

# The City Record

Official Publication of the City of Cleveland

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October the Second, Nineteen Hundred and Ninety-Six

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<b>Mayor</b>	
Michael R. White	
<b>President of Council</b>	
Jay Westbrook	
<b>Clerk of Council</b>	
Artha Woods	
<b>Ward</b>	<b>Name</b>
1	Charles L. Patton, Jr.
2	Robert J. White
3	Odelia V. Robinson
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	William W. Patmon
9	Craig E. Willis
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Gary M. Paulenske
14	Helen K. Smith
15	James Rokakis
16	Patrick J. O'Malley
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Dale Miller
21	David M. McGuirk

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Charles L. Patton, Jr.	2986 Ripley Road	44120
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Gary M. Paulenske	1020 East 61st Street	44103
14	Helen K. Smith	3016 Carroll Avenue	44113
15	James Rokakis	4685 Dornur Road	44109
16	Patrick J. O'Malley	6111 Brookside Drive	44144
17	Timothy J. Melena	6109 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Dale Miller	4300 West 143rd Street	44135
21	David McGuirk	17101 Amber Drive	44111

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

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

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

**DEPT. OF FINANCE - Kathryn Burrer Hyer, Director, Room 104; Carlean**  
 Alford, Manager, Internal Audit  
**DIVISIONS - Accounts - A. Schneider, Commissioner, Room 19**  
 City Treasury - Mary Christine Jackman, Treasurer, Room 115  
 Assessments and Licenses - John Hunt, Commissioner, Room 122  
 Purchases and Supplies - William A. Moon, Commissioner, Room 128  
 Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside  
 Avenue  
 Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue  
 Financial Reporting and Control - Keith D. Schuster, Controller, Room 18  
 Information Systems Services - Martin Carmody, Acting Commissioner,  
 1404 E. 9th St.

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

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

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

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

**DEPT. OF PUBLIC SAFETY - William M. Denihan, Director, Room 230.**  
**DIVISIONS - Police - Rocco Polluto, Chief, Police Hdqtrs. Bldg., 1300**  
 Ontario Street  
 Fire - Robert M. Derrit, Acting Chief, 1645 Superior Avenue  
 Traffic Engineering & Parking - David Ritz, Commissioner, 2001 Payne Ave.  
 Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street  
 Emergency Medical Service - Bruce Shade, Commissioner, 2001 Payne  
 Ave.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

# The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 83

WEDNESDAY, OCTOBER 2, 1996

No. 4321

## CITY COUNCIL

MONDAY, SEPTEMBER 30, 1996

### The City Record

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### ARTHA WOODS

Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1994-1997

#### MONDAY—Alternating

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

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

#### MONDAY—Alternating

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

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

#### MONDAY

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

#### TUESDAY

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

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

#### WEDNESDAY—Alternating

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

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

#### WEDNESDAY—Alternating

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

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

The following Committee is subject to Call of the Chairman:

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

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio September 30, 1996.

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

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

Also present were Mayor White and Directors Sobol Jordan, Carmody, Konicek, Cunningham, Guzman, Spellman, Hamilton, Nolan, Warren, Willis, Morrison and Acting Directors Whitner, Henderson.  
Absent: Directors Staib, Axelrod.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Orlando Chaffee, Pastor of Cory United Methodist Church. Pledge of Allegiance.

#### MOTION

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

#### FROM THE DEPARTMENT OF LIQUOR CONTROL

##### File No. 1777-96.

Re: Transfer of Ownership Application - 87731650005 - T & J Beverage Co., dba T & J Beverage Store, 12916 Forest Avenue, first floor and basement. (Ward 4). Received.

##### File No. 1778-96.

Re: Transfer of Ownership Application - 6253058 - Vincent Musara, dba Dalmatian Place, 5379 St. Clair Avenue. (Ward 13). Received.

##### File No. 1779-96.

Re: Transfer of Ownership Application - 58679780005 - Meszars Memphis Lanes, Inc., dba Meszars Lanes, 4231 Fulton Road and basement. (Ward 15). Received.

##### File No. 1780-96.

Re: Transfer of Location Applica-

tion - 52065730001 - Lincoln Park Social Club, 4399 State Road. (Ward 16). Received.

##### File No. 1781-96.

Re: Transfer of Ownership Application - 1038334 - BRU-LOP Corp., dba Cornerstone Tavern, 13000 Lorain Avenue and basement. (Ward 19). Received.

##### File No. 1782-96.

Re: New Application - 8799239 - Taqueria Mexico Tacos, Inc., dba Mi Pueblo, 12207 Lorain Avenue. (Ward 19). Received.

##### File No. 1783-96.

Re: Transfer of Ownership Application - 7521092 - Ron Dor, Inc., dba Normandie Inn, 13999 Lorain Avenue, first floor. (Ward 20). Received.

##### File No. 1784-96.

Re: Transfer of Ownership Application - 9324188 - W P T, Inc., 16800 Brookpark Road. (Ward 20). Received.

#### CONDOLENCE RESOLUTIONS

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

**Res. No. 1813-96.** Telithia W. McKibbins.

**Res. No. 1814-96.** Floyd H. Porter.

**Res. No. 1815-96.** Ronnie Clute.

**Res. No. 1816-96.** Rosemary A. Nolan.

#### CONGRATULATORY RESOLUTIONS

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

**Res. No. 1817-96.** Pastor James A. Maye.

**Res. No. 1818-96.** Black Shield Police Association.

**Res. No. 1819-96.** Slovenian Workmen's Home.

**Res. No. 1820-96.** Rev. Stanley J. Klasinski.

**Res. No. 1821-96.** Ms. Marquis L. Frost.

#### RESOLUTION OF RECOGNITION

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

**Res. No. 1822-96.** Jude Carl J. Character.

**FIRST READING EMERGENCY  
ORDINANCES REFERRED**

**Ord. No. 1785-96.  
By Councilman Coats.**

**An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 686.01, 686.02, 686.03 and 686.04, relating to notification of intention to close or relocate operations.**

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 hereby supplemented by enacting new Sections 686.01, 686.02, 686.03 and 686.04 thereof to read, respectively, as follows:

**CHAPTER 686  
NOTIFICATION OF INTENTION  
TO CLOSE OR  
RELOCATE OPERATIONS**

**Section 686.01 Definitions**

As used in this Chapter:

(a) "Closing" means the permanent shutting down of operations at any establishment for any reason other than the employer has filed for bankruptcy in accordance with Federal bankruptcy laws or as the result of an involuntary closing as defined in division (d) of this section.

(b) "Employer" means any person, corporation or other entity which employs or has employed at any time in the preceding twelve (12) month period at least fifty (50) individuals and has operated an industrial, commercial or business enterprise in the City of Cleveland for more than six (6) months prior to the proposed date of closing or relocation, but does not include the State of Ohio, the City of Cleveland or nonprofit corporations.

(c) "Establishment" means any factory, plant office, facility, or other working place of an employer, but does not include a construction site, or other work place intended as a temporary work place.

(d) "Involuntary Closing" means any closing pursuant to a court order, or any closing caused by fire, flood, or natural disaster, a national emergency, acts or war, civil disorder, or industrial sabotage.

(e) "Relocation" means the transfer of all or substantially all of an employer's operation from one (1) establishment to another existing or proposed establishment owned or operated by the employer or parent corporation or subsidiaries thereof, located outside the City of Cleveland.

**Section 686.02 Notification Requirements**

(a) Whenever an employer within the City of Cleveland makes a decision to close or relocate the operations of an establishment of that employer, the employer shall notify in writing the Director of Economic Development and the President of Council of the City of

Cleveland, the employees of the affected establishment, and any employee organization which represents the employees of the affected establishment, of such intent to close or relocate not less than sixty (60) days prior to the date of such closing or relocation.

(b) The written notice required by division (a) of this section shall include the following:

(1) The nature of the establishment affected by the closing or relocation of operations.

(2) The reasons for the proposed closing or relocation.

(3) An impact statement which shall include information concerning the:

A. employer's payroll;  
B. number of employees to be affected by the proposed action;

C. wages and other remunerations paid to those employees;

D. the employer's efforts, if any, to find suitable employment for affected employees; and

E. amount of local tax revenue that will be lost as a result of the proposed action.

(4) The proposed date of closing or relocation.

(5) The employer's intentions, if any, to continue production at a new location.

(6) Any plans the employer might have to sell the establishment, including a statement as to whether the employees have been given first right of refusal to buy and operate the establishment.

**Section 686.03 Exclusions**

(a) This chapter shall not apply to:

(1) An involuntary closing of an establishment;

(2) An employer who has filed for bankruptcy in accordance with Federal Bankruptcy laws; and

(3) The discharge of employees due to strikes and lockouts.

(b) This section does not affect the right of employees to longer notice as specified in a collective bargaining agreement.

**Section 686.04 Sanctions and Enforcement**

If a court of appropriate jurisdiction finds that an employer has intentionally failed to provide written notification of its intention to close or relocate its operations at least sixty (60) days prior to such action as provided by Section 686.02, the court may enjoin the employer from carrying out such action until the employer has given proper notice or has otherwise complied with the requirements of this chapter. If prior to the commencement of a civil action to enforce Chapter 686, as provided by this section, an employer has closed or relocated its operations in violation of this section, the court shall award to each affected employee as damages an amount equal to the average daily wage of the employee times the number of days (not including non-working days) short of sixty (60) days in which notice has not been provided by the employer.

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

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

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

**Ord. No. 1786-96.**

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

**An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an agreement with Apcoa, Inc. to manage certain parking facilities, for a term of three (3) years with a three (3) 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, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to enter into an agreement with Apcoa, Inc. for the management of the Willard Park Garage, Memorial Shoreway Lot, Canal Basin Lot, Superior Avenue Lot Chester Avenue Lot and Stadium South Lot, on the basis of its proposal dated June 19, 1995, contained in File 1786-96-A, as modified by the summary of terms contained in said File, for a term of three (3) years with one option to renew the lease for an additional three (3) years exercisable by the Director of Parks, Recreation and Properties.

**Section 2.** That the Lease hereby authorized shall be prepared by the Director of Law and shall contain such additional terms and conditions as said Director deems necessary to protect and benefit the public interest.

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

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

**Ord. No. 1787-96.**

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

**An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a lease agreement with American Golf Corporation to operate the Seneca Golf Course and the Highland Golf Course, for a term of ten (10) years with a five (5) year option to renew; and to amend Section 133.29 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 923-95, passed November 20, 1995, relating to fees for golf course and cross country skiing.**

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

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

**Section 1.** That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to enter into a Lease Agreement with American Golf Corporation for the operation of the Seneca Golf Course and Highland Golf Course, including the clubhouses and related facilities, on the basis of its proposal dated July 10, 1995, contained in File 1787-96-A, as modified by the summary of terms contained in said File, for a term of ten (10) years with one option to renew the lease for an additional five (5) years exercisable by the Director of Parks, Recreation and Properties.

**Section 2.** That the Lease hereby authorized shall be prepared by the Director of Law and shall contain such additional terms and conditions as said Director deems necessary to protect and benefit the public interest.

**Section 3.** That Section 133.29 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 923-95, passed November 20, 1995, is hereby amended to read as follows:

**Section 133.29 Golf Course and Cross County Skiing Fees**

**(a) Effective January 1, 1997,** the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf course **from City residents:**

**(1) Golf fees**

<b>A.</b>	Regular rates:	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	\$ 8.00	\$ 8.50
	18 holes	\$15.00	\$16.00
<b>B.</b>	Senior rates:	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	\$ 5.00	\$ 5.00
	18 holes	\$ 9.00	\$ 9.00

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C.</b>	Junior rates	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	Free	Free
	18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D.</b>	Winter rates		
	<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	\$ 6.00	\$ 6.00
	18 holes	\$11.00	\$11.00
	<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	Free	Free
	18 holes	Free	Free

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

**(2)** Additional 9 holes. Players under categories listed in **division (a)** who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

**(b) Effective January 1, 1997,** the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses **from non-City residents:**

**(1) Golf fees**

<b>A.</b>	<b>Regular rates</b>	<b>Monday-Friday</b>	<b>Weekends</b>
	<b>9 holes</b>	<b>\$ 9.00</b>	<b>\$ 9.50</b>
	<b>18 holes</b>	<b>\$17.00</b>	<b>\$18.00</b>
<b>B.</b>	Senior rates:	<b>Monday-Friday</b>	<b>Weekends</b>
	<b>9 holes</b>	<b>\$ 6.00</b>	<b>\$ 6.00</b>
	<b>18 holes</b>	<b>\$11.00</b>	<b>\$11.00</b>

**To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.**

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.00	\$ 6.00
18 holes	\$11.00	\$11.00

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.00	\$ 6.00
18 holes	\$11.00	\$11.00

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (b) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(c) Effective January 1, 1998, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 8.75	\$ 9.25
18 holes	\$16.25	\$17.50
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 5.50	\$ 5.50
18 holes	\$ 9.75	\$ 9.75

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.50	\$ 6.50
18 holes	\$12.00	\$12.00
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 5.50	\$ 5.50
18 holes	\$ 9.75	\$ 9.75

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (c) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(d) Effective January 1, 1998, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$10.00	\$10.50
18 holes	\$18.75	\$20.00
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.25	\$12.25

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.25	\$12.25

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.75	\$ 7.75
18 holes	\$14.50	\$14.50
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.25	\$12.25

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (d) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(e) Effective January 1, 1999, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 9.00	\$ 9.75
18 holes	\$17.00	\$18.00
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 5.75	\$ 5.75
18 holes	\$10.25	\$10.25

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.50	\$12.50
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 5.75	\$ 5.75
18 holes	\$10.25	\$10.25

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (e) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(f) Effective January 1, 1999, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$10.50	\$11.25
18 holes	\$20.00	\$21.00
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 8.25	\$ 8.25
18 holes	\$15.25	\$15.25
 (Junior and Senior)	 Monday-Friday	 Weekends
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (f) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(g) Effective January 1, 2000, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$ 9.50	\$10.00
18 holes	\$17.75	\$18.75
 B. Senior rates:	 Monday-Friday	 Weekends
9 holes	\$ 6.00	\$ 6.00
18 holes	\$10.75	\$10.75

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 7.25	\$ 7.25
18 holes	\$13.00	\$13.00
 (Junior and Senior)	 Monday-Friday	 Weekends
9 holes	\$ 6.00	\$ 6.00
18 holes	\$10.75	\$10.75

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (g) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(h) Effective January 1, 2000, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$11.25	\$11.75
18 holes	\$21.25	\$22.25
 B. Senior rates:	 Monday-Friday	 Weekends
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.75	\$13.75

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.



<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.75	\$13.75

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 8.75	\$ 8.75
18 holes	\$16.25	\$16.25
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.75	\$13.75

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (h) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(i) Effective January 1, 2001, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 9.75	\$10.50
18 holes	\$18.25	\$19.50
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.25	\$ 6.25
18 holes	\$11.00	\$11.00

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.50	\$13.50
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.25	\$ 6.25
18 holes	\$11.00	\$11.00

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (i) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(j) Effective January 1, 2001, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$12.00	\$12.50
18 holes	\$22.50	\$23.75
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 8.00	\$ 8.00
18 holes	\$14.50	\$14.50

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	\$ 8.00	\$ 8.00
18 holes	\$14.50	\$14.50

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates	Monday-Friday	Weekends
(Regular)		
9 holes	\$ 9.25	\$ 9.25
18 holes	\$17.25	\$17.25
(Junior and Senior)	Monday-Friday	Weekends
9 holes	\$ 8.00	\$ 8.00
18 holes	\$14.50	\$14.50

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (j) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(k) Commencing on January 1, 2002, and on the first day of January in each year thereafter, the Director of Parks, Recreation and Properties is authorized to increase fees at the municipal golf courses from City residents and non-City residents in the amount which shall be computed by multiplying the amount of the previous years fees by a percentage which is equal to the percentage of increase, if any, between the CPI in effect on the first day of January of the year during which the fees are to be increased and the CPI in effect on the first day of January of the previous year and rounding such amount upwards to the nearest quarter of a dollar. The increased fees shall be effective as of the first day of the year in which they are fixed by the Director of Parks, Recreation and Properties and shall be collected by at the municipal golf courses from City residents and non-City residents until such time as such fees are increased again in accordance with this division (k). As used in this division (k), "CPI" means the National Consumer Price Index for all Urban Consumers, U.S. City Average, as compiled by the United States Department of Labor or, if the United States Department of Labor no longer publishes such a Consumer Price Index, any comparable index published by another branch or department of the Federal Government.

(1) Miscellaneous Rental Fees

(1) Cart Rental Rates for 1997 shall not exceed the following rates:

9 holes - Regular	\$ 9.00
18 holes - Regular	\$18.00
9 holes - Senior	\$ 8.00
18 holes - Senior	\$16.00
9 holes - Single	\$ 6.50
18 holes - Single	\$13.00
Pull Cart	\$ 1.50

(2) Cart Rental Rates for 1998 shall not exceed the following rates:

9 holes - Regular	\$10.00
18 holes - Regular	\$20.00
9 holes - Senior	\$ 9.00
18 holes - Senior	\$17.75
9 holes - Single	\$ 7.25
18 holes - Single	\$14.50
Pull Cart	\$ 1.75

(3) Cart Rental Rates for 1999 shall not exceed the following rates:

9 holes - Regular	\$10.50
18 holes - Regular	\$21.00
9 holes - Senior	\$ 9.50
18 holes - Senior	\$18.75
9 holes - Single	\$ 7.75
18 holes - Single	\$15.25
Pull Cart	\$ 2.00

(4) Cart Rental Rates for 2000 shall not exceed the following rates:

9 holes - Regular	\$11.25
18 holes - Regular	\$22.25
9 holes - Senior	\$10.00
18 holes - Senior	\$19.75
9 holes - Single	\$ 8.25
18 holes - Single	\$16.25
Pull Cart	\$ 2.25

**(5) Cart Rental Rates for 2001 shall not exceed the following rates:**

<b>9 holes - Regular</b>	<b>\$12.00</b>
<b>18 holes - Regular</b>	<b>\$23.50</b>
<b>9 holes - Senior</b>	<b>\$10.50</b>
<b>18 holes - Senior</b>	<b>\$20.25</b>
<b>9 holes - Single</b>	<b>\$ 8.75</b>
<b>18 holes - Single</b>	<b>\$17.25</b>
<b>Pull Cart</b>	<b>\$ 2.50</b>

**(6) Tent Rental:** \$200.00

**(7) Locker Rental at Highland Park** \$50.00 per season

**(8) Banquet Room Rental at Highland Park - Catered Events:**

No. of People	Golf Outing*	Other Functions
less than 75	\$150.00	\$200.00
75 to 150	\$250.00	\$300.00

\*Discount rate for golfers who wish to rent this facility.

Rental is based on a five (5) hour period with two hours prior to the rental. The banquet room closes at 1:00 a.m. The dance floor may be rented for an additional \$150.00 per event. The City's restaurant concession shall be used exclusively to provide food for catered events, unless the Director approves the use of an independent caterer. Any alcohol beverages must be purchased from the City's Concessionaire. Security is to be arranged through the Village of Highland Hills' police department and is the responsibility of the group renting the banquet room. The rate shall be fifteen dollars (\$15.00) per hour, one (1) officer per 100 people.

**(9) Banquet Room Rental at Highland Park - Non-Catered Events:**

The banquet room may be rented Monday through Thursday for meetings and events. Food or beverages must be purchased from the City's concessionaire, or, with the Director's approval, may be provided by the group renting the banquet room. The rental rate shall be twenty-five dollars (\$25.00) per hour with a maximum of a four (4) hour rental period. The banquet room will close no later than 10:00 p.m., Monday through Thursday.

