May 1, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, MARCH 5, 2007 AT 10:30 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

Fire System Testing, Inspection, Maintenance and Repair Services, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1438-06, passed by the Council of the City of Cleveland, October 30, 2006.

THERE WILL BE A **MANDATORY PRE-BID MEETING** THURSDAY, MARCH 8, 2007 AT 11:00 A.M., CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

THE CITY WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

February 28, 2007 and March 7, 2007

WEDNESDAY, MARCH 28, 2007

Unarmed, Uniformed Security Guards, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance Pending.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, FRIDAY, MARCH 9, 2007 AT 10:30 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

February 28, 2007 and March 7, 2007

FRIDAY, MARCH 30, 2007

Runway 6C-24C Safety Improvements, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 2376-02, passed by the Council of the City of Cleveland, March 10, 2003.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS/SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, MARCH 9, 2007 AT 10:00 A.M., CLEVELAND HOPKINS INTERNATIONAL AIRPORT, ENGINEERING BUILDING, 19501 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

Landscape Installation at Various Public Utilities Facilities, for the Various Divisions of Public Utilities, Department of Public Utilities, as authorized by Ordinance No. 1024-05, passed by the Council of the City of Cleveland, September 19, 2005.

THERE WILL BE A **MANDATORY PRE-BID MEETING** FRIDAY, MARCH 9, 2007 AT 2:30 P.M., CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

THE CITY WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

February 28, 2007 and March 7, 2007

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

**Wednesday, February 21, 2007
GENERAL FUND BUDGET HEARINGS
9:00 a.m.**

Finance Committee: Present: Cimperman, Vice Chair; Brady, Britt, Zone, Westbrook, Brancatelli, Coats, White. *Authorized Absence:* Sweeney, Chair; Conwell, Pierce Scott.

**Monday, February 26, 2007
2:00 p.m.**

Finance Committee: Present: Sweeney, Chair; Cimperman, Vice Chair; Brady, Zone, Westbrook, Brancatelli, Coats, White, Conwell, Pierce Scott. *Authorized Absence:* Britt.

**Tuesday, February 27, 2007
9:30 a.m.**

Community and Economic Development Committee: Present: Pierce Scott, Chair; Brancatelli, Vice Chair; Cimperman, Cummins, Coats, Westbrook, Brady, Zone. *Authorized Absence:* Lewis. *Pro-tem:* Kelley.

**Wednesday, February 28, 2007
10:00 a.m.**

Public Safety Committee: Present: Conwell, Chair; Brady, Vice Chair;

Britt, Polensek, Coats, Kelley, Cummins, Turner. *Authorized Absence:* Santiago.

1:00 p.m.

City Planning (Zoning) Committee: Present: Cimperman, Chair; Conwell, Zone, Reed. *Authorized Absence:* Westbrook, Vice Chair; Lewis, Dolan. *Protem:* Cummins, Sweeney.

1:30 p.m.

City Planning Committee: Present: Cimperman, Chair; Westbrook, Vice Chair; Conwell, Zone, Reed. *Authorized Absence:* Lewis, Dolan.

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