**(m) The Director of Parks, Recreation and Properties shall be authorized to collect the following fees for cross country skiing:**

<b>(1) Trail fees</b>	
Daily	\$ 3.50
Seasonal (single)	35.00
Seasonal (family)	70.00

Season passes shall be honored seven (7) days per week.

<b>(2) Equipment Rental (includes boots, skis and poles)</b>	
Hourly	\$ 3.50
Daily	10.00

<b>(3) Lessons (per hour)</b>	
Individual	\$ 9.50

(4) Group rates for trail fees, equipment rental and lessons will be arranged on a group-by-group basis and will depend on the size of the group, duration of the group's use of City facilities, availability of City equipment and facilities and similar factors.

(5) There shall be no charge for trail fees or equipment rental for participants who are enrolled in cross country ski programs conducted by the Division of Recreation.

**Section 4.** That existing Section 133.29 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 923-95, passed November 20, 1995, is hereby repealed.

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

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

**Ord. No. 1788-96.**  
**By Councilmen Lewis, Jackson, Rybka and Rokakis (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1358 East 88 Street to Yucon Harris.**

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. 107-14-069, as more fully described in Section 2 below, to Yucon Harris.

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

P.P. No. 107-14-069

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly one-half of Sublot No. 19 in W. H. Van Tine, Jr., Trustee Subdivision of part of Original One Hundred Acre Lot No. 384, as shown by the recorded plat of Volume 19 of Maps, Page 29 of Cuyahoga County Records and being 20 feet front on the Westerly side of East 88th Street (formerly Brookdale Street) and extending back of equal width 114 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

**Section 6.** That this ordinance is

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

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

**Ord. No. 1789-96.**  
**By Councilmen Lewis, Jackson, Rybka and Rokakis (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1787 Crawford Road to Lovell and Constance Whitaker.**

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. 119-03-073, as more fully described in Section 2 below, to Lovell and Constance Whitaker.

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

P.P. No. 119-03-073

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 3, in Sarah E. Washington's Subdivision of part of Original One Hundred Acre Lot No. 399, as shown by the recorded plat in Volume 14 of Maps, Page 29 of Cuyahoga County Records, and being 50 feet on the Southeasterly side of Crawford Road, N.E., and extending back between parallel lines 171.5 feet deep on the Northeasterly line, 206 feet deep on the Southwesterly line and 60.8 feet across the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 3.** That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordi-

nance shall be repealed and shall be of no further force or effect.

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

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

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

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

**Ord. No. 1790-96.**  
**By Councilmen Lewis, Jackson, Rybka and Rokakis (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1315-17 East 75 Place to Willie D. Sims.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-04-115, as more fully described in Section 2 below, to Willie D. Sims.

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

P.P. No. 106-04-115

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original One Hundred Acre Lot No. 345, and bounded and described as follows:

Beginning in the Northerly line of Star Avenue, N.E., 50 feet wide, at the Southeasterly corner of a parcel of land conveyed to M. and A. Kostabinic by deed recorded in Volume

5678, Page 518 of Cuyahoga County Records; thence North 88 Degrees 20' 15" East, along the Northerly line of said Star Avenue, N.E., 36.58 feet to a point in the center line of a nine foot easement as recorded in Volume 8010, Page 104 and Volume 8014, Page 94 of Cuyahoga County Records; thence North 0 Degrees 52' 15" West, along the center line of said nine foot easement 140.01 feet to an angle point therein, to the principal place of beginning of land herein described;

Course 1: Thence North 7 Degrees 26' 10" West, continuing along the center line of said nine foot easement, 32.88 feet;

Course 2: Thence North 82 Degrees 20' 00" East, 66.11 feet, to a point in the Westerly line of land conveyed to Edward V. Matiska by deed recorded in Volume 6296, Page 55 of Cuyahoga County Records;

Course 3: Thence South 7 Degrees 40' 00" East, being in part along Westerly line of land so conveyed to Edward V. Matiska, and in part along a Westerly line of land conveyed to Joseph and Mary Arnold by deed recorded in volume 5008, Page 274 of Cuyahoga County Records, a distance of 39.86 feet to a corner therein;

Course 4: Thence South 88 Degrees 20' 15" West, 66.11 feet to the principal place of beginning, according to a survey made by Bauer Surveys Company and dated March 22, 1955, be the same more or less, but subject to all legal highways.

Restrictions of record and Zoning Ordinances, if any.

P.P. No. 106-04-116

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being further bounded and described as follows: Beginning in the northerly line of Starr Avenue, N.E., 50 feet wide at the southeasterly corner of a parcel of land conveyed to M. and A. Kostarabic by deed recorded in Volume 5678, Page 518 of Cuyahoga County Records; thence North 88 degrees 20' 15" East, along the northerly line of said Starr Avenue, 36.58 feet to a point in the center line of a nine foot easement as recorded in Volume 8010, Page 104 Cuyahoga County Records; thence North 0 degrees 52' 15" West, along the center line of said nine foot easement 140.01 feet to an angle point therein; thence North 7 degrees 26' 10" West along the center line of said nine foot easement; 32.88 feet to the principal place of beginning of land herein described:

Course 1: Thence North 7 degrees 25' 10" West continuing along the center line of said nine foot easement, 34.00 feet;

Course 2: Thence North 82 degrees 20' 00" East, 65.97 feet to a point in the westerly line of land conveyed to Edward V. Matiska, by deed recorded in Volume 6296, Page 55 of Cuyahoga County Records;

Course 3: Thence South 7 degrees 40' 00" East, along the Westerly line of land so conveyed to Edward V. Matiska, 34.00 feet;

Course 4: Thence South 82 degrees 20' 00" West, 66.11 feet to the principal place of beginning, according to a survey made by Bauer Surveys Company and dated March 22, 1955.

Excepting and reserving to the Grantors, Walter Clemons and Ola Mae Clemons and their assigns, and estate in the above described premises for and during the natur-

al life of said Grantors, Walter Clemons and Ola Mae Clemons.

Reservations recorded in Volume 12917, Page 449 of Cuyahoga County Records. Restrictions, terms and conditions recorded in Miscellaneous Volume 111, Page 9 and in Miscellaneous Volume 111, Page 43 of Cuyahoga County Records. Easement recorded in Volume 8010, Page 104 of Cuyahoga County Records. Zoning Ordinances, if any.

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

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

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

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

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

**Ord. No. 1791-96.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9731 Woodward Avenue to Ida Mason.**

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 Ordina-

nances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-12-088, as more fully described in Section 2 below, to Ida Mason.

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

P.P. No. 119-12-088

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 401, and bounded and described as follows:

Beginning at a point in the Southerly line of land conveyed by Jacob Dille and Eleanor Dille to Minerva Fuller by deed dated March 29, 1864 and recorded in Volume 135, Page 588 of Cuyahoga County Records, which point of beginning is distant 340 33/100 feet South 88 degrees 20' 30" West, in said Southerly line, from the center line of East 101st Street, as now established, 60 feet wide, assuming the course of said center line to be due North and South according to survey made by F. B. Krause, Civil Engineer in September 1919; thence from said place of beginning, South 88 degrees 20' 30" West, 33 feet in the Southerly line of land conveyed to Minerva Fuller, as aforesaid; thence South 1 degree 39' 30" East 68 42/100 feet in a line at right angles with said Southerly line to the Northerly line of Woodward Court, N.E., extension; thence South 88 degrees 20' East, 33 054/1000 feet in the Northerly line of said Court; thence North 1 degree 39' 30" West, 70 32/100 feet to the place of beginning, according to a survey made by F. B. Krause Civil Engineer, be the same more or less but subject to all legal highways.

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

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

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

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

Referred to Directors of Community Development, City Planning Commission, Finance, Law; Commit-

tees on Community and Economic Development, City Planning, Finance.

**Ord. No. 1792-96.**  
By Councilmen Lewis, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1412 East 84 Street to V. O. Frazier and Lucy Frazier.

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-07-101, as more fully described in Section 2 below, to V. O. Frazier and Lucy Frazier.

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

P.P. No. 106-07-101

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original 100 Acre Lot No. 383 and bounded and described as follows: Beginning at a point on the Westerly line of East 84th Street, (formerly Van Ness Avenue) 408 feet northerly from its intersection with the Northerly line of Wade Park Avenue, N.E.; thence Northerly along said Westerly line of East 84th Street, 42 feet; thence Westerly parallel with Wade Park Avenue, N.E., 102 feet; thence Southerly parallel with the Westerly line of East 84th Street, 42 feet; thence Easterly, parallel with Wade Park Avenue, N.E., 102 feet to the place of beginning and being further known as all of Parcel No. 239 and the Southerly 30 feet of Parcel No. 226 in L. M. Southern's proposed Wade Park Allotment of part of Original 100 Acre Lots Nos. 383 and 391.

Also subject to zoning ordinances, if any.

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

**Section 4.** That the consideration for the subject parcel shall be estab-

lished by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

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

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

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

**Ord. No. 1793-96.**  
By Councilmen McGuirk, Coats and Rokakis (by departmental request).

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

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

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

**Section 1.** That, any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary notwithstanding, the Director of Public Service is hereby authorized to enter into a fourth amendment to the Lease Agreement with Pleasant Valley Enterprises, City Contract No. 38890, for the lease of property at 14550 Lorain Avenue, to extend the term for one year so as to expire on September 15, 1997, and two one-year options exercisable by the Director of Parks, Recreation and Properties, to renew for two additional one-year terms, and cancellable upon thirty days' written notice by said director. The rental for the lease of property for 1997 shall be \$63,000.00, and \$63,000.00 for each option year exercised and shall be paid from Fund No. 10 SF 401, Request No. 21318. This fourth amendment authorized herein shall be prepared by the Director of Law and shall contain such additional conditions and provisions as said Director deems necessary to protect and benefit the public interest.

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

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

**Ord. No. 1794-96.**  
By Councilman Patmon, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program located North of St. Clair between East 96 and East 103 Streets and 934 Lakeview to Glenville Development Corp., or designee.

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 108-07-041, as more fully described in Section 2 below, to Glenville Development Corp., or designee.

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

P.P. No. 108-07-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 361, and bounded and described as follows:

Beginning on the Westerly line of East 99th Street (formerly Robinson Avenue), at a point distant 50 feet Southerly from the Northerly line of a parcel of land conveyed to Henry C. Stephens by deed dated May 8, 1888, and recorded in Volume 420, Page 172 of Cuyahoga County Records; thence Westerly at right angles to said Westerly line of East 99th Street, 130 feet; thence Southerly and parallel with said East 99th Street, 45 feet; thence Easterly and parallel with the first described line, 130 feet to the Westerly line of said East 99th Street; thence Northerly, along the Westerly line of East 99th Street, 45 feet to the place of beginning, as appears by said plat.

Also subject to zoning ordinances, if any.

**Section 3.** 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. 108-07-048, as more fully described in Section 4 below, to Glenville Development Corp., or designee.

**Section 4.** That the real property to be sold pursuant to Section 3 of this Ordinance is more fully described as follows:

## P.P. No. 108-07-048

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublots Nos. 9 and 10 in G.S. Wheaton's Re-Allotment of part of Original One Hundred Acre Lots Nos. 360 and 368 as shown by the recorded plat in Volume 7 of Maps, Page 22 of Cuyahoga County Records and bounded and described as follows: Beginning in the Southerly line of Lowell Avenue, N.E. (said Southerly line being also the Southerly line of parcel of land conveyed by Rudolph Sydow and Hulda Sydow, husband and wife, to the City of Cleveland, by deed dated July 1, 1909 and recorded in Volume 1200, Page 381 of Cuyahoga County Records) at a point distant Westerly (measured along said Southerly line) 68 feet from its point of intersection with the Easterly line of said Sublot No. 10; thence South 89° 28' 45" East along said Southerly line of Lowell Avenue, N.E. 68 feet to the Easterly line of said Sublot No. 10; thence due South along the Easterly line of said Sublots Nos. 10 and 9, about 53.513 feet to a point in the Northwesterly line of a parcel of land conveyed to Theresa Yahraus, by deed dated March 1, 1895 and recorded in Volume 598 of Deeds, Page 49 of Cuyahoga County Records; thence South 68° 30' 40" West, along the Northwesterly line of land to conveyed to Theresa Yahraus, as aforesaid, and parallel with the Northerly line of said Sublot No. 9, about 72.903 feet to the Easterly line of land conveyed to Jacob Svetina and Jerica Svetina, by deed dated April 13, 1925, and recorded in Volume 3240, Page 179 of Cuyahoga County Records; thence due North, along said Easterly line, about 81.036 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 5.** 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. 108-07-049, as more fully described in Section 6 below, to Glenville Development Corp., or designee.

**Section 6.** That the real property to be sold pursuant to Section 5 of this Ordinance is more fully described as follows:

## P.P. No. 108-07-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 10 in G.S. Wheaton's Re-Allotment of a part of Sublot No. 4 in James Houghton's Subdivision of a part of Original One Hundred Acre Lots Nos. 360 and 368, as shown by the recorded plat of said Re-Allotment in Volume 7 of Maps, Page 22 of Cuyahoga County Records, bounded and described as follows: Beginning in the North-easterly line of East 96th Street, (formerly Pike Street) at a point distant Southeasterly measured along said Northeasterly line, 44 feet from its point of intersection with the Southeasterly line of Lowell Avenue, N.E.; thence Northwesterly along the Northeasterly line of East 96 Street, 44 feet to its point of intersection with the Southeasterly line of Lowell Avenue, N.E., being also the South-

easterly line of land conveyed to Rudolph Sydow and Hulda Sydow, husband and wife, to The City of Cleveland, a municipal corporation, by deed dated July 1, 1909, and recorded in Volume 1200 of Deeds, Page 381 of Cuyahoga County Records; thence North 68° 30' 40" East continuing along the South-easterly line of Lowell Avenue, N.E., 92-67/100 feet to a point; thence South 89° 28' 45" East continuing along the Southerly line of Lowell Avenue, N.E., 25-83/100 feet to a point; thence due South 36-88/100 feet along a line parallel with the Easterly line of said Sublot No. 10, to a point therein; thence Southwesterly, along a line parallel with the Southerly line of said Sublot No. 10 about 103-41/100 feet to the place of beginning, according to a survey for I. Johnnes, by the Shamos and Brown Engineers, dated April 3, 1925.

**Section 7.** 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. 108-08-019, as more fully described in Section 8 below, to Glenville Development Corp., or designee.

**Section 8.** That the real property to be sold pursuant to Section 7 of this Ordinance is more fully described as follows:

## P.P. No. 108-08-019

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 72 in Schatzinger and Tremaine Subdivision of a part of Original 100 Acre Lot No. 361 as recorded in Volume 18, Page 7 of Cuyahoga County Map Records and bounded and described as follows:

Beginning in the southeasterly line of Elk Avenue, N.E., 40 feet wide at the northwesterly corner of said Sublot No. 72; thence north-easterly 47.97 feet along said south-easterly line of Elk Avenue, N.E., to the northeasterly corner of said Sublot No. 72 to a point thence Southerly, 103.50 feet along the Easterly line of Sublot No. 72 to a point; thence westerly 40.00 feet at right angles with said easterly line of Sublot No. 72 to a point in the westerly line thereof; thence northerly 76.79 feet along said westerly line of Sublot No. 72 to the place of beginning, according to a survey by Robert H. Krause, Registered Ohio Surveyor No. 2885, September 8, 1952, be the same more or less, but subject to all legal highways. The above premises are subject to the following described driveway and sidewalk easement strip off the easterly side thereof for the purpose of ingress and egress to and from the premises adjoining southerly thereto, known as No. 9918 Elk Avenue, N.E., rear, Beginning in the southeasterly line of Elk Avenue, at the northeasterly corner of Sublot No. 72; thence southerly 103.50 feet along the easterly line of said Sublot No. 72 to a point; thence westerly 10.00 feet at right angles with said easterly line of Sublot No. 72 to a point; thence northerly 96.82 feet parallel with said easterly line of Sublot No. 72 to a point in the southeasterly line of Elk Avenue, N.E.; thence northeasterly 11.99 feet along said southeasterly line of Elk Avenue, N.E., to the place of beginning, be the same more or less, but subject to all legal highways.

Subject to Easement contained in Deed dated July 10, 1972 recorded in Volume 13116, Page 141 of Cuyahoga County Records.

Also subject to Zoning Ordinances, if any.

**Section 9.** 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. 108-08-025, as more fully described in Section 10 below, to Glenville Development Corp., or designee.

**Section 10.** That the real property to be sold pursuant to Section 9 of this Ordinance is more fully described as follows:

## P.P. No. 108-08-025

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 6 in Schatzinger and Tremaine's Subdivision of part of Original One Hundred Acre Lot No. 361, as shown by the recorded plat in Volume 18 of Maps, Page 7 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 99th Street and extending back of equal width 120 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 11.** 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. 108-08-040, as more fully described in Section 12 below, to Glenville Development Corp., or designee.

**Section 12.** That the real property to be sold pursuant to Section 11 of this Ordinance is more fully described as follows:

## P.P. No. 108-08-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 47 in W. H. Van Tine's Jr., Trustee's Allotment of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 101st Street (formerly Avondale Avenue) 142.16 feet deep on the Southerly line, 143.17 feet deep on the Northerly line, and 40.01 feet in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to the conditions found in the deed from W. H. Van Tine, Jr., Trustee to William A. Maahs, dated 4/9/1892 and recorded in Volume 516, Page 450 of Cuyahoga County Records.

Also subject to zoning ordinances, if any.

**Section 13.** 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. 108-08-041, as more fully described in Section 14 below, to Glenville Development Corp., or designee.

**Section 14.** That the real property to be sold pursuant to Section 13 of this Ordinance is more fully described as follows:

## P.P. No. 108-08-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No.

48 in W. H. Van Tine, Jr. Trustee's Allotment of part of Original 100 Acre Lots Nos. 361 and 369 as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records and being 40 feet front on the Westerly side of East 101st Street and extending back between parallel lines 143.17 feet deep on the Southerly line 144.18 feet deep on the Northerly line, and 40.01 feet wide in the rear, be the same more or less, but subject to all legal highways.

Also subject to zoning ordinances, if any.

**Section 15.** 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. 108-08-046, as more fully described in Section 16 below, to Glenville Development Corp., or designee.

**Section 16.** That the real property to be sold pursuant to Section 15 of this Ordinance is more fully described as follows:

P.P. No. 108-08-046

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 54 and the Southerly 4 feet of Sublot No. 55 in W. H. Van Tine Jr. Trustee's Allotment of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and together forming a parcel of land 40 feet front on the Westerly side of East 101st Street (formerly Avondale Avenue), and extending back about 151 feet deep on the Northerly line, 149.24 feet deep on the Southerly line which is also the Northerly line of Colonial Avenue, N.E., and being 40.01 feet in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to the conditions of record found in the Deed recorded in Volume 516, Page 452 of Cuyahoga County Records.

**Section 17.** 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. 108-08-066, as more fully described in Section 18 below, to Glenville Development Corp., or designee.

**Section 18.** That the real property to be sold pursuant to Section 17 more fully described as follows:

P.P. No. 108-08-066

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 53 in Schatzinger and Tremaine's Subdivision of part of Original One Hundred Acre Lot No. 361, as shown by the recorded plat in Volume 18 of Maps, Page 7 of Cuyahoga County Records and being 40 feet front on the Easterly side of Avondale Avenue, nka East 101st. Street and extending back of equal width 122-5/10 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 19.** 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. 108-08-070, as more fully described in Section 20

below, to Glenville Development Corp., or designee.

**Section 20.** That the real property to be sold pursuant to Section 21 of this Ordinance is more fully described as follows:

P.P. No. 108-08-070

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 49 in the Schatzinger and Tremaine Subdivision of part of Original 100 Acre Lot No. 361 as shown by the recorded plat in Volume 18 of Maps, Page 7 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 101st Street, (formerly Avondale Avenue) and extending back of equal width 122.50 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

**Section 21.** 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. 108-09-018, as more fully described in Section 22 below, to Glenville Development Corp., or designee.

**Section 22.** That the real property to be sold pursuant to Section 21 of this Ordinance is more fully described as follows:

P.P. No. 108-09-018

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 21 in W. H. Van Tine, Jr. Trustee's Allotment of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 99th Street, and extending back of equal width 175 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

**Section 23.** 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. 108-09-019, as more fully described in Section 24 below, to Glenville Development Corp., or designee.

**Section 24.** That the real property to be sold pursuant to Section 23 of this Ordinance is more fully described as follows:

P.P. No. 108-09-019

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 20 in W. H. Van Tine Jr. Trustee's Allotment of part of Original One Hundred Acre Lot No. 361, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 99th Street (formerly Robinson Avenue) and extending back between parallel lines 175 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 25.** 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. 108-09-024, as more fully described in Section 26

below, to Glenville Development Corp., or designee.

**Section 26.** That the real property to be sold pursuant to Section 25 of this Ordinance is more fully described as follows:

P.P. No. 108-09-024

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 6 in The United States Land Company's Resubdivision of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 43 of Maps, Page 24 of Cuyahoga County Records and being 50 feet front on the Easterly side of East 99th Street, (formerly Robinson Avenue) and extending back 100 feet on the Northerly line, 74.76 feet on the Southerly line, and having a rear line of 56.01 feet, as appears by said plat.

Subject to Zoning Ordinances, if any.

**Section 27.** 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. 108-09-048, as more fully described in Section 2 below, to Glenville Development Corp., or designee.

**Section 28.** That the real property to be sold pursuant to Section 27 of this Ordinance is more fully described as follows:

P.P. No. 108-09-048

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 96 in W. H. Van Tine, Jr. Trustee's Allotment of part of Original 100 Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records and being 40 feet front on the Westerly side of East 102nd Street, (formerly Eldridge Avenue) and extending back of equal width 122.50 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Zoning Ordinances, if any.

**Section 29.** 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. 108-09-060, as more fully described in Section 30 below, to Glenville Development Corp., or designee.

**Section 30.** That the real property to be sold pursuant to Section 29 of this Ordinance is more fully described as follows:

P.P. No. 108-09-060

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being known as Sublot No. 68 in W.H. Van Tine Jr., Trustee's Allotment of a part of Original East Cleveland Township Lots Nos. 361 and 369 as recorded in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Easterly side of Avondale Street (now known as East 101st Street, N.E.) and extending back of equal width 122.50 feet, as appears by said plat.

Also subject to zoning ordinances, if any.

**Section 31.** 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. 108-09-073, as more fully described in Section 32 below, to Glenville Development Corp., or designee.

**Section 32.** That the real property to be sold pursuant to Section 31 of this Ordinance is more fully described as follows:

P.P. No. 108-09-073

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 80 in W. H. Van Tine, Jr., Trustee's Allotment of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Easterly side of Avondale Avenue, (now East 101 Street) and extending back of equal width 122.50 feet deep, as appears by said plat.

Also subject to zoning ordinances, if any.

**Section 33.** 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. 108-09-076, as more fully described in Section 34 below, to Glenville Development Corp., or designee.

**Section 34.** That the real property to be sold pursuant to Section 33 of this Ordinance is more fully described as follows:

P.P. No. 108-09-076

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 83 in W. H. Van Tine Jr. Trustee's Allotment of part of Original 100 Acre Lots Nos. 361 and 369 as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 101st Street, and extending back between parallel lines, 122.50 feet deep as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 35.** 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. 108-09-078, as more fully described in Section 36 below, to Glenville Development Corp., or designee.

**Section 36.** That the real property to be sold pursuant to Section 35 of this Ordinance is more fully described as follows:

P.P. No. 108-09-078

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 85 in W.R. Van Tine Jr., Trustee's Allotment of part of Original One Hundred Acre Lot Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 101st Street, (formerly Avondale Avenue), and extending back of equal width 122.50 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 37.** 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. 108-09-081, as

more fully described in Section 38 below, to Glenville Development Corp., or designee.

**Section 38.** That the real property to be sold pursuant to Section 37 of this Ordinance is more fully described as follows:

P.P. No. 108-09-081

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being parts of Sublots Nos. 24 and 132, in W. H. Van Tine, Jr. Trustee's Allotment, of part of Original 100 Acre lots, Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, bounded and described as follows: Beginning in the Westerly line of East 101st Street (formerly Avondale Avenue) at a point distant Southerly 33.00 feet, measured along said Westerly line, from the North-easterly corner of said Sublot No. 24; thence Southerly, along the Westerly line of East 101st Street, 40.00 feet; thence Westerly and parallel with the Northerly line or said Sublot No. 132, 142.81 feet to the Westerly line thereof; thence Northerly, along the Westerly line of said Sublot Nos. 132 and 24, 40.01 feet; thence Easterly, parallel with the Northerly line of Sublot No. 132, to the place of beginning according to the Survey of Charles W. Root, Registered Professional Engineer and Surveyor.

Also subject to zoning ordinances, if any.

**Section 39.** 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. 108-09-084, as more fully described in Section 40 below, to Glenville Development Corp., or designee.

**Section 40.** That the real property to be sold pursuant to Section 39 of this Ordinance is more fully described as follows:

P.P. No. 108-09-084

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the rear 63 feet of Sublot No. 26 in W.H. Van Tine, Jr., Trustee's Allotment of part of Original One Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being more particularly described as follows: Beginning at a point on the Northerly line of said Sublot No. 26, 63 feet Easterly from the Westerly limit of said Northerly line; thence 63 feet Westerly along said Northerly line of said Sublot No. 26 to the point of intersection with the extreme Westerly boundary of said Sublot No. 26; thence Southerly 40-1/100 feet along the Westerly boundary of said Sublot No. 26 of the point of intersection of said Westerly line with the Southerly of said Sublot No. 26; thence Easterly along said Southerly line of said Sublot No. 26, 63 feet; thence Northerly to the place of beginning hereunder, approximately 40 feet, as appears by said plat.

**Section 41.** 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. 108-09-089, as more fully described in Section 42 below, to Glenville Development Corp., or designee.

**Section 42.** That the real property

to be sold pursuant to Section 41 of this Ordinance is more fully described as follows:

P.P. No. 108-09-089

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 31 in W. H. Van Tine Jr. Trustee's Allotment of part of Original 100 Acre Lots Nos. 361 and 369 as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 101st Street and extending back between parallel lines 126.98 feet deep on the Northerly line, 125.97 feet deep on the Southerly line and 40.01 feet wide in the rear as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 43.** 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. 108-09-106, as more fully described in Section 44 below, to Glenville Development Corp., or designee.

**Section 44.** That the real property to be sold pursuant to Section 43 of this Ordinance is more fully described as follows:

P.P. No. 108-09-106

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly part of Sublot No. 26 in W.H. Van Tine, Jr. Trustee's Allotment of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 101st Street, (formerly Avondale Avenue), and extending back 82.90 feet deep on the Southerly line, 83.91 feet deep on the Northerly line and having a rear line of 40.01 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to zoning ordinances, if any.

**Section 45.** 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. 108-10-024, as more fully described in Section 46 below, to Glenville Development Corp., or designee.

**Section 46.** That the real property to be sold pursuant to Section 45 of this Ordinance is more fully described as follows:

P.P. No. 108-10-024

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 361 and bounded and described as follows: Beginning on the Easterly line of East 102nd Street (formerly Eldridge Avenue), at a point 270 feet Northerly from the intersection of said Easterly line of East 102nd Street with the Southerly line of a parcel of land conveyed to Lillian D. Foster by deed dated July 7, 1885 and recorded in Volume 381, Page 526 of Cuyahoga County Records; thence Northerly along the Easterly line of East 102nd Street, 50 feet to the Southerly line of land conveyed to Gertrude E. Southy by deed recorded in Volume 1160, Page 30 of Cuyahoga County Records; thence Easterly at right angles with the Easterly line of East 102nd Street

and along the Southerly line of land so conveyed to Gertrude E. Southery, as aforesaid, 130 feet; thence Southerly and parallel with East 102nd Street, 50 feet; thence Westerly, 130 feet to the place of beginning, and being further known as all of Sublot No. 36 and the Northerly 10 feet of Sublot No. 37 in Lillian D. Foster's Proposed Allotment of part of Original One Hundred Acre Lot No. 361. Be the same more or less, but subject to all legal highways.

Driveway Easement by instrument dated June 30, 1950 and recorded in Volume 7036, Page 277 of Cuyahoga County Records.

Also subject to Zoning Ordinances, if any.

**Section 47.** 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. 108-10-025, as more fully described in Section 48 below, to Glenville Development Corp., or designee.

**Section 48.** That the real property to be sold pursuant to Section 47 of this Ordinance is more fully described as follows:

P.P. No. 108-10-025

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of One Hundred Acre Lot 361 and bounded and described as follows: Beginning on the Easterly line of East 102nd Street (formerly Eldridge Avenue) at a point 228 feet Northerly from the intersection of the said Easterly line of East 102nd Street with the Southerly line of a parcel of land conveyed to Lillian D. Foster by deed dated July 7, 1885, and recorded in Volume 381, Page 526 of Cuyahoga County Records; thence Northerly along the Easterly line of East 102nd Street, 42 feet; thence Easterly on a line parallel with the Southerly line of land conveyed by Lillian D. Foster, and Robert Foster to Gertrude E. Southery, by deed dated March 14, 1908, and recorded in Volume 1160, Page 30 of Cuyahoga County Records; 130 feet; thence Southerly and parallel with the Easterly line of East 102nd Street 42 feet; thence Westerly and parallel with the said Southerly line of land conveyed to said Gertrude E. Southery, 130 feet to the place of beginning, and being further known as the Southerly 30 feet of Sublot No. 37, and the Northerly 12 feet of Sublot No. 38 in The Lillian D. Foster's proposed Allotment of part of Original One Hundred Acre Lot No. 361, be the same more or less, but subject to all legal highways.

Driveway Easement by instrument dated June 30, 1950 and recorded in Volume 7036, Page 277 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

**Section 49.** 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. 108-10-032, as more fully described in Section 50 below, to Glenville Development Corp., or designee.

**Section 50.** That the real property to be sold pursuant to Section 49 of this Ordinance is more fully described as follows:

P.P. No. 108-10-032

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 51 in the Curtis Ambler Realty Company's Subdivision of part of Original One Hundred Acre Lot No. 361, as shown by the recorded plat in Volume 26 of Maps, Page 30 of Cuyahoga County Records and being 40 feet front on the Westerly side of East 103rd Street and extending back of equal width 78.38 feet on the Northerly line, 78.37 feet on the Southerly line and having a rear line of 40 feet.

Also subject to zoning ordinances, if any.

**Section 51.** 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. 108-10-063, as more fully described in Section 52 below, to Glenville Development Corp., or designee.

**Section 52.** That the real property to be sold pursuant to Section 51 of this Ordinance is more fully described as follows:

P.P. No. 108-10-063

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 82 in the Curtiss-Ambler Realty Company's Subdivision of part of Original One Hundred Acre Lot No. 361, as shown by the recorded plat in Volume 26 of Maps, Page 30 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 103rd Street, and extending back of equal width 78.35 feet, as appears by said plat.

Subject to Zoning Ordinances, if any.

**Section 53.** 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. 108-11-003, as more fully described in Section 54 below, to Glenville Development Corp., or designee.

**Section 54.** That the real property to be sold pursuant to Section 53 of this Ordinance is more fully described as follows:

P.P. No. 108-11-003

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 116 in W. H. Van Tine Jr. Trustee's Allotment of part of Original 100 Acre Lot Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 102nd Street (formerly Eldridge Avenue) and extending back of Equal width 130 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

**Section 55.** 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. 108-11-004, as more fully described in Section 56 below, to Glenville Development Corp., or designee.

**Section 56.** That the real property to be sold pursuant to Section 55 of this Ordinance is more fully described as follows:

P.P. No. 108-11-004

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 118 in W. H. Van Tine, Jr., Trustee's Subdivision of part of Original 100 Acre Lots No. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records and being a parcel of land 40 feet front on the Easterly side of East 102nd Street (formerly Eldridge Avenue) and extending back of equal width 130 feet, excepting however, that part of said Sublot No. 118 conveyed to the City of Cleveland, by deed dated October 22, 1913 and recorded in Volume 1532, Page 134 of Cuyahoga County Records, for Colonial Avenue, N.E.

**Section 57.** 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. 108-11-013, as more fully described in Section 58 below, to Glenville Development Corp., or designee.

**Section 58.** That the real property to be sold pursuant to Section 57 of this Ordinance is more fully described as follows:

P.P. No. 108-11-013

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 35 feet of Sublot No. 127 in W. H. Van Tine Jr., Trustee's Subdivision of part of Original One Hundred Acre Lots Nos. 361 and 369, as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and being 35 feet front on the Easterly side of East 102nd Street (formerly Eldridge Avenue), and extending back of equal width 130 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 59.** 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. 108-11-014, as more fully described in Section 60 below, to Glenville Development Corp., or designee.

**Section 60.** That the real property to be sold pursuant to Section 59 of this Ordinance is more fully described as follows:

P.P. No. 108-11-014

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot No. 128 and Southerly 5 feet from front to rear of Sublot No. 127 in W. H. Van Tine, Jr., Trustee's Allotment of part of Original 100 Acre Lots Nos. 361 and 369 as shown by the recorded plat in Volume 17 of Maps, Page 29 of Cuyahoga County Records, and together forming a parcel of land 45 feet front on the Easterly side of East 102nd Street (formerly Eldridge Avenue) and extending back of equal width 130 feet, as appears by said plat. Be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

**Section 61.** 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. 108-11-021, as

more fully described in Section 62 below, to Glenville Development Corp., or designee.

**Section 62.** That the real property to be sold pursuant to Section 61 of this Ordinance is more fully described as follows:

P.P. No. 108-11-021

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 4 in A.L. Draper's Subdivision of part of Original 100 Acre Lot No. 361 as shown by the recorded plat in Volume 22 of Maps, Page 18 of Cuyahoga County Records, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 63.** 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. 109-20-008, as more fully described in Section 64 below, to Glenville Development Corp., or designee.

**Section 64.** That the real property to be sold pursuant to Section 63 of this Ordinance is more fully described as follows:

P.P. No. 109-20-008

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 3 in the Lakeview Road Allotment of part of Original One Hundred Acre Lot No. 371, as shown by the recorded plat of said Allotment in Volume 52 of Maps, Page 38 of Cuyahoga County Records, and being 50 feet front on the Westerly side of Lakeview Road NE, and extending back 118.08 feet on the Northerly line, 125.545 feet on the Southerly line, (which is also the Northerly line of Berkshire Avenue, NE) and having a rear line of 49.44 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 65.** 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 66.** 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 67.** That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest.

**Section 68.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it

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

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

**Ord. No. 1795-96.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 10708-12 St. Clair Avenue to Glenville Development Corp.**

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. 108-28-007, as more fully described in Section 2 below, to Glenville Development Corp.

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

P.P. No. 108-28-007

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublots Nos. 26 and 27 in the Linn and Issell Subdivision of part of Original One Hundred Acre Lot No. 362, as shown by the recorded plat of said Subdivision in Volume 38 of Maps, Page 16 of Cuyahoga County Records and bounded and described as follows: Beginning in the Southerly line of St. Clair Avenue, N.E. and the Northeast corner of said Sublot No. 27; thence South along the East line of said Sublot No. 27, 120 feet; thence Westerly parallel with said South line of St. Clair Avenue, N.E., 41.23 feet; thence Northerly parallel with the East line of said Sublot No. 26 and 5/10 feet distant Westerly at right angles therefrom, 120 feet; to the Southerly line of St. Clair Avenue, N.E.; thence Easterly along said Southerly line of St. Clair Avenue, N.E., 41.23 feet to the place of beginning, as appears by said plat.

Subject to zoning ordinances, if any.

**Section 3.** That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months

of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

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

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

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

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

**Ord. No. 1796-96.**

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

**An emergency ordinance determining the method of making the public improvement of cleaning and cement mortar lining distribution water mains, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.**

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

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

**Section 1.** That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of cleaning and cement mortar lining distribution water mains, for the Division of Water, Department of Public Utilities, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

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

**Section 3.** That the cost of said improvement hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 20965.

**Section 4.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,

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

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

**Ord. No. 1797-96.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Even Cut Abrasive Company, or its designee, to provide economic development assistance to partially finance the acquisition and renovation of a building located at 850 East 72nd Street and the acquisition and partial demolition of adjacent property, in Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with Even Cut Abrasive Company, or its designee, to provide economic development assistance to partially finance the acquisition and renovation of a building located at 850 East 72nd Street and the acquisition and partial demolition of adjacent property located at 880-900 East 72nd Street, Cleveland, Ohio.

**Section 2.** That the term of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1797-96-A.

**Section 3.** That the costs of said contract shall not exceed Three Hundred Fifty Thousand Dollars (\$350,000.00), and shall be paid from Fund Nos. 17 SF 003 and 12 SF 954, Request No. 23301.

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

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 17 SF 003 and 12 SF 958.

**Section 6.** That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.

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

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

from and after the earliest period allowed by law.

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

**Ord. No. 1798-96.**

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

**An emergency ordinance authorizing and directing the purchase by contract of not to exceed two spectrum analyzers, for the Division of Environment, Department of Public Health.**

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

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

**Section 1.** That the Director of Public Health is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: not to exceed two (2) spectrum analyzers, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Environment, Department of Public Health.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 13 SF 437, Request No. 21838.

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

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

**Ord. No. 1799-96.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6917 Gertrude Avenue to Cleveland Housing Network.**

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. 132-15-114, as

more fully described in Section 2 below, to Cleveland Housing Network.

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

P.P. No. 132-15-114

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 240 in Stone Hickox, Hosmer Bates and Smith's Allotment of part of Original One Hundred Acre Lots Nos. 313 and 314, as shown by the recorded plat in Volume 5 of Maps, Page 61 of Cuyahoga County Records and being 40 feet front on the Northerly side of Gertrude Avenue, S.E. (formerly Third Avenue) and extending back of equal width 130 feet as appears by said plat.

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

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

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

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

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

**Ord. No. 1800-96.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the County Criminal Justice Service Agency for the Cop Youth Crime Action Team Program.**

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

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

**Section 1.** That the Director of Public Safety is hereby authorized to apply for and accept a grant in the amount of \$112,462.50, from the County Criminal Justice Service Agency, to conduct the Cop Youth Crime Action Team Program, for

the purposes set forth in the application and according thereto; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

**Section 2.** That the application for said grant, File No. 1800-96-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide cash matching funds in the amount of \$37,487.50, from Fund No. 01-60-02-0901, is hereby approved in all respects.

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

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

**Ord. No. 1812-96.**

**By Councilman O'Malley.**

**An emergency ordinance directing that the wages and benefits of employees of contractors and subcontractors of the City be comparable to the wages and benefits of City employees employed in comparable positions, including certain mandated benefits.**

Whereas, the wages and benefits paid to the employees of firms under contract and subcontract to the City is a critical issue to this Council and requires immediate attention; and

Whereas, unless required by law to pay prevailing wages, it is Council's intention to require City contractors and subcontractors to pay their employees wages and benefits comparable to the wages and benefits of City employees employed in comparable positions, including certain mandated benefits, in order to protect these workers and their families; 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, unless required to be paid prevailing wages, all contractors and subcontractors of the City shall pay, unless required to pay prevailing wages, their employees wages and benefits comparable to the wages and benefits of City employees employed in comparable positions. The mandated benefits for contract and subcontract employees are full family health insurance coverage, six (6) paid holidays, ten (10) paid vacation days, and ten (10) paid sick days.

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

Referred to Directors of Personnel and Human Resources, Finance,

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

**FIRST READING EMERGENCY RESOLUTION REFERRED**

**Res. No. 1801-96.**

**By Councilman Jackson (by request).**

**An emergency resolution declaring the intention to vacate a portion of East 39th Place.**

Whereas, this Council is satisfied that there is good cause for vacating a portion of East 39th Place, as hereinafter described, and

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

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

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

The following described real property, located in Cleveland, Cuyahoga County, Ohio, and known as being all that portion of:

EAST 39TH PLACE (12.00 feet wide), extending Northerly from the Northerly line of Cedar Avenue S.E. (66.00 feet wide), to the Southerly line of Carnegie Avenue S.E. (86.00 feet wide).

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

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

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

**Ord. No. 1802-96.**

**By Councilman Britt.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Olivet Institutional Baptist Church to stretch four small flags on various light poles in the vicinity of the church, 8712 Quincy Avenue, for the period from October 18, 1996 to November 18, 1996, inclusive, publicizing its 65th Anniversary.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Olivet Institutional Baptist Church to install, maintain and remove four small flags on various light poles in the vicinity of the church, 8712 Quincy Avenue, for the period from October 18, 1996 to November 18, 1996, inclusive. Said small flags 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 ordi-

nance. The permission of the owner of any pole from which small flags will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said small flags and said small flags shall be removed promptly upon the expiration of said permit.

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

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

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

**Ord. No. 1803-96.**

**By Councilman Britt.**

**An emergency ordinance consenting and approving the issuance of a permit for a Juno Jog on October 5, 1996, sponsored by HMA Sports.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of a Juno Jog, sponsored by HMA Sports, on October 5, 1996, beginning at E. 90th St. and Euclid, E. 90th St. to Quincy, Quincy to E. 87th St., E. 87th St. to Cedar, Cedar to E. 89th St., E. 89th St. to Carnegie, Carnegie to E. 90th St., E. 90th St. to Quincy, Quincy to E. 87th St., E. 87th St. to Cedar, Cedar to E. 89th St., E. 89th St. to Chester and 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 or 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 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

**Ord. No. 1804-96.**

**By Councilmen Coats, Johnson, Robinson, O'Malley, Patton, Lewis, Melena, White, Zone and McGuirk.**

**An emergency ordinance directing the director of the appropriate city**

**department to undertake and complete an impact study prior to the introduction of legislation to privatize city functions or services.**

Whereas, the Mayor desires to privatize certain city services and functions and has accepted proposals from various entities and has analyzed these proposals; and

Whereas, it is Council's desire to fully understand the impact that any proposed privatization of city services and functions may have on the City in general and on current city employees, employment opportunities for city residents, city payroll, income tax collection, city population statistics, and other relevant issues in particular should privatization go forward; and

Whereas, it is appropriate and necessary for this Council to examine these matters carefully since it affects the livelihood and well-being of many residents and businesses in the City of Cleveland; and

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

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

**Section 1.** That prior to the introduction of legislation seeking to privatize any City functions or services, the director of the appropriate department shall undertake a study to analyze the impact privatization may have on the City as a whole including, but not limited to, its effect on current city employees, the city budget, employment opportunities for city residents, city payroll, city income tax collection, city population statistics, labor unions, businesses, and other relevant issues that may affect a thorough analysis of privatization of the particular City service or function.

**Section 2.** That the impact study required in Section 1 hereinabove shall be submitted to Council at least twenty (20) days prior to the introduction of any proposed privatization legislation.

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

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

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

**Ord. No. 1805-96.**

**By Councilman Jackson.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Cleveland Botanical Gardens to stretch a banner in front of 6545 Carnegie Avenue for the period from October 1, 1996 to October 22, 1996, inclusive, publicizing its White Elephant Sale.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the

Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the Cleveland Botanical Gardens to install, maintain and remove a banner in front of 6545 Carnegie Avenue for the period from October 1, 1996 to October 22, 1996, 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 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

**Ord. No. 1806-96.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1528 East 86 Street to Irwing and Catherine V. Dominic.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-021, as more fully described in Section 2 below, to Irwing and Catherine V. Dominic.

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

P.P. No. 106-22-021

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 391, and bounded and described as follows: Beginning on the Westerly line of East 86th Street (formerly Marcy Avenue) at the Southeastly corner of land conveyed by Lawrence J. Block to Ellen New by deed dated February 4, 1904, and recorded in Volume 911, Page 599 of Cuyahoga County Records; thence Westerly along the Southerly line of land so conveyed to Ellen New 134 feet; to the Northeastly corner of land conveyed by Alice Clerk Heydler and Charles Heydler, husband and wife, to Mary A. Wehrle by deed dated March 5, 1904 and recorded in Volume 920, Page 133 of Cuyahoga County Records; thence Southerly along the Easterly line of land so conveyed to Harry A. Wehrle 38 feet to the Northwestly corner of land conveyed by George F. Smith and Gertrude A. Smith, his wife, to Addison Snively and Solomon Everett by deed dated January 29, 1910 and recorded in Volume 1236, Page 67 of Cuyahoga County Records; thence Easterly along the Northerly line of land so conveyed to Addison Snively and Solomon Everett 134 feet to the Westerly line of East 86th Street; thence Northerly along said Westerly line of East 86th Street; 38 feet to the place of beginning, be the same more or less, but subject to all legal highways.

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

Zoning Ordinances, if any.

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

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

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

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

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

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

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

**Res. No. 1807-96.**

**By Councilman Jackson.**

**An emergency resolution urging HUD to provide CMHA with the necessary funding to provide traditional public housing replacement housing, or funding to renovate all buildings at Carver Park Estates, or failing the above, to rescind HOPE VI Plus funding for Carver Park Estates.**

Whereas, Cleveland City Council passed Resolution No. 1488-96, on August 14, 1996, opposing President Clinton's and HUD's policies that are detrimental to public housing, subsidized housing, and low income people; and

Whereas, demolition of public housing without traditional replacement housing is a policy that is detrimental to public housing, subsidized housing and low income people; and

Whereas, HOPE VI Plus has as a major component the demolishing of public housing; and

Whereas, Public Housing Authorities applying for HOPE VI Plus funding receive better consideration if demolition is part of their application; and

Whereas, it is almost impossible to receive HOPE VI Plus funding without including demolition in the application; and

Whereas, Carver Park Estates has been awarded funding under HOPE VI Plus; and

Whereas, the Cuyahoga Metropolitan Housing Authority ("CMHA") plans to demolish a substantial number of public housing units at Carver Park Estates; and

Whereas, CMHA has 10,000 families on their waiting list; and

Whereas, the Department of Housing and Urban Development ("HUD") has eliminated the one-for-one replacement requirement; and

Whereas, HUD has not provided CMHA with funding to provide traditional public housing replacement housing while CMHA has 10,000 families on their waiting list; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety in that HUD has failed to provide funding for traditional public housing replacement housing while encouraging the demolition of public housing units at the same time there are 10,000 families on CMHA's waiting list; now, therefore,

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

**Section 1.** That HUD provide CMHA with the necessary funding to provide traditional public housing replacement housing.

**Section 2.** That failing Section 1 of this resolution, then HUD must provide CMHA with the necessary funding to renovate all building at Carver Park Estate.

**Section 3.** If HUD can or will not do Section 1 or 2 of this resolution, then HUD moves to rescind HOPE VI Plus funding for Carver Park Estates.

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

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

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

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

**Res. No. 1808-96.**

**By Councilman Rybka.**

**An emergency resolution withdrawing objection to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit to 5504 Harvard Avenue and repealing Res. No. 1124-96, objecting to said transfer of ownership.**

Whereas, this Council objected to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit to 5504 Harvard Avenue by Res. No. 1124-96, adopted June 10, 1996; and

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

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

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

**Section 1.** That objection to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit to 5504 Harvard Avenue be and the same is hereby withdrawn and Res. No. 1124-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

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

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

**Res. No. 1809-96.**

**By Councilman White.**

**An emergency resolution objecting to the stock transfer of a C2 and C2X Liquor Permit to 3852 East 123rd Street, first floor and basement.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a C2 and C2X Liquor Permit to Permit No. 9804504, Y & A Grocery Inc., 3852 East 123rd Street, first floor and basement, Cleveland, Ohio 44105; and

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

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the stock transfer of a C2 and C2X Liquor Permit to Permit No. 9804504, Y & A Grocery Inc., 3852 East 123rd Street, first floor and basement, Cleveland, Ohio 44105, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 1810-96.**

**By Councilman Patmon.**

**An emergency resolution objecting to the transfer of ownership of a C2, C2X and D6 Liquor Permit to 9009 St. Clair Avenue, first floor and basement.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C2, C2X and D6 Liquor Permit from Permit No. 45007080005, Marwan Kash, dba Browns Town Beverage, 9009 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44108, to Permit No. 9870022, Yzen Inc., dba Browns Town Beverage, 9009 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44108; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best inter-

ests of the entire community; and

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C2, C2X and D6 Liquor Permit from Permit No. 45007080005, Marwan Kash, dba Browns Town Beverage, 9009 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44108, to Permit No. 9870022, Yzen Inc., dba Browns Town Beverage, 9009 St. Clair Avenue, first floor and basement, Cleveland, Ohio 44108, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 1811-96.**  
By Councilman White.  
An emergency resolution withdrawing objection to the transfer of ownership of a C1 Liquor Permit to 10601-03 Sandusky Avenue, first floor, and repealing Res. No. 665-96, objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a C1 Liquor Permit to 10601-03 Sandusky Avenue, first floor, by Res. No. 665-96, adopted April 15, 1996; and

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

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

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

**Section 1.** That objection to the transfer of ownership of a C1 Liquor Permit to 10601-03 Sandusky Avenue, first floor, be and the same is hereby withdrawn and Res. No. 665-96, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

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

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

#### SECOND READING EMERGENCY ORDINANCES

##### Ord. No. 1461-96.

By Councilmen Polensek and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio State Board of Emergency Medical Services for the 1996-97 EMS E.M.T. Training Program.

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

##### Ord. No. 1616-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to install and design the placement of new and reconditioned furniture, and to make repairs to existing countertops and to design placement of new and existing counters and spaces, for the Department of Finance, on behalf of the office of the Clerk of the Cleveland Municipal Court, for a period not to exceed two years.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

##### Ord. No. 1617-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the payment of membership dues of the City of Cleveland in 1997 for NOACA.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

##### Ord. No. 1618-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of various security equipment, for the Department of Finance, on behalf of the office of the Clerk of Cleveland Municipal Court, for a period not to exceed two years.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

#### THIRD READING EMERGENCY ORDINANCES PASSED

##### Ord. No. 1286-96.

By Councilmen McGuirk and Rokakis (by departmental request).

An emergency ordinance to amend Sections 181.09, 181.11, 181.13 and 181.14 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances relating to purchases.

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

##### Ord. No. 1287-96.

By Councilmen Miller and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with Prime Time Enterprises, Inc. for operation of the business of delivering small packages by ground transportation at and from Burke Lakefront Airport.

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

##### Ord. No. 1288-96.

By Councilmen Miller and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Pilot Management, Inc. for operation of the business of a flight school at and from Burke Lakefront Airport, for the Department of Port Control.

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

##### Ord. No. 1307-96.

By Councilmen Robinson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1997 Federal Child Lead Poisoning Prevention Program.

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

##### Ord. No. 1308-96.

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

An emergency ordinance authorizing the Director of Public Safety to enter into and execute a lease agreement for a portion of the fire alarm building located at Carnegie Avenue and Ontario Street with Western Reserve Fire Buffs Foundation, or its designee, for a term not to exceed twenty (20) years.

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

##### Ord. No. 1309-96.

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

An emergency ordinance to amend Section 135.063 of the Codified Ordinances of Cleveland, Ohio, 1976, as



amended by Ordinance No. 2326-85, passed September 16, 1985, relating to uniform maintenance allowances.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1313-96.**

By Councilmen Robinson and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the State of Ohio, Department of Alcohol and Drug Addiction Services for the 1997 FOCUS program.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1314-96.**

By Councilmen Robinson and Rokakis (by departmental request).  
An emergency ordinance authorizing and directing the Director of Public Health to enter into contract with the Ohio Department of Public Health for performance of environmental assessments of the residences of Medicaid-covered children, for the Division of Environment, Department of Public Health.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1315-96.**

By Councilmen Robinson and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Alcohol and Drug Addiction Services Board of Cuyahoga County for the 1997 Drug Prevention, Treatment & Intervention Program, and to enter into an agreement with said Board for the City to receive payments from the Medicaid program.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1439-96.**

By Councilmen Coats and Rokakis (by departmental request).  
An emergency ordinance giving consent of the City of Cleveland for the repair and resurfacing of Lorain Road to the Director of Transportation of the State of Ohio and authorizing the Director of Public Service to enter into any agreements relative thereto.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1441-96.**

By Councilmen Jackson, McGuirk and Rokakis (by departmental request).  
An emergency ordinance to amend Section 327.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 54-94, passed June 6, 1994, relating to penalty for violations of the Zoning Code.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1442-96.**

By Councilmen Jackson, McGuirk and Rokakis (by departmental request).  
An emergency ordinance to amend Section 367.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 614-95, passed June 19, 1995, relating to penalty for violations of the Housing Code.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1443-96.**

By Councilmen Jackson, McGuirk and Rokakis (by departmental request).  
An emergency ordinance to amend Section 3103.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 54-94, passed June 6, 1994, relating to penalty for violations to the Building Code.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1448-96.**

By Councilmen Miller and Rokakis (by departmental request).  
An emergency ordinance authorizing and directing the purchase by contract of not to exceed two dock levelers, including appurtenances and installation, if necessary, for the Division of Cleveland Hopkins International Airport, Department of Port Control.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1449-96.**

By Councilmen Miller and Rokakis (by departmental request).  
An emergency ordinance authorizing and directing the purchase by contract of not to exceed twelve complete bunker gear suits, and additional auxiliary gear for Airport Rescue Fire Fighters, for the Division of Cleveland Hopkins International Airport, Department of Port Control.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1451-96.**

By Councilmen Patmon and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Personnel and Human Resources to accept annual allocations of federal funds under Titles II and III of the Job Training Partnership Act from the Ohio Bureau of Employment Services and to make appropriations for the current expenses of the Department of Personnel and Human Resources.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1452-96.**

By Councilmen Patmon and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Personnel and Human Resources to accept a grant from the Ohio Department of Education for a Nontraditional Employment For Women (New) Action Plan under the Job Training Partnership Act (JTPA) Title II Parts A and C 8% and to authorize appropriations to provide for administration of the Department of Personnel and Human Resources.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1453-96.**

By Councilmen Patmon and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Personnel and Human Resources to accept a Specialized Technical Assistance grant under the Title II of the Job Training Partnership Act from the Ohio Bureau of Employment Services and to authorize appropriations to provide for administration of the Department of Personnel and Human Resources.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1454-96.**

By Councilmen Patmon and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Personnel and Human Resources to enter into various contracts for Training Services For The Disadvantaged and Employment and Training Assistance For Dislocated Workers under the Job Training Partnership Act.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1455-96.**

By Councilmen Patmon and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Personnel and Human Resources to expend funds for food and beverages during protracted labor negotiations and to pay Ogden Services Corporation for coffee and water service during four days of labor negotiations.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1463-96.**

By Councilmen Robinson and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1997 State AIDS Community Based Care Program.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1464-96.**

By Councilmen Robinson and Rokakis (by departmental request).  
An emergency ordinance authorizing and directing the purchase by requirement contract of burials for indigent dead, for the Division of Health, Department of Public Health, for a period not to exceed two years.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1465-96.**

By Councilmen Robinson and Rokakis (by departmental request).  
An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1997 State AIDS Prevention Program, and authorizing the Director of Public Health to enter into contracts with various agencies for the implementation of the Project.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1470-96.**

By Councilman Willis.  
An emergency ordinance to name the park located on Moulton Avenue between East 115th and East 120th Street as the Moulton/Scoutway Park.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1595-96.**

By Councilmen Coats and Rokakis (by departmental request).  
An emergency ordinance authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding of various infrastructure capital improvement projects and state funding to obtain credit enhancements and loan assistance in support of the City's 1996 general obligation bond issue for road and bridge improvements.  
Read third time. Passed. Yeas 20.  
Nays 0.

**Ord. No. 1709-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Finance to lease space at the Ninth Street Plaza Building from MJM Management Company, or their designee, for a term not to exceed two years, for the public purpose of leasing space for the offices of the Division of Information Systems Services.

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

**THIRD READING EMERGENCY RESOLUTION ADOPTED****Res. No. 375-96.**

By Councilman Melena.

An emergency resolution urging the Mayor and the Administration to plan for the utilization of clean material from the demolition of Cleveland Municipal Stadium to expand the Cuyahoga County Commissioners Reef or build new reefs in order to create the largest freshwater artificial reef system in the world.

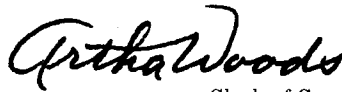
Read third time. Adopted. Yeas 20. Nays 0.

**MOTION**

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

**MOTION**

The Council adjourned at 8:30 p.m. to meet on Monday, October 7, 1996 at 7:00 p.m.



Clerk of Council

**THE CALENDAR**

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

**ORDINANCES****Ord. No. 1461-96.**

By Councilmen Polensek and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio State Board of Emergency Medical Services for the 1996-97 EMS E.M.T. Training Program.

**Ord. No. 1616-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to install and design the placement of new and reconditioned furniture, and to make repairs to existing countertops and to design placement of new and existing counters and spaces, for the Department of Finance, on behalf of the office of the Clerk of the Cleveland Municipal Court, for a period not to exceed two years.

**Ord. No. 1617-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the payment of

membership dues of the City of Cleveland in 1997 for NOACA.

**Ord. No. 1618-96.**

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of various security equipment, for the Department of Finance, on behalf of the office of the Clerk of Cleveland Municipal Court, for a period not to exceed two years.

**BOARD OF CONTROL**

September 25, 1996

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 25, 1996, at 11:00 a.m., with Mayor White presiding.

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

Absent: Mayor White, Director Axelrod.

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

On motion, the following resolutions were adopted.

**Resolution No. 643-96.**

By Director Hyer.

Resolved by the Board of Control of the City of Cleveland that all bids received on May 16, 1996 for Computer Hardware and Software Maintenance for CIJIS for the Division of Municipal Court, Department of Finance, pursuant to the authority of Ordinance No. 1095-95, passed by the Council of the City of Cleveland on July 19, 1995, be and the same are hereby rejected.

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

Nays: None.

Absent: Acting Director Carmody.

**Resolution No. 644-96.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Vallejo/Terrace Joint Venture for the public improvement of Invermere Avenue and East 188th Street sewer replacement for the Division of Water Pollution Control, Department of Public Utilities, received on August 8, 1996, pursuant to the authority of Ordinance No. 111-93, passed February 8, 1993, upon a unit basis, for the improvement in the aggregate amount of One million one hundred sixty-five thousand seven hundred eighty and 00/100 (\$1,165,780.00) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Utilities is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractor(s) by Vallejo/Terrace JV for the above-mentioned public improvement is approved:

**SUBCONTRACTORS**

Granger Trucking

**WORK**

Trucking  
MBE

Granger Trucking

Material supply  
MBE

Collinwood Concrete

Ready mix  
concrete and  
supplies  
FBE

L.T. Services

Trucking  
FBE

Steward Supply

Material supply  
MBE

Choice Construction

Asphalt paving  
MBE

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

Nays: None.

Absent: Acting Director Carmody.

**Resolution No. 645-96.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Eagle International Truck Sales, Inc. for the following: one (1) cab and chassis with dump body (all items)(body and equipment by Cenweld) for the Division of Water, Department of Public Utilities, received on the 2nd day of August, 1996, pursuant to the authority of Ordinance No. 1228-95, passed January 29, 1996, which on the basis of order quantities would amount to Ninety Six Thousand Six Hundred Fifty Four Dollars (\$96,654.00), (Net), is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

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

**SUBCONTRACTOR****WORK**

Independent  
Brokers, Ltd

\$700.00 per unit,  
MBE

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

Nays: None.

Absent: Acting Director Carmody.

**Resolution No. 646-96.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Licursi Company for an estimated quantity of landscape maintenance at various water works facilities (Garrett Morgan, items G1-G58; Parma, items P1-P56) for the Division of Water, Department of Public Utilities, for the period of two (2) years beginning with the date of execution of a contract received on the 14th day of August, 1996, pursuant to the authority of Ordinance No. 315-96, passed May 13, 1996, which on the basis of the estimated quantity would amount to One Hundred Ninety Three Thousand Four Hundred Forty Seven Dollars, (\$193,447.00), (2% 30 Days), is hereby affirmed

and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 79302-Garrett Morgan  
79303-Parma  
which shall be certified against such contract in the sum of One Hundred Thousand Dollars (\$100,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Licursi Company, for the above-mentioned requirement is hereby approved:

**SUBCONTRACTOR WORK**

Wake Forest 30.16% MBE

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.  
Absent: Acting Director Carmody.

**Resolution No. 647-96.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Perfecturf, Inc. for an estimated quantity of landscape maintenance at various water works facilities (Baldwin/Fairmount, items B1-B56; Crown, items C1-C57) Kirtland, items K1-K55; Nottingham, items N1-N56; Harvard, items Y1-Y61) for the Division of Water, Department of Public Utilities, for the period of two (2) years beginning with the date of execution of a contract received on the 14th day of August, 1996, pursuant to the authority of Ordinance No. 315-96, passed May 13, 1996, which on the basis of the estimated quantity would amount to Four Hundred Eighty Thousand Four Hundred Twelve and 50/100 Dollars, (\$480,412.50), (2% 10 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 79297-Harvard  
79300-Nottingham  
79298-Kirtland  
79299-Baldwin/Fairmount  
79301-Crown

which shall be certified against such contract in the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00).

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

under subsequent requisitions separately certified against said contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Perfecturf, Inc., for the above-mentioned requirement is hereby approved:

**SUBCONTRACTOR WORK**  
Caver Brothers 30.97% MBE

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.  
Absent: Acting Director Carmody.

**Resolution No. 648-96.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Wesco Distribution, Inc. for an estimated quantity of Street-lighting Materials, item nos. 1 thru 4, 10, 11, 23, 28, 30, 36, 56, 68, 70, 72 thru 74 and 78 thru 83, for the Division of Cleveland Public Power, Department of Public Utilities, for the period of two (2) years beginning with the date of execution of a contract received on the 30th day of May, 1996, pursuant to the authority of Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to Four Hundred Forty Thousand Eighty Four and 51/100 Dollars, (\$440,084.51), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 87149  
which shall be certified against such contract in the sum of Twenty Three Thousand Seven Hundred Thirty Seven and no/100 Dollars, (\$23,737.00).

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

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.  
Absent: Acting Director Carmody.

**Resolution No. 649-96.**

By Director Cunningham.

Whereas, pursuant to Ordinance No. 913-93, passed by the Cleveland City Council on June 7, 1993, and Board of Control Resolution No. 88-94, adopted February 16, 1994, the City entered into an agreement with Greiner Engineering, Inc. ("Engineer") for engineering services for the rehabilitation of Runway 5L-23R at Cleveland Hopkins International Airport for the Department of Port Control, Contract No. 47141; and

Whereas, the City has determined that it was necessary to extend the length of the project; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that

the Director of Port Control is hereby authorized to enter into a first amendment to Contract No. 47141 between the City and Consultant to provide for an addition to the scope of work necessary to allow for additional time required for time and testing services based upon Consultant's letter dated November 10, 1995. The contract shall increase from an amount not to exceed one million one hundred seventy-four thousand seven hundred seven and no/100 dollars (\$1,174,707.00) to an amount not to exceed one million three hundred fifty-four thousand five hundred eighty and no/100 dollars (\$1,354,580.00).

Be it further resolved that the Director of Port Control is hereby authorized to complete and execute any documents necessary and appropriate to effect the amendment hereby authorized.

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.  
Absent: Acting Director Carmody.

**Resolution No. 650-96.**

By Director Cunningham.

Resolved by the Board of Control of the City of Cleveland that all bids received on August 16, 1996 for New parking garage for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 1107-96, passed by the Council of the City of Cleveland on August 14, 1996, be and the same are hereby rejected.

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.  
Absent: Acting Director Carmody.

**Resolution No. 651-96.**

By Director Guzman.

Whereas, pursuant to the authority of Ordinance No. 309-95, passed by Cleveland City Council on April 10, 1995, and Resolution No. 729-95, adopted by the Board of Control of the City of Cleveland on September 20, 1995, the City of Cleveland entered into a contract with Road Machinery Inc. for the purchase of Leach Packer Parts (All Items) (Price list no. special date 6/1/95) (Labor rate per hour \$48.50) for a total amount of \$30,000.00; and

Whereas, Road Machinery, Inc. has by letter dated April 23, 1996, requested consent of the City to the assignment of all its rights, title and interest in said agreement to A & H Equipment Company; and,

Whereas, A & H Equipment Company has indicated by its May 3, 1996 letter that it intends to undertake Road Machinery's obligations under said contract for the purchase of replacement parts and labor for Leach Packers (All Items); now, therefore,

Be it resolved, by the Board of Control of the City of Cleveland that the request of Road Machinery, Inc. for consent to the assignment of Contract No. 49173 for the purchase of Leach Packer Parts and Labor (All Items) to A & H Equipment Company is hereby granted.

Be it further resolved that the Director of Public Service is hereby authorized to execute all documents and do all things necessary and appropriate to effect such assignment. A copy of the assignment

shall be filed in the Office of the Commissioner of Accounts.

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.  
Absent: Acting Director Carmody.

**Resolution No. 652-96.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Kenmore Construction Company, Incorporated for an estimated quantity of Asphalt Concrete Material (All Items) for the Division of Streets, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on the 25th day of July, 1996, pursuant to the authority of Ordinance No. 199-96, passed April 1, 1996, which on the basis of the estimated quantity would amount to approximately One Million Eight Hundred Eighty Three Thousand and no/100 Dollars, (\$1,883,000.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 095841 which shall be certified against such contract in the sum of Ninety Four Thousand One Hundred Fifty and no/100 Dollars, (\$94,150.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the following subcontractors to Kenmore Construction Company, Incorporated for the purchase of Asphalt Concrete Material (All Items), hereby is approved:

Choice Constr.  
\$376,600.00  
MBE - 20%

Cuyahoga Supply  
\$282,450.00  
FBE - 15%

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.

Absent: Acting Director Carmody.

**Resolution No. 653-96.**

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that all bids received on September 6, 1996 for Diesel Fuel (All Items) for the Division of Motor Vehicle Maintenance, Department of Public Service, pursuant to the authority of Ordinance No. 1102-96, passed by the Council of the City of Cleveland on July 17, 1996, be and the same are hereby rejected.

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.

Absent: Acting Director Carmody.

**Resolution No. 654-96.**

By Director Denihan.

Resolved, by the Board of Control of the City of Cleveland that the bid of Werx Corporation for an estimated quantity of Uniform Clothing, Hip Length Jackets, for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract received on the 26th day of July, 1996, pursuant to Section 135.06 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to Seven Thousand, One Hundred Fifty and no/100 Dollars, (\$7,150.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 093797  
65 Uniform Clothing, Hip Length Jackets, as specified which shall be certified against such contract in the sum of Seven thousand, one hundred fifty and no/100 Dollars (\$7,150.00).

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

Yeas: Directors Sobol Jordan, Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.

Absent: Acting Director Carmody.

**Resolution No. 655-96.**

By Director Spellman.

Whereas, pursuant to the authority of Section 133.14 of the Codified Ordinances of Cleveland, Ohio, 1976, the Board of Control, by its' Resolution No. 356-96 adopted on May 29, 1996, established a schedule of rental rates for Cleveland Public Auditorium and Convention Center; and

Whereas, the City of Cleveland will be hosting the 1997 National Basketball Association ("NBA") and Major League Baseball ("MLB") All-Star games; and

Whereas, both the NBA and MLB hold a Fan interactive event in conjunction with their respective All-Star games; and

Whereas, the Cleveland Convention Center will host the NBA Jam Session, February 5-9, 1997, in conjunction with the 1997 NBA All-Star Games and Major League Baseball Fan Fest, July 4-8, 1997, in conjunction with the 1997 Major League Baseball All-Star Game; and

Whereas, both the NBA Jam Session and MLB Fan Fest will attract hundreds of thousands of visitors to the City of Cleveland and would generate millions of dollars in tax and service revenues; and

Whereas, because of the competitive nature in attracting these events, the host city must provide Convention Center space rent-free; now therefore.

Be it resolved that notwithstanding the terms of Resolution No. 356-96, adopted by this Board of Control on May 29, 1996, the use of space at the Cleveland Convention Center for

the NBA Jam Session to be held February 5-9, 1997 and for the MLB Fan Fest to be held July 4-8, 1997 shall be provided at no charge.

Be it further resolved that any labor, materials and equipment supplied to the NBA and MLB by the Cleveland Convention Center be charged at the prevailing rate, and that all other provisions of said Resolution No. 356-96 not expressly amended hereby, shall remain unchanged and in full force and effect.

Yeas: Directors Sobol Jordan, Acting Director Carmody, Directors Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.

Absent: None.

**Resolution No. 656-96.**

By Director Spellman.

Whereas, by Ordinance No. 634-96, passed by the Council of the City of Cleveland on June 18, 1996, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to convey easement interests in certain City-owned property described in said ordinance and no longer needed for public use to 1460 Ninth Street Associates, Ltd. at a price determined by this Board to be not less than the fair market value of the property; now, therefore,

Be it resolved, by the Board of Control of the City of Cleveland that the Commissioner of Purchases and Supplies is directed to convey the easement interests in the property described in Ordinance No. 634-96, passed by the Council of the City of Cleveland on June 18, 1996, to 1460 Ninth Street Associates, Ltd. for the consideration of One Dollar (\$1.00) and other valuable consideration including the performance of its obligations to the City regarding the construction of a Hampton Inn to which these easement interests relate, which amount and performances are determined to be equivalent to not less than the fair market value of such easement interests.

Yeas: Directors Sobol Jordan, Acting Director Carmody, Directors Konicek, Cunningham, Guzman, Staib, Acting Director Holland, Directors Spellman, Hamilton, Nolan, Warren.  
Nays: None.

Absent: None.

**Resolution No. 657-96.**

By Director Spellman.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of General Cinema Beverages of Ohio Inc. dba Pepsi-Cola Company for the operation of soft drink vending machines concession for a period not to exceed three years, received on August 16, 1996 pursuant to and in accordance with the authority of Ordinance No. 1670-94, passed by the Council of the City of Cleveland on November 28, 1994, and offering the City a concession fee of thirty-one percent (31%) of gross sales for soft drink vending machines, is hereby affirmed and approved as the highest and best bid for the concession, and the Director of Parks, Recreation and Properties is hereby authorized to enter into a concession agreement with said bidder.

Yeas: Directors Sobol Jordan, Acting Director Carmody, Directors Konicek, Cunningham, Guzman,

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

Nays: None.  
Absent:None.

**Resolution No. 658-96.**

By Director Spellman.

Resolved, by the Board of Control of the City of Cleveland that the bid of A-Tech International Corporation for an estimated quantity of Exterminating Services for the Division of Recreation, Department of Parks, Recreation and Properties, for the period of one (1) year beginning with the date of execution of a contract received on the 23rd day of August, 1996, pursuant to the authority of Ordinance No. 31-96, passed February 12, 1996, which on the basis of the estimated quantity would amount to Nine Thousand, One Hundred Forty-seven and 00/100ths Dollars, (\$9,174.00), (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 82684

which shall be certified against such contract in the sum of Eight Thousand and 00/100ths Dollars, (\$8,000.00).

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

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

Nays: None.  
Absent:None.

**Resolution No. 659-96.**

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 135-18-104 located at 10101 Reno Avenue in Ward 2; and

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

Whereas, Emma Walker and Robert Walker, Jr., abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has consented to the proposed sale;

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

3. The proposed purchasers of said parcel are neither tax delinquent nor in violation of the Building and Housing Codes; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland with Emma Walker and Robert Walker, Jr. for the sale and development of Permanent Parcel No. 135-18-104 located at 10101 Reno Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said Program.

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

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

Nays: None.  
Absent:None.

**Resolution No. 660-96.**

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 021-24-013 located at 3334 West 122 Street in Ward 19; and

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

Whereas, Jeffrey S. Schurdell and Mara L. B. Schurdell, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 19 has consented to the proposed sale;

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

3. The proposed purchasers of said parcel are neither tax delinquent nor in violation of the Building and Housing Codes; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland with Jeffrey S. Schurdell and Mara L. B. Schurdell for the sale and development of Permanent Parcel No. 021-24-013 located at 3334 West 122 Street, in accordance with the Land Reutilization

Program in such manner as best carries out the intent of said Program.

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

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

Nays: None.  
Absent:None.

**Resolution No. 661-96.**

By Director Hamilton.

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

Whereas, City has acquired Permanent Parcel No. 119-28-097, 119-28-109, 119-28-142, and 119-28-153 under said Land Reutilization Program; and

Whereas, Ordinance No. 1627-96 passed September 9, 1996 authorized the sale of said parcels subject to the direction of the Board of Control; and

Whereas, Fairfax Renaissance Development Corp. has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1627-96 passed September 9, 1996 by the Cleveland City Council, the Mayor is hereby authorized to execute an Official Deed for and on behalf of the City of Cleveland with Fairfax Renaissance Development Corp. for the sale and development of Permanent Parcel No. 119-28-097, 119-28-109, 119-28-142, and 119-28-153 as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$100.00 each, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with the Land Reutilization Program.

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

Nays: None.  
Absent:None.

**Resolution No. 662-96.**

By Director Hamilton.

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

Whereas, City has acquired Permanent Parcel No. 126-17-013, 126-17-053, 126-17-050, 128-03-096, 128-03-097, 128-03-108 and 128-03-025 under said Land Reutilization Program; and

Whereas, Ordinance No. 1714-96 passed September 16, 1996 authorized the sale of said parcels subject to the direction of the Board of Control; and

Whereas, Buckeye Area Development Corporation has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1714-96 passed September 16, 1996 by the Cleveland City Council, the Mayor is hereby authorized to execute an Official Deed for and on behalf of the City of Cleveland with Buckeye Area Development Corporation for the sale and development of Permanent Parcel No. 126-17-013, 126-17-053, 126-17-050, 128-03-096, 128-03-097, 128-03-108 and 128-03-025 as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$100.00 each, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with the Land Reutilization Program.

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

Nays: None.  
Absent: None.

#### Resolution No. 663-96.

By Director Warren.

Be it resolved, by the Board of Control of the City of Cleveland that Pursuant to authority of Ordinance No. 56-94 passed by the City Council of the City of Cleveland June 13, 1994, the nonprofit organization Mid-Town Corridor ("MidTown") is hereby selected based upon its unique qualifications for the purpose of providing one of a kind services for initiating a land assembly effort beginning with developing a valuation and property option strategy for a targeted area between Carnegie and Chester Avenues and from East 55th to East 73rd Streets of the City of Cleveland.

Be it further resolved that the Director of Economic Development is hereby authorized to enter into a contract with said MidTown based upon the Corporation's proposal of August 30, 1996 to the City of Cleveland, which contract shall provide that the compensation paid Mid-Town shall not exceed \$18,000, shall be paid by the Director of Economic Development, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

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

Nays: None.  
Absent: None.

#### Resolution No. 664-96.

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Raney Tire, Inc. for an estimated quantity of Tire repair road service (All Items), for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on the 16th day of August, 1996, pursuant to the authority of Ordinance No. 756-96, passed June 10, 1996, which on the basis of the estimated quantity would amount to approximately One Hundred Forty Thousand Eight Hundred Fifteen and no/100 Dollars, (\$140,815.00),

(Net 10 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 091901 which shall be certified against such contract in the sum of Twelve Thousand and no/100 Dollars, (\$12,000.00).

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

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

Nays: None.  
Absent: None.

JEFFREY B. MARKS,  
Secretary

## CIVIL SERVICE NOTICES

### General Information

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

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

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

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

FREDDIE J. FENDERSON,  
President

## SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 14, 1996

9:30 A.M.

Calendar No. 96-167: 5230 St. Clair Ave., N.E.

Marc Eppler, owner, and Cleveland Health Care For The Homeless, tenant, c/o John McKinney, to convert to a boarding house with 25 beds and with accessory counseling the 90' x 140' one story masonry offices building on the 90' x 205' "L" shaped through lot located in a Semi-Industry District and a Two

Family District at 5230 St. Clair Ave. and extending through to E. 52 St.; said building being located 44.5' from the General Industry District to the north instead of 200' contrary to the residence prohibitions of Section 345.03 and said usage and its accessory off-street parking lot not conforming to the landscape provisions of Sections 352.08, 352.09, 352.10 and 352.11 and the interior sideyards being 0' instead of 8' wide as required for a multiple dwelling by Section 357.09 and the rear yard being 10' in depth instead of 20' as required by Section 357.08 and the accessory off-street parking lot not conforming to the conditions imposed in Cal. No. 66-442 contrary to Section 359.01 of the Codified Ordinances.

Calendar No. 96-173: 4726 Superior Ave. N.E.

Irving Weiss, owner, and Society of St. Vincent DePaul, prospective purchaser, c/o Coyne M. Quinn, to construct a 64' x 146' 18 car accessory off-street parking lot on the rear of the 43' x 269' irregular "L" shaped through lot, located in a Semi-Industry District, for the north approximate 230', and a Multi-Family District, for the rear approximate 40', at 4726 Superior Ave. and extending through to E. 47 St.; said proposed parking lot, located mainly in the Multi-Family District, being contrary to the residence use limitations of Section 337.08 and said premise not to conform to the frontage landscaping requirements, along E. 47 St. nor the transitional landscaping requirements, along the south property line, contrary to the requirements of Sections 352.08, 352.09 and 352.10 of the Codified Ordinances.

Calendar No. 96-175: 2165 E. 89 St.

E.F. Boyd & Son Inc., owner, c/o Marina B. Grant, to construct a 56' x 57' one story addition to the rear of the 216' x 53' nonconforming funeral home on a 390' x 165' corner lot located in a Two Family District, Local Retail District and General Retail District on the southeast corner of Cedar Ave. and E. 89 St. at 2165 E. 89 St.; said use being contrary to the residence use limitations of Section 337.03 and the local retail use limitations of Section 343.01 and contrary to the nonconforming expansion provisions of Section 359.01 of the Codified Ordinances.

Calendar No. 96-176: 3741 Ridge Rd., S.W.

Danmaur Investments Ltd., owner, c/o Daniel H. Rothstein, and Gress & Kennedy Inc., tenant, c/o Daniel L. Rothstein, to construct a 50' x 100' one story storage building accessory to the nonconforming auto wrecking yard on the 339' x 647' (av.) irregular shaped parcel located in a Semi-Industry District at 3741 Ridge Rd.; said use as an auto wrecking yard being contrary to the use limitations of Section 345.03 and the expansion provisions of Section 359.01 and said premises not conforming to the access drive provisions of Section 349.07 and not conforming to the landscaping provisions of Section 352.10 of the Codified Ordinances.

Calendar No. 96-177: 3400-24 Brookpark Rd., S.W.

Sun Properties Inc., owner, c/o Stan Basista, and 3M Parkway Inc., tenant, c/o Mark Mintz, to erect a 24' x 8' double faced sign on a dou-

ble pole near the corner of the 441' x 211' irregular shaped corner through lot located in a Local Retail District on the northeast corner of Brookpark Rd. and State Rd. and extending through to the southeast corner of Lennox Ave. and State Rd. and being known as 3400-24 Brookpark Rd.; said sign being 192 square feet in area and exceeding the 75 square feet maximum of Section 350.14 of the Codified Ordinances.

Calendar No. 96-178: 12515 Summerland Ave., S.W.

Carol Redding, owner, to erect a 17' x 10' one story addition to the front of the 30' x 27' one story one family dwelling on a 70' x 105' irregular shaped corner lot located in a One Family District on the southeast corner of Summerland Ave. and W. 126 St. and known as 12515 Summerland Ave.; said addition to be located 20' from the street line instead of back on the 30' setback, as determined by Section 357.06, contrary to the encroachment provisions of Section 357.13 of the Codified Ordinances.

ANTHONY COSTANZO,  
Secretary

**REPORT OF THE BOARD OF ZONING APPEALS**

**MONDAY, SEPTEMBER 30, 1996**

At the Meeting of the Board of Zoning Appeals, on, Monday, September 23, 1996, the following appeals were heard by the Board, and decided on Monday, September 30, 1996.

The following appeals were **Granted:**

Calendar No. 96-141: 4350 Rocky River Dr., S.W.

Allan Yuhas and Jerry Murphy, owners, and A/L Ltd., prospective purchaser, c/o June Pearce-Novatney, to convert to an adult care center.

Calendar No. 96-164: 1683 E. 70th Street

Willie M. Clark, owners, to erect an 25' 6" x 8' two story porch.

The following appeal was **Refused:**

Calendar No. 96-160: 4303 Clark Avenue, S.W.

Kamal Elseikali, owner, and Kamal's Tire Shop Inc., tenant, c/o Kamal Elseikali, to make alterations and convert the 40' x 22' accessory garage building to a tire installation shop and to erect a 40' x 3' 4" addition and a 22' x 25' addition to said garage.

The following appeal was **Withdrawn:**

Calendar No. 96-148: 4100 West 150th Street.

The following appeal was **Postponed:**

Calendar No. 96-166: 4686 Pearl Rd., S.W. to October 21, 1996.

ANTHONY COSTANZO,  
Secretary

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

NO MEETING

**PUBLIC NOTICE**

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

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

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

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS**

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

**THURSDAY, OCTOBER 10, 1996**

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

A DEPOSIT OF FIFTY DOLLARS

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

September 25 and October 2, 1996

**FRIDAY, OCTOBER 11, 1996**

**Labor and Materials Necessary to Repair Water Mains and Appurtenances,** for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 425-96, passed by the Council of the City of Cleveland, May 6, 1996.

A **MANDATORY PRE-BID MEETING WILL BE HELD ON FRIDAY, OCTOBER 4, 1996, 10:00 A.M. AT THE CARL B. STOKES UTILITIES BUILDING, 1201 LAKE-SIDE AVENUE.**

September 25 and October 2, 1996

**THURSDAY, OCTOBER 17, 1996**

**The Rehabilitation of East 79th Street,** for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance Nos. 908-93 and 1012-95, passed by the Council of the City of Cleveland, June 14, 1993 and August 23, 1995, respectively.

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

**Hand-Held Meter Reading Devices,** for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 547-96, passed by the Council of the City of Cleveland, May 20, 1996.

**Four-Station, Folding Inserting System,** for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 548-96, passed by the Council of the City of Cleveland, May 20, 1996.

**New Doors, Frames and Hardware for Engine House No. 9,** for the Division of Property Management, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1028-93, passed by the Council of the City of Cleveland, June 7, 1993.

September 25 and October 2, 1996

**FRIDAY, OCTOBER 18, 1996**

**Tree Work in the Shaker Tree Assessment District,** for the Division of Urban Forestry, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1227-96, passed by the Council of the City of Cleveland.

**A Computer Network System**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance 1508-92, passed by the Council of the City of Cleveland, August 19, 1992.

**A MANDATORY PRE-BID MEETING WILL BE HELD ON THURSDAY, OCTOBER 10, 1996, AT THE CLEVELAND DIVISION OF WATER, HARVARD DISTRIBUTION WAREHOUSE, 4600 HARVARD AVENUE, EXECUTIVE CONFERENCE ROOM, THURSDAY, OCTOBER 10, 1996, 10:00 A.M.**

**De-Icing Agents**, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 820-96, passed by the Council of the City of Cleveland, June 10, 1996.

September 25 and October 2, 1996

**WEDNESDAY, NOVEMBER 6, 1996**

**The Rehabilitation of Harvard Yard Facilities, Phases III and IV**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1573-89, passed by the Council of the City of Cleveland, August 30, 1996.

**A DEPOSIT OF TWO HUNDRED DOLLARS (\$200.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE. A PRE-BID MEETING WILL BE HELD ON OCTOBER 15, 1996, 10:00 A.M. AT THE CARL B. STOKES UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

September 25 and October 2, 1996

**WEDNESDAY, OCTOBER 16, 1996**

**Transformers**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

October 2 and October 9, 1996

**FRIDAY, OCTOBER 18, 1996**

**Rockefeller Park Phase IV - Site Improvements**, for the Division of Research, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1284-96, passed by the Council of the City of Cleveland.

**A DEPOSIT OF TWENTY-FIVE (\$25.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIF-**

**TEEN (15) DAYS AFTER THE BID OPENING DATE.**

**Ready Mixed Concrete**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 737-93, passed by the Council of the City of Cleveland, April 19, 1993.

**Rebuilt Gasoline and Diesel Engines**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1013-96, passed by the Council of the City of Cleveland, June 18, 1996.

**Automotive and Truck Spring Repair and Labor if Necessary**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1103-96, passed by the Council of the City of Cleveland, July 17, 1996.

October 2 and October 9, 1996

**WEDNESDAY, OCTOBER 23, 1996**

**Pipe Repair Couplings**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

**One (1) Electric Scissor Lift**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 712-96, passed by the Council of the City of Cleveland, May 20, 1996.

**Rental of One (1) Concrete Saw**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 631-96, passed by the Council of the City of Cleveland, May 20, 1996.

October 2 and October 9, 1996

**THURSDAY, OCTOBER 24, 1996**

**Rehabilitation of West 187th Street from Puritas Avenue to Sunset Avenue**, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance Nos. 928-95 and 709-96, passed by the Council of the City of Cleveland, June 12, 1995 and June 18, 1996, respectively.

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

October 2 and October 9 and October 16, 1996

**THURSDAY, OCTOBER 24, 1996**

**Replacement Windows for Engine House #9**, for the Division of Property Management, Depart-

ment of Parks, Recreation and Properties, as authorized by Ordinance No. 1028-93, passed by the Council of the City of Cleveland, June 7, 1993.

**Personal Computers, Laser Printers and Software**, for the Department of Finance on behalf of the Cleveland Municipal Court, as authorized by Ordinance No. 1095-95, passed by the Council of the City of Cleveland, July 19, 1995.

October 2 and October 9, 1996

**FRIDAY, OCTOBER 25, 1996**

**Maintenance, Repair and/or Replacement of HVAC System at Various Locations**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 424-96, passed by the Council of the City of Cleveland, May 6, 1996.

**A MANDATORY PRE-BID MEETING WILL BE HELD ON TUESDAY, OCTOBER 15, 1996, 10:00 A.M. AT THE CLEVELAND PUBLIC POWER BUILDING, 300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

**Labor and Materials to Repair or Replace Fire Hydrants**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 362-96, passed by the Council of the City of Cleveland, May 6, 1996.

**THERE WILL BE A MANDATORY PRE-BID MEETING AT THE CLEVELAND WATER DIVISION, 4600 HARVARD AVENUE, EXECUTIVE CONFERENCE ROOM ON MONDAY, OCTOBER 14, 1996, 10:00 A.M.**

**Pre-Paid Debit/Calling Cards**, for the Division of Information Systems Services, Department of Finance, as authorized by Ordinance No. 646-96, passed by the Council of the City of Cleveland, May 20, 1996.

**A PRE-BID MEETING WILL BE HELD ON FRIDAY, OCTOBER 11, 1996, 10:00 A.M. AT 1404 EAST 9TH STREET IN THE 4TH FLOOR CONFERENCE ROOM.**

**One Plus Long Distance Telephone Service**, for the Division of Information Systems Services, Department of Finance, as authorized by Ordinance No. 646-96, passed by the Council of the City of Cleveland, May 20, 1996.

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October 2 and October 9, 1996



**ADOPTED RESOLUTIONS AND ORDINANCES**

**Res. No. 1623-96.**

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

**An emergency resolution to adopt and declare a Tax Budget for the year 1997, as required by State law, Chapter 5705 of the Revised Code.**

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

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

**Section 1.** That the Council, pursuant to the provisions of Chapter 5705 of the Revised Code, after public hearings thereon as required by law, does hereby adopt the statements of the 1997 requirements for the several funds of the City of Cleveland, as being the budget required by state law to be submitted to the County Budget Commission which requirements are as follows:

	Amount to be Derived From Levies Outside 10-Mill Limitation Column II	Amount Approved By Budget Commission Inside 10-Mill Limitation Column IV	County Auditor's Estimate of Tax Rate To Be Levied	
			Inside 10-Mill Limit Column V	Outside 10-Mill Limit Column VI
GENERAL FUND	\$			
BOND RETIREMENT FUND				
POLICE PENSION FUND				
FIRE PENSION FUND				
TOTAL	\$			

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	MAXIMUM RATE AUTHORIZED TO BE LEVIED	TAX YEAR COUNTY AUDITOR'S ESTIMATE OF YIELD OF LEVY (carry to schedule A, column 3)
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GENERAL FUND:

Current Expense Levy authorized by City Charter effective 11/21/67.	8.3 mills	
Current Expense Levy authorized by voters on __/__/__, not to exceed ____ years. Auth. under Sect. ____, R.C.		
Current Expense Levy authorized by voters on __/__/__, not to exceed ____ years. Auth. under Sect. ____, R.C.		
Current Expense Levy authorized by voters on __/__/__, not to exceed ____ years. Auth. under Sect. ____, R.C.		
Current Expense Levy authorized by voters on __/__/__, not to exceed ____ years. Auth. under Sect. ____, R.C.		

TOTAL GENERAL FUND OUTSIDE 10 M.LIMITATION 8.3 mills

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
GENERAL FUND				
LOCAL TAXES				
Property Tax	\$ 38,722,272	\$ 40,145,357	\$ 40,019,853	\$ 40,420,052
Income Tax	196,308,642	209,153,484	215,428,100	219,736,662
Admission Tax	3,889,597	7,173,255	6,200,000	7,000,000
Exhibition Tax	59	0	1,000	1,000
Video Game Tax	79,548	71,187	75,000	75,000
Motor Vehicle Lessor Tax	1,877,361	2,257,925	2,970,000	2,940,000
Parking Tax		1,898,140	7,100,000	8,100,000
Total	\$ 240,877,479	\$ 260,699,348	\$ 271,793,953	\$ 278,272,714

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>LICENSES &amp; PERMITS</b>				
Building Licenses and Permits	\$ 5,122,826	\$ 5,811,939	\$ 5,499,550	\$ 5,750,000
Other Licenses and Permits	1,365,227	1,152,371	1,723,165	1,755,966
Total	\$ 6,488,053	\$ 6,964,310	\$ 7,222,715	\$ 7,505,966
<b>INTERGOVERNMENTAL REVENUE</b>				
Local Government Fund	\$ 43,431,190	\$ 46,407,322	\$ 48,021,518	\$ 49,567,216
State Cigarette and Liquor Tax	359,242	1,674,252	930,000	930,000
Estate Tax	3,941,072	4,804,979	4,000,000	4,000,000
Total	\$ 47,731,504	\$ 52,886,553	\$ 52,951,518	\$ 54,497,216
<b>SALES AND CHARGES FOR SERVICE</b>				
Misc. City Sales	\$ 292,345	\$ 276,210	\$ 192,200	\$ 192,200
Cable TV-Franchise Fees	1,411,563	1,364,637	1,400,000	1,400,000
Charges for Service	11,326,072	8,635,706	8,940,650	9,429,900
Commissions	0	0	0	10,000
Concession Revenue	104,666	39,804	20,000	25,000
Rental of City Property	954,759	917,721	960,592	885,600
Commercial Waste Collection	948,963	926,274	990,000	1,039,500
Total	\$ 15,038,368	\$ 12,160,352	\$ 12,503,442	\$ 12,982,200
<b>FINES AND FORFEITURES</b>				
Fines	\$ 11,763,476	\$ 11,020,235	\$ 11,335,650	\$ 11,505,650
Cash Bonds	67,979	95,934	91,000	92,000
Court Trustee	4,706	4,226	4,200	4,200
Court Costs	2,040,716	2,237,651	2,226,500	2,240,500
Criminal Bond Forfeiture	12,839	1,489	115,000	100,000
Total	\$ 13,889,716	\$ 13,359,535	\$ 13,772,350	\$ 13,942,350
<b>MISCELLANEOUS REVENUE</b>				
Special Assessments Revenue	\$ 271,007	\$ 303,999	\$ 305,000	\$ 305,000
Sale of Capital Plant	7,820	0	0	0
Sale of City Assets	115,513	59,855	75,000	75,000
Sale of Recyclable Waste	9,439	29,354	20,000	5,000
Royalties-Sale Mine	7,793	43,729	50,000	50,000
Refunds	455,611	533,623	1,125,000	1,125,000
Miscellaneous Revenue	2,251,376	2,310,204	6,157,179	3,218,150
Interest Income	1,106,011	2,059,819	1,940,000	1,950,000
Total	\$ 4,224,570	\$ 5,340,583	\$ 9,672,179	\$ 6,728,150
<b>EXPENDITURE RECOVERIES</b>				
Damaged City Property Reimbursement	\$ 62,822	\$ 143,263	\$ 142,000	\$ 158,100
Expenditure Recoveries	17,471,415	14,669,023	22,530,688	19,386,124
Total	\$ 17,534,237	\$ 14,812,286	\$ 22,672,688	\$ 19,544,224
<b>TOTAL</b>	\$ 345,783,927	\$ 366,222,967	\$ 390,588,845	\$ 393,472,820
<b>EXPENDITURES</b>				
<b>Security of Persons and Property (Safety)</b>				
Salaries and Wages	\$ 142,136,192	\$ 149,555,685	\$ 154,332,516	\$ 162,336,955
Employee Benefits	52,560,634	54,067,868	57,395,710	60,527,790
Training and Professional Dues	60,630	66,714	54,025	77,092
Utilities	1,923,590	2,316,617	2,256,073	2,283,295
Contractual Services	1,389,949	2,330,643	1,942,985	2,006,086
Material and Supplies	2,055,526	1,826,541	2,010,325	2,167,417
Maintenance	627,694	509,351	679,050	713,052
Claims, Refunds and Misc.	162,397	147,258	174,500	178,500
Inter-Departmental Services	6,624,352	7,004,445	7,268,564	7,168,477
Total Security of Persons and Property	\$ 207,540,964	\$ 217,825,122	\$ 226,113,748	\$ 237,458,664
<b>Public Health Services (Health &amp; Aging)</b>				
Salaries and Wages	\$ 6,141,516	\$ 6,033,479	\$ 6,513,279	\$ 6,721,371
Employee Benefits	2,155,380	2,191,251	2,265,909	2,381,562
Training and Professional Dues	13,565	7,979	6,750	6,954
Utilities	392,365	368,262	381,637	386,411

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
Contractual Services	845,122	913,204	727,176	748,992
Material and Supplies	748,993	606,436	605,295	623,454
Maintenance	44,044	45,775	62,507	64,382
Claims	901	1,452	0	0
Inter-Departmental Services	428,435	288,341	319,547	341,859
Capital Outlay	0	0	0	0
<b>Total Public Health Services</b>	<b>\$ 10,770,321</b>	<b>\$ 10,456,179</b>	<b>\$ 10,882,100</b>	<b>\$ 11,274,985</b>
<b>Leisure Time Activities (Parks, Recreation &amp; Properties)</b>				
Salaries and Wages	\$ 17,317,020	\$ 17,568,913	\$ 19,532,614	\$ 20,115,159
Employee Benefits	5,845,150	6,163,436	6,984,606	7,445,616
Training and Professional Dues	20,539	16,587	11,526	11,871
Utilities	1,784,191	2,169,040	2,293,711	2,331,440
Contractual Services	1,188,610	1,275,141	1,371,736	1,412,887
Material and Supplies	1,543,130	1,635,026	1,752,314	1,823,938
Maintenance	281,256	212,477	178,248	164,540
Claims, Refunds and Misc.	5,500	4,346	0	0
Inter-departmental Services	2,140,759	2,075,989	2,219,023	2,378,841
Capital Outlay	0	0	0	0
<b>Total Leisure Time Activities</b>	<b>\$ 30,126,155</b>	<b>\$ 31,120,955</b>	<b>\$ 34,343,778</b>	<b>\$ 35,684,292</b>
<b>Community Environment (Service)</b>				
Salaries and Wages	\$ 13,985,926	\$ 13,106,756	\$ 13,847,083	\$ 14,476,839
Employee Benefits	6,346,135	6,833,833	6,857,959	7,100,118
Training and Professional Dues	7,624	13,761	11,500	11,845
Utilities	375,682	671,211	496,443	507,278
Contractual Services	6,136,153	7,201,900	6,671,035	7,589,259
Material and Supplies	134,094	142,965	254,708	262,350
Maintenance	143,402	130,163	145,650	150,020
Claims, Refunds and Misc.	960	4,378	2,000	2,000
Inter-departmental Services	2,305,225	2,252,443	2,448,263	2,659,942
<b>Total Community Environment</b>	<b>\$ 29,435,201</b>	<b>\$ 30,357,410</b>	<b>\$ 30,734,641</b>	<b>\$ 32,759,651</b>
<b>Legal/Financial Administration</b>				
Salaries and Wages	\$ 6,188,749	\$ 6,268,092	\$ 6,884,452	\$ 7,172,521
Employee Benefits	1,589,277	1,663,857	1,902,326	1,989,342
Training and Professional Dues	95,369	103,135	87,772	90,406
Contractual Services	1,175,267	2,250,930	1,486,510	1,547,378
Material and Supplies	99,545	97,624	114,494	127,929
Maintenance	10,526	37,513	48,592	50,051
Claims, Refunds and Misc.	958,813	1,114,876	937,350	937,350
Inter-departmental Services	713,598	375,283	419,510	426,289
<b>Total Legal/Financial Administration</b>	<b>\$ 10,831,144</b>	<b>\$ 11,911,310</b>	<b>\$ 11,881,006</b>	<b>\$ 12,341,266</b>
<b>Urban Planning &amp; Development (CD, ED, Harbors)</b>				
Salaries and Wages	\$ 4,640,619	\$ 4,642,523	\$ 5,200,076	\$ 5,336,867
Employee Benefits	1,516,897	1,484,944	1,636,978	1,698,655
Training and Professional Dues	15,903	13,044	11,085	11,418
Contractual Services	101,256	107,447	333,037	343,028
Material and Supplies	54,116	84,679	72,285	74,454
Maintenance	6,937	5,822	10,971	11,300
Claims, Refunds and Misc.	724	32,307	3,000	3,000
Inter-departmental Services	785,461	1,161,818	563,678	595,124
<b>Total Urban Planning &amp; Development</b>	<b>\$ 7,121,913</b>	<b>\$ 7,532,584</b>	<b>\$ 7,831,110</b>	<b>\$ 8,073,846</b>
<b>General Government</b>				
Salaries and Wages	\$ 16,507,596	\$ 17,363,062	\$ 19,089,402	\$ 19,799,527
Employee Benefits	4,869,108	4,755,142	5,292,761	5,543,610
Training and Professional Dues	137,187	125,326	163,275	168,174
Contractual Services	3,335,006	3,260,315	3,469,156	3,556,202
Material and Supplies	343,477	366,852	466,966	481,276
Maintenance	209,743	218,806	232,620	254,589
Claims, Refunds and Misc.	0	12,500	0	0
Inter-departmental Services	930,758	925,874	1,008,541	990,712
<b>Total General Government</b>	<b>\$ 26,332,875</b>	<b>\$ 27,027,877</b>	<b>\$ 29,722,721</b>	<b>\$ 30,794,090</b>
<b>Non-Departmental</b>				
Transfers (Interfund Subsidies)	\$ 12,204,749	\$ 17,584,946	\$ 26,257,191	\$ 28,478,924

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
Training and Professional Dues	177,464	210,148	133,238	237,738
Utilities	8,174,698	8,578,198	8,720,000	8,925,000
Contractual Services	3,390,774	4,054,523	4,391,003	4,891,912
Maintenance	45,000	0	0	0
Claims, Refunds and Misc.	8,153	0	0	0
Total Other Uses of Funds	\$ 24,000,838	\$ 30,427,815	\$ 39,501,432	\$ 42,533,574
<b>TOTAL EXPENDITURES</b>	\$ 346,159,411	\$ 366,659,252	\$ 391,010,536	\$ 410,920,368
Revenues over/(under) Expenditures	\$ (375,484)	\$ (436,285)	\$ (421,691)	\$ (17,447,548)
Decertifications	\$ 427,973	\$ 552,121	\$ 0	\$ 0
Beginning Unencumbered Balance	\$ 315,490	\$ 367,979	\$ 483,815	\$ 62,124
Estimated Ending Unencumbered Fund Balance	\$ 367,979	\$ 483,815	\$ 62,124	\$ (17,385,424)
<b>LEGISLATIVE BRANCH</b>				
Council and Clerk of Council	\$ 2,905,673	\$ 3,122,562	\$ 3,474,942	\$ 3,631,921
I Personnel	1,968,701	2,077,740	2,314,442	2,434,889
II Other	936,972	1,044,822	1,160,500	1,197,032
Total Legislative Branch	\$ 2,905,673	\$ 3,122,562	\$ 3,474,942	\$ 3,631,921
<b>MUNICIPAL COURT</b>				
Judicial Division	\$ 9,530,968	\$ 10,283,726	\$ 11,607,841	\$ 12,033,477
I Personnel	8,091,808	9,018,390	10,138,564	10,491,090
II Other	1,439,160	1,265,336	1,469,277	1,542,387
Clerks Division	6,553,064	6,186,040	6,358,566	6,494,556
I Personnel	4,963,313	4,620,121	4,849,313	5,004,336
II Other	1,589,751	1,565,919	1,509,253	1,490,220
Housing Division	1,091,256	1,151,544	1,447,794	1,500,089
I Personnel	1,033,101	1,109,527	1,394,777	1,443,667
II Other	58,155	42,017	53,017	56,422
Total Municipal Court	\$ 17,175,288	\$ 17,621,310	\$ 19,414,201	\$ 20,028,122
<b>EXECUTIVE BRANCH</b>				
Office of the Mayor	\$ 1,505,318	\$ 1,525,952	\$ 1,686,991	\$ 1,753,419
I Personnel	1,291,902	1,316,603	1,461,057	1,510,168
II Other	213,416	209,349	225,934	243,251
<b>Public Safety</b>				
Public Safety Administration	\$ 10,860,052	\$ 10,230,819	\$ 10,591,113	\$ 10,741,534
I Personnel	9,905,759	9,517,318	9,824,815	9,944,757
II Other	954,293	713,501	766,298	796,777
Division of Police	122,624,830	130,077,430	135,402,198	141,482,654
I Personnel	114,082,329	120,353,176	125,887,719	132,114,914
II Other	8,542,501	9,724,254	9,514,479	9,367,740
Division of Fire	60,496,206	63,341,421	64,323,042	67,174,273
I Personnel	58,533,507	61,230,749	61,945,353	64,685,568
II Other	1,962,699	2,110,672	2,377,689	2,488,705
Division of Emergency Medical Services	9,977,734	10,549,886	11,922,074	13,934,156
I Personnel	9,269,451	9,795,677	11,105,871	12,962,199
II Other	708,283	754,209	816,203	971,957
Division of Traffic Engineering	3,002,255	3,040,760	3,233,856	3,460,313
I Personnel	2,398,037	2,264,249	2,455,268	2,630,171
II Other	604,218	776,511	778,588	830,142
Division of Dog Pound	579,887	584,806	641,465	665,734
I Personnel	507,743	462,382	509,200	527,136
II Other	72,144	122,424	132,265	138,598
Total Public Safety	\$ 207,540,964	\$ 217,825,122	\$ 226,113,748	\$ 237,458,664

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
Community Relations Board	\$ 677,866	\$ 700,126	\$ 728,278	\$ 754,540
I Personnel	621,645	639,319	669,298	690,699
II Other	56,221	60,807	58,980	63,841
Public Service				
Public Service Administration	\$ 171,100	\$ 232,699	\$ 289,217	\$ 308,557
I Personnel	159,808	223,547	277,549	296,504
II Other	11,292	9,152	11,668	12,053
Division of Architecture	618,660	556,502	607,762	628,117
I Personnel	564,951	503,570	552,194	570,901
II Other	53,709	52,932	55,568	57,216
Division of Waste Collection and Disposal	24,169,815	25,259,925	25,200,994	26,789,572
I Personnel	15,435,074	15,194,571	15,744,964	16,200,648
II Other	8,734,741	10,065,354	9,456,030	10,588,924
Division of Engineering and Construction	4,475,626	4,308,284	4,636,668	5,033,405
I Personnel	4,172,228	4,018,900	4,130,335	4,508,904
II Other	303,398	289,384	506,333	524,501
Total Public Service	\$ 29,435,201	\$ 30,357,410	\$ 30,734,641	\$ 32,759,651
Parks, Recreation and Properties				
Parks, Recreation, and Properties Admin.	\$ 687,078	\$ 638,491	\$ 685,856	\$ 709,664
I Personnel	507,133	476,524	521,287	537,793
II Other	179,945	161,967	164,569	171,871
Division of Research, Planning, and Dev.	666,895	655,362	707,611	730,500
I Personnel	586,081	579,081	623,188	643,143
II Other	80,814	76,281	84,423	87,357
Division of Recreation	8,290,106	8,902,594	9,281,905	9,596,958
I Personnel	6,308,564	6,686,585	6,949,296	7,204,124
II Other	1,981,542	2,216,009	2,332,609	2,392,834
Division of Parking Facilities	1,013,781	961,157	1,010,916	1,046,694
I Personnel	947,958	925,569	975,116	1,007,630
II Other	65,823	35,588	35,800	39,064
Division of Property Management	7,054,093	8,335,459	10,026,144	10,497,227
I. Personnel	4,906,576	6,157,315	7,871,598	8,281,387
II Other	2,147,517	2,178,144	2,154,546	2,215,840
Division of Park Maintenance and Properties	12,414,202	11,627,892	12,631,346	13,103,249
I Personnel	9,905,858	8,907,274	9,576,735	9,886,698
II Other	2,508,344	2,720,618	3,054,611	3,216,551
Total Parks, Recreation and Properties	\$ 30,126,155	\$ 31,120,955	\$ 34,343,778	\$ 35,684,292
Boxing and Wrestling Commission	\$ 8,582	\$ 7,139	\$ 8,415	\$ 8,711
I Personnel	8,582	7,139	8,265	8,527
II Other	0	0	150	184
Urban Planning & Development				
Community Development				
Director's Office	\$ 86,091	\$ 95,837	\$ 97,604	\$ 100,650
I Personnel	86,091	95,837	97,604	100,650
Division of Administrative Services	74,571	79,604	82,642	85,183
I Personnel	74,571	79,604	82,642	85,183
Division of Rehabilitation and Conservation	71,185	0	0	0
I Personnel	71,185	0	0	0
Division of Redevelopment	37,793	0	0	0
I Personnel	37,793	0	0	0

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
Division of Building and Housing	5,769,926	6,173,902	5,833,350	6,064,940
I Personnel	4,880,834	4,804,107	5,128,853	5,324,577
II Other	889,092	1,369,795	704,497	740,363
Division of Neighborhood Services	0	73,710	75,996	78,958
I Personnel	0	73,710	75,996	78,958
Division of Neighborhood Development	448	37,761	494,409	456,354
I Personnel	448	37,761	244,409	198,854
II Other			250,000	257,500
Subtotal Community Development	\$ 6,040,014	\$ 6,460,814	\$ 6,584,001	\$ 6,786,085
Regulatory Boards & Commissions				
Landmarks Commission	\$ 84,171	\$ 81,670	\$ 89,205	\$ 92,538
I Personnel	78,125	74,662	77,243	79,667
II Other	6,046	7,008	11,962	12,871
Bd. of Bldg. Standards and Appeals	120,479	84,746	110,642	114,206
I Personnel	109,429	78,759	96,422	99,526
II Other	11,050	5,987	14,220	14,680
Board of Zoning Appeals	237,153	236,699	245,696	245,103
I Personnel	219,706	221,942	225,805	224,634
II Other	17,447	14,757	19,891	20,469
Bd. of Examiners of Plumbers and Elect.	74,802	76,087	81,486	84,323
I Personnel	72,667	73,371	77,921	80,423
II Other	2,135	2,716	3,565	3,900
Fair Campaign Finance Commission	0	0	10,000	10,300
I Personnel	0	0	0	0
II Other	0	0	10,000	10,300
Total Regulatory Boards	\$ 516,605	\$ 479,202	\$ 537,029	\$ 546,470
Economic Development	\$ 1,025,683	\$ 1,016,500	\$ 1,190,569	\$ 1,229,425
I Personnel	950,378	981,177	1,151,010	1,188,964
II Other	75,305	35,323	39,559	40,461
Office of Equal Opportunity	\$ 509,802	\$ 467,749	\$ 474,082	\$ 543,055
I Personnel	397,764	405,080	386,969	451,126
II Other	112,038	62,669	87,113	91,929
City Planning Commission	\$ 1,015,378	\$ 1,101,343	\$ 1,152,378	\$ 1,243,383
I Personnel	963,657	1,038,440	1,091,336	1,180,657
II Other	51,721	62,903	61,042	62,726
Port Control-Harbor Development	\$ 56,215	\$ 55,270	\$ 56,540	\$ 58,336
I Personnel	56,215	55,270	56,540	58,336
II Other	0	0	0	0
Total Urban Planning & Development	\$ 9,163,697	\$ 9,580,878	\$ 9,994,599	\$ 10,406,754
Public Health				
Health Administration	\$ 280,563	\$ 215,198	\$ 288,789	\$ 300,868
I Personnel	163,654	109,648	167,067	176,447
II Other	116,909	105,550	121,722	124,421
Division of Correction	5,211,590	5,260,549	5,257,912	5,448,720
I Personnel	3,920,767	4,002,924	4,149,930	4,303,506
II Other	1,290,823	1,257,625	1,107,982	1,145,214
Division of Health	3,065,691	2,887,235	2,887,120	2,977,999
I Personnel	2,308,728	2,308,011	2,300,671	2,372,879
II Other	756,963	579,224	586,449	605,120
Division of The Environment	1,987,447	1,898,271	2,195,376	2,282,370
I Personnel	1,737,320	1,653,648	1,962,184	2,041,332
II Other	250,127	244,623	233,192	241,038
Total Public Health	\$ 10,545,291	\$ 10,261,253	\$ 10,629,197	\$ 11,009,957

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
Aging				
Aging	\$ 225,030	\$ 194,926	\$ 252,903	\$ 265,028
I Personnel	166,427	150,498	199,336	208,769
II Other	58,603	44,428	53,567	56,259
<b>SUPPORT FUNCTIONS</b>				
Financial & Legal Administration				
Finance Department				
Director's Office	\$ 598,771	\$ 339,445	\$ 289,820	\$ 295,511
I Personnel	512,730	297,894	238,970	241,488
II Other	86,041	41,551	50,850	54,023
Division of Accounts	1,097,496	949,365	1,043,513	1,092,907
I Personnel	658,030	614,113	706,678	733,201
II Other	439,466	335,252	336,835	359,706
Division of Assessments and Licenses	399,131	765,319	928,013	1,065,574
I Personnel	338,164	642,491	776,308	913,424
II Other	60,967	122,828	151,705	152,150
Division of Treasury	321,439	363,808	414,232	434,202
I Personnel	253,359	321,406	346,449	359,663
II Other	68,080	42,402	67,783	74,539
Division of Purchases and Supplies	613,615	608,198	649,857	679,490
I Personnel	506,109	514,035	551,889	570,192
II Other	107,506	94,163	97,968	109,298
Bureau of Internal Audit	229,204	214,274	400,107	413,566
I Personnel	113,545	94,538	170,117	176,773
II Other	115,659	119,736	229,990	236,793
Division of Financial Reporting and Control	1,092,660	914,598	951,840	980,088
I Personnel	860,053	838,718	851,440	876,111
II Other	232,607	75,880	100,400	103,977
Total Finance Department	\$ 4,352,316	\$ 4,155,007	\$ 4,677,382	\$ 4,961,338
Office of Budget and Mgmt.-Budget Admin.	\$ 450,949	\$ 407,684	\$ 444,632	\$ 459,433
I Personnel	427,615	394,719	422,057	435,245
II Other	23,334	12,965	22,575	24,188
Law	6,027,879	7,348,619	6,758,992	6,920,495
I Personnel	4,108,421	4,214,033	4,722,870	4,855,766
II Other	1,919,458	3,134,586	2,036,122	2,064,729
Total Finance & Legal Administration	\$ 10,831,144	\$ 11,911,310	\$ 11,881,006	\$ 12,341,266
<b>PERSONNEL ADMINISTRATION</b>				
Personnel	\$ 1,095,278	\$ 1,054,683	\$ 1,235,065	\$ 1,340,044
I Personnel	888,375	812,557	944,745	978,612
II Other	206,903	242,126	290,320	361,432
Civil Service Commission	923,086	947,811	1,011,340	944,425
I Personnel	667,929	624,547	646,006	665,116
II Other	255,157	323,264	365,334	279,309
Total Personnel Administration	\$ 2,018,364	\$ 2,002,494	\$ 2,246,405	\$ 2,284,469
<b>NONDEPARTMENTAL</b>				
County Auditor Deductions	\$ 844,999	\$ 772,392	\$ 857,000	\$ 1,228,210
II Other	844,999	772,392	857,000	1,228,210
Other Administrative	10,951,090	12,070,477	12,387,241	12,826,440
II Other	10,951,090	12,070,477	12,387,241	12,826,440
Total NonDepartmental	\$ 11,796,089	\$ 12,842,869	\$ 13,244,241	\$ 14,054,650

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
TOTAL SUPPORT FUNCTIONS	\$ 24,645,597	\$ 26,756,673	\$ 27,371,652	\$ 28,680,385
SUBSIDIES TO OTHER FUNDS	12,204,749	17,584,946	26,257,191	28,478,924
TOTAL GENERAL FUND EXPENDITURES	\$ 346,159,411	\$ 366,659,252	\$ 391,010,536	\$ 410,920,368
Excess (deficiency) of Revenues over Expenditures	(375,484)	(436,285)	(421,691)	(17,447,548)
Decertifications	427,973	552,121	0	0
UNENCUMBERED CASH				
Beginning Balance	315,490	367,979	483,815	62,124
Ending Balance	\$ 367,979	\$ 483,815	\$ 62,124	\$ (17,385,424)

SPECIAL REVENUE FUND GROUP  
RESTRICTED INCOME TAX FUND

REVENUE				
LOCAL TAXES				
City Income Tax	\$ 24,537,721	\$ 26,144,185	\$ 26,928,512	\$ 27,467,083
Total Source	\$ 24,537,721	\$ 26,144,185	\$ 26,928,512	\$ 27,467,083
Total Revenues	\$ 24,537,721	\$ 26,144,185	\$ 26,928,512	\$ 27,467,083
EXPENDITURES				
II Other Operating Costs	\$ 24,716,049	\$ 25,373,130	\$ 27,697,867	\$ 27,479,099
Total Expenditures	\$ 24,716,049	\$ 25,373,130	\$ 27,697,867	\$ 27,479,099
Excess (deficiency) of Revenues over Expenditures	\$ (178,328)	\$ 771,055	\$ (769,355)	\$ (12,016)
Decertifications	57,060	1	0	0
UNENCUMBERED CASH				
Beginning Balance	131,583	10,315	781,371	12,016
Ending Balance	\$ 10,315	\$ 781,371	\$ 12,016	\$ 0

STREET CONSTRUCTION MAINTENANCE AND REPAIR

REVENUES				
LICENSES & PERMITS				
Other Licenses & Permits	\$ 394,766	\$ 454,963	\$ 475,000	\$ 500,000
Total Source	\$ 394,766	\$ 454,963	\$ 475,000	\$ 500,000
INTERGOVERNMENTAL REVENUE				
Gasoline Excise Tax	\$ 5,955,801	\$ 5,892,558	\$ 5,900,000	\$ 5,850,000
Motor Vehicle License Tax	4,725,755	4,781,184	4,750,000	4,650,000
Total Source	\$ 10,681,556	\$ 10,673,742	\$ 10,650,000	\$ 10,500,000
SALES AND CHARGES FOR SERVICE				
Miscellaneous City Sales	\$ 17,525	\$ 2,250	\$ 20,000	\$ 20,000
Charges for Service	1,048,526	1,222,595	1,400,000	1,600,000
Commissions			100	100
Total Source	\$ 1,066,051	\$ 1,224,845	\$ 1,420,100	\$ 1,620,100
MISCELLANEOUS REVENUE				
Miscellaneous Revenue	\$ 230	\$ 120	\$ 0	\$ 0
Total Source	\$ 230	\$ 120	\$ 0	\$ 0
TRANSFERS IN				
Subsidies from Other Funds	\$ 7,614,676	\$ 5,828,343	\$ 6,729,366	\$ 7,498,975
Total Source	\$ 7,614,676	\$ 5,828,343	\$ 6,729,366	\$ 7,498,975



	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>EXPENDITURE RECOVERIES</b>				
Damaged City Property Reimbursement	\$ 2,996	\$ (315)	\$ 0	\$ 0
Expenditure Recoveries	3,258,984	3,328,464	4,600,000	4,000,000
Total Source	\$ 3,261,980	\$ 3,328,149	\$ 4,600,000	\$ 4,000,000
Total Revenues	\$ 23,019,259	\$ 21,510,162	\$ 23,874,466	\$ 24,119,075
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 13,013,943	\$ 12,143,323	\$ 12,677,057	\$ 13,077,712
II Other Operating Costs	10,039,610	9,446,931	11,197,409	11,041,363
Total Expenditures	\$ 23,053,553	\$ 21,590,254	\$ 23,874,466	\$ 24,119,075
Excess (deficiency) of Revenues over Expenditures	\$ (34,294)	\$ (80,092)	\$ 0	\$ 0
Decertifications	34,294	80,092	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	0	0	0	0
Ending Balance	\$ 0	\$ 0	\$ 0	\$ 0
<b>SCHOOLS RECREATION AND CULTURAL ACTIVITIES FUND</b>				
<b>REVENUES</b>				
<b>REVENUE TRANSFERS</b>				
Revenue from other funds	\$ 0	\$ 0	\$ 2,000,000	\$ 2,000,000
Total Source	\$ 0	\$ 0	\$ 2,000,000	\$ 2,000,000
Total Revenues	\$ 0	\$ 0	\$ 2,000,000	\$ 2,000,000
<b>EXPENDITURES</b>				
II Other Operating Costs	\$ 0	\$ 0	\$ 2,000,000	\$ 2,000,000
Total Expenditures	\$ 0	\$ 0	\$ 2,000,000	\$ 2,000,000
Excess (deficiency) of Revenues over Expenditures	\$ 0	\$ 0	\$ 0	\$ 0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	0	0	0	0
Ending Balance	\$ 0	\$ 0	\$ 0	\$ 0
<b>DEBT SERVICE FUND</b>				
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Sales and Charges for Service	\$ 164	\$ 150	\$ 0	\$ 0
Total Source	\$ 164	\$ 150	\$ 0	\$ 0
<b>REVENUE TRANSFERS</b>				
Revenue from Other Funds	\$ 50,000	\$ 98,566	\$ 300,741	\$ 0
Total Source	\$ 50,000	\$ 98,566	\$ 300,741	\$ 0
<b>TRANSFERS IN</b>				
Subsidies from Other Funds	\$ 232,082	\$ 339,128	\$ 0	\$ 314,719
Total Source	\$ 232,082	\$ 339,128	\$ 0	\$ 314,719
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 112,000	\$ 0	\$ 130,177	\$ 150,000
Total Source	\$ 112,000	\$ 0	\$ 130,177	\$ 150,000
Total Revenues	\$ 394,246	\$ 437,844	\$ 430,918	\$ 464,719
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 75,867	\$ 77,954	\$ 79,968	\$ 103,175
II Other Operating Costs	321,016	359,954	350,950	361,544
Total Expenditures	\$ 396,883	\$ 437,908	\$ 430,918	\$ 464,719
Excess (deficiency) of Revenues over Expenditures	\$ (2,637)	\$ (64)	\$ 0	\$ 0
Decertifications	0	0	0	0

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
UNENCUMBERED CASH				
Beginning Balance	2,701	64	0	0
Ending Balance	\$ 64	\$ 0	\$ 0	\$ 0
UNVOTED - TAX SUPPORTED OBLIGATIONS				
REVENUES				
LOCAL TAXES				
Property Tax	\$ 20,173,811	\$ 20,939,325	\$ 20,684,557	\$ 20,891,402
Total Source	\$ 20,173,811	\$ 20,939,325	\$ 20,684,557	\$ 20,891,402
INTERGOVERNMENTAL REVENUE				
Grant Revenue	\$ 0	\$ 1,068,190	\$ 1,068,000	\$ 0
Total Source	\$ 0	\$ 1,068,190	\$ 1,068,000	\$ 0
MISCELLANEOUS REVENUE				
Interest Income	\$ 961,754	\$ 285,850	\$ 245,403	\$ 345,000
Revenue from Visitors Bureau	1,200,000	1,200,000	1,200,000	1,200,000
Total Source	\$ 2,161,754	\$ 1,485,850	\$ 1,445,403	\$ 1,545,000
REVENUE TRANSFERS				
Revenue from Bond Funds	\$ 38,258	\$ 0	\$ 0	\$ 3,000,000
Total Source	\$ 38,258	\$ 0	\$ 0	\$ 3,000,000
TRANSFERS IN				
Subsidies from Other Funds	\$ 10,999,999	\$ 10,450,000	\$ 11,800,000	\$ 10,250,000
Total Source	\$ 10,999,999	\$ 10,450,000	\$ 11,800,000	\$ 10,250,000
Total Revenues	\$ 33,373,822	\$ 33,943,365	\$ 34,997,960	\$ 35,686,402
EXPENDITURES				
II Other Operating Costs	\$ 33,182,285	\$ 33,960,155	\$ 35,421,605	\$ 35,823,760
Total Expenditures	\$ 33,182,285	\$ 33,960,155	\$ 35,421,605	\$ 35,823,760
Excess (deficiency) of Revenues over Expenditures	191,537	(16,790)	(423,645)	(137,358)
UNENCUMBERED CASH				
Beginning Balance	2,021,233	2,212,770	2,195,980	1,772,335
Ending Balance	\$ 2,212,770	\$ 2,195,980	\$ 1,772,335	\$ 1,634,977
REVENUES				
MISCELLANEOUS REVENUE				
Interest Income	\$ 39,121	\$ 63,446	\$ 34,785	\$ 8,428
Total Source	\$ 39,121	\$ 63,446	\$ 34,785	\$ 8,428
REVENUE TRANSFERS				
Revenue from Bond Funds	\$ 0	\$ 0	\$ 0	\$ 0
Total Source	\$ 0	\$ 0	\$ 0	\$ 0
TRANSFERS IN				
Enterprise Debt Service	\$ 4,411,213	\$ 2,727,946	\$ 1,698,905	\$ 200,000
Total Source	\$ 4,411,213	\$ 2,727,946	\$ 1,698,905	\$ 200,000
Total Revenues	\$ 4,450,334	\$ 2,791,392	\$ 1,733,690	\$ 208,428
EXPENDITURES				
II Other Operating Costs	\$ 4,576,925	\$ 2,810,246	\$ 2,601,477	\$ 352,169
Total Expenditures	\$ 4,576,925	\$ 2,810,246	\$ 2,601,477	\$ 352,169
Excess (deficiency) of Revenues over Expenditures	(126,591)	(18,854)	(867,787)	(143,741)
UNENCUMBERED CASH				
Beginning Balance	1,181,791	1,055,200	1,036,346	168,559
Ending Balance	\$ 1,055,200	\$ 1,036,346	\$ 168,559	\$ 24,818

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
UNVOTED BOND & NOTE REDEMPTION OBLIGATIONS				
REVENUES				
MISCELLANEOUS REVENUE				
Miscellaneous Revenue	\$ 25,321,905	\$ 0	\$ 0	\$ 21,400,000
Interest Income	44,095	0	0	0
Total Source	\$ 25,366,000	\$ 0	\$ 0	\$ 21,400,000
Total Revenues	\$ 25,366,000	\$ 0	\$ 0	\$ 21,400,000
EXPENDITURES				
II Other Operating Costs				
Total Expenditures	\$ 25,366,000	\$ 0	\$ 0	\$ 21,400,000
Excess (deficiency) of Revenues over Expenditures	\$ 0	\$ 0	\$ 0	\$ 0
UNENCUMBERED CASH				
Beginning Balance	0	0	0	0
Ending Balance	\$ 0	\$ 0	\$ 0	\$ 0

SUBORDINATED INCOME TAX BOND FUND				
REVENUES				
MISCELLANEOUS REVENUE				
Miscellaneous Revenue	\$ 1,690	\$ 11,742	\$ 0	\$ 0
Interest Income	2,211,039	5,236,299	5,202,176	5,400,000
Principal Payment				
Total Source	\$ 2,212,729	\$ 5,248,041	\$ 5,202,176	\$ 5,400,000
TRANSFERS IN				
Subsidies from Other Funds				
Total Source	\$ 0	\$ 0	\$ 0	\$ 0
Total Revenues	\$ 2,212,729	\$ 5,248,041	\$ 5,202,176	\$ 5,400,000
EXPENDITURES				
II Other Operating Costs				
Total Expenditures	\$ 1,821,449	\$ 4,673,852	\$ 5,350,647	\$ 5,400,000
Excess (deficiency) of Revenues over Expenditures	391,280	574,189	(148,471)	0
UNENCUMBERED CASH				
Beginning Balance	0	391,280	965,469	816,998
Ending Balance	\$ 391,280	\$ 965,469	\$ 816,998	\$ 816,998

RESERVE				
REVENUES				
MISCELLANEOUS REVENUE				
Miscellaneous Revenue	\$ 0	\$ 203,293	\$ 0	\$ 0
Interest Income	142,962	465,639	143,438	0
Total Source	\$ 142,962	\$ 668,932	\$ 143,438	\$ 0
Total Revenues	\$ 142,962	\$ 668,932	\$ 143,438	\$ 0
EXPENDITURES				
II Other Operating Costs				
Total Expenditures	\$ 299,419	\$ 152,144	\$ 337,396	\$ 5,832,940
Excess (deficiency) of Revenues over Expenditures	\$ (156,457)	\$ 516,788	\$ (193,958)	\$ (5,832,940)
UNENCUMBERED CASH				
Beginning Balance	5,666,567	5,510,110	6,026,898	5,832,940
Ending Balance	\$ 5,510,110	\$ 6,026,898	\$ 5,832,940	\$ 0

DEPARTMENT OF PUBLIC UTILITIES  
UTILITIES GENERAL ADMINISTRATION

REVENUES				
MISCELLANEOUS REVENUE				
Interest Income	\$ 7,881	\$ 19,571	\$ 10,581	\$ 12,000
Total Source	\$ 7,881	\$ 19,571	\$ 10,581	\$ 12,000

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 2,015,058	\$ 2,110,173	\$ 2,251,419	\$ 2,626,407
Total Source	\$ 2,015,058	\$ 2,110,173	\$ 2,251,419	\$ 2,626,407
Total Revenues	\$ 2,022,939	\$ 2,129,744	\$ 2,262,000	\$ 2,638,407
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 494,232	\$ 623,521	\$ 736,462	\$ 761,908
II Other Operating Costs	108,945	130,919	208,157	214,215
Total Division	\$ 603,177	\$ 754,440	\$ 944,619	\$ 976,123
<b>UTILITIES FISCAL CONTROL</b>				
I Personnel Costs	\$ 1,343,309	\$ 1,351,289	\$ 1,479,011	\$ 1,524,779
II Other Operating Costs	79,361	87,231	136,069	137,505
Total Division	\$ 1,422,670	\$ 1,438,520	\$ 1,615,080	\$ 1,662,284
Total Expenditures	\$ 2,025,847	\$ 2,192,960	\$ 2,559,699	\$ 2,638,407
Excess (deficiency) of Revenues over Expenditures	\$ (2,908)	\$ (63,216)	\$ (297,699)	\$ 0
Decertifications	6,436	6,314	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	630,798	634,326	577,424	279,725
Ending Balance	\$ 634,326	\$ 577,424	\$ 279,725	\$ 279,725
<b>DIVISION OF WATER WATER GENERAL OPERATIONS</b>				
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Water Sales	\$ 140,665,572	\$ 148,705,485	\$ 145,900,000	\$ 145,600,000
Water-Other Operating Revenues	8,964,277	8,607,873	8,300,000	8,300,000
Total Source	\$ 149,629,849	\$ 157,313,358	\$ 154,200,000	\$ 153,900,000
<b>MISCELLANEOUS REVENUE</b>				
Interest Income	\$ 6,397,898	\$ 7,114,114	\$ 7,700,000	\$ 8,000,000
Total Source	\$ 6,397,898	\$ 7,114,114	\$ 7,700,000	\$ 8,000,000
Total Revenues	\$ 156,027,747	\$ 164,427,472	\$ 161,900,000	\$ 161,900,000
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 55,594,100	\$ 56,729,175	\$ 62,229,605	\$ 64,105,731
II Other Operating Costs	97,189,615	99,901,532	107,235,645	99,528,932
Total Expenditures	\$ 152,783,715	\$ 156,630,707	\$ 169,465,250	\$ 163,634,663
Expenditures	\$ 3,244,032	\$ 7,796,765	\$ (7,565,250)	\$ (1,734,663)
Decertifications	1,402,576	147	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	15,913,726	20,560,334	28,357,246	20,791,996
Ending Balance	\$ 20,560,334	\$ 28,357,246	\$ 20,791,996	\$ 19,057,333
<b>DIVISION OF WATER POLLUTION CONTROL WATER POLLUTION GENERAL OPERATIONS</b>				
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Water Pollution Control Sales	\$ 16,141,188	\$ 15,985,062	\$ 16,853,000	\$ 16,727,809
Total Source	\$ 16,141,188	\$ 15,985,062	\$ 16,853,000	\$ 16,727,809
<b>MISCELLANEOUS REVENUE</b>				
Sale of City Assets	\$ 22,056	\$ 0	\$ 0	\$ 0
Miscellaneous Revenue	0	0	0	0
Interest Income	591,401	971,240	374,809	500,000
Total Source	\$ 613,457	\$ 971,240	\$ 374,809	\$ 500,000
Total Revenues	\$ 16,754,645	\$ 16,956,302	\$ 17,227,809	\$ 17,227,809

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 6,182,689	\$ 5,956,756	\$ 7,053,890	\$ 7,304,065
II Other Operating Costs	10,303,885	9,684,535	10,173,919	9,222,175
Total Expenditures	\$ 16,486,574	\$ 15,641,291	\$ 17,227,809	\$ 16,526,240
Excess (deficiency) of Revenues over Expenditures	\$ 268,071	\$ 1,315,011	\$ 0	\$ 701,569
Decertifications	396,532	41,378	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	1,481,153	2,145,756	3,502,145	3,502,145
Ending Balance	\$ 2,145,756	\$ 3,502,145	\$ 3,502,145	\$ 4,203,714

**CLEVELAND PUBLIC POWER  
CLEVELAND PUBLIC POWER GENERAL OPERATIONS**

<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
C.P.P. Sales	\$ 76,212,729	\$ 93,748,755	\$ 112,989,615	\$ 117,556,560
Total Source	\$ 76,212,729	\$ 93,748,755	\$ 112,989,615	\$ 117,556,560
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 0	\$ 0	\$ 0	\$ 0
Interest Income	166,990	283,813	334,000	300,000
Total Source	\$ 166,990	\$ 283,813	\$ 334,000	\$ 300,000
Total Revenues	\$ 76,379,719	\$ 94,032,568	\$ 113,323,615	\$ 117,856,560
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 18,645,514	\$ 20,821,791	\$ 22,611,270	\$ 23,336,840
II Other Operating Costs	58,604,226	72,809,515	90,338,253	95,936,370
Total Expenditures	\$ 77,249,740	\$ 93,631,306	\$ 112,949,523	\$ 119,273,210
Excess (deficiency) of Revenues over Expenditures	\$ (870,021)	\$ 401,262	\$ 374,092	\$ (1,416,650)
Decertifications	819,598	262,358	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	821,268	770,845	1,434,465	1,808,557
Ending Balance	\$ 770,845	\$ 1,434,465	\$ 1,808,557	\$ 391,907

**DEPARTMENT OF PORT CONTROL  
AIRPORT GENERAL OPERATIONS**

<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICES</b>				
Charges for Service	\$ 3,100,509	\$ (5,820)	\$ 0	\$ 0
Airport Landing Fees	16,970,671	12,038,631	20,217,240	20,763,325
Airport Space Rentals	7,123,314	6,094,217	8,499,510	8,727,297
Airport Ground Rentals	530,215	493,254	556,370	571,280
Airport Concession Revenue	17,464,390	21,123,899	20,928,120	21,488,993
Airport Utility Sales	2,270,700	1,970,222	2,505,000	2,572,582
Airport Customs Fees	101,465	106,477	100,000	102,680
Total Source	\$ 47,561,264	\$ 41,820,880	\$ 52,806,240	\$ 54,226,157
<b>MISCELLANEOUS REVENUE</b>				
Sales of Capital Plant	\$ 0	\$ 0	\$ 0	\$ 0
Sale of City Assets	7,250	0	0	0
Miscellaneous Revenue	1,138,194	1,579,275	1,336,000	1,371,805
Small Claims	12,751	10,012	0	0
Interest Income	656,246	908,855	482,000	494,918
Total Source	\$ 1,814,441	\$ 2,498,142	\$ 1,818,000	\$ 1,866,723
<b>EXPENDITURE RECOVERIES</b>				
Damaged City Property Reimbursement	\$ 52,909	\$ 1,562	\$ 0	\$ 0
Total Source	\$ 52,909	\$ 1,562	\$ 0	\$ 0
Total Revenues	\$ 49,428,614	\$ 44,320,584	\$ 54,624,240	\$ 56,092,880
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 13,667,436	\$ 13,363,196	\$ 15,550,812	\$ 16,120,336
II Other Operating Costs	31,433,769	35,338,064	39,073,428	39,972,544
Total Expenditures	\$ 45,101,205	\$ 48,701,260	\$ 54,624,240	\$ 56,092,880

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
Excess (deficiency) of Revenues over Expenditures Decertifications	\$ 4,327,409 226,176	\$ (4,380,676) 709,404	\$ 0 0	\$ 0 0
UNENCUMBERED CASH				
Beginning Balance	4,939,850	9,493,435	5,822,163	5,822,163
Ending Balance	\$ 9,493,435	\$ 5,822,163	\$ 5,822,163	\$ 5,822,163
AIRPORT DEVELOPMENT FUND				
REVENUES				
MISCELLANEOUS REVENUE				
Miscellaneous Revenue	\$ 0	\$ 0	\$ 0	\$ 0
Interest Income	37,410	59,779	850,000	0
Total Source	\$ 37,410	\$ 59,779	\$ 850,000	\$ 0
Total Revenues	\$ 37,410	\$ 59,779	\$ 850,000	\$ 0
EXPENDITURES				
II Other Operating Costs				
II Other Operating Costs	\$ 441,883	\$ 0	\$ 850,000	\$ 0
Total Expenditures	\$ 441,883	\$ 0	\$ 850,000	\$ 0
Excess (deficiency) of Revenues over Expenditures Decertifications	\$ (404,473) 225,234	\$ 59,779 40,000	\$ 0 0	\$ 0 0
UNENCUMBERED CASH				
Beginning Balance	230,551	51,312	151,091	151,091
Ending Balance	\$ 51,312	\$ 151,091	\$ 151,091	\$ 151,091
DIVISION OF CEMETERIES CEMETERIES GENERAL OPERATIONS				
REVENUES				
SALES AND CHARGES FOR SERVICES				
Cemetery Fees	\$ 1,266,348	\$ 1,503,566	\$ 1,518,000	\$ 1,355,000
Total Source	\$ 1,266,348	\$ 1,503,566	\$ 1,518,000	\$ 1,355,000
MISCELLANEOUS REVENUE				
Sale of City Assets	\$ 7,337	\$ 0	\$ 0	\$ 0
Interest Income	164,108	110,296	117,500	117,500
Total Source	\$ 171,445	\$ 110,296	\$ 117,500	\$ 117,500
TRANSFERS IN				
Subsidies from Other Funds				
Subsidies from Other Funds	\$ 433,655	\$ 108,055	\$ 226,901	\$ 463,376
Total Source	\$ 433,655	\$ 108,055	\$ 226,901	\$ 463,376
Total Revenues	\$ 1,871,448	\$ 1,721,917	\$ 1,862,401	\$ 1,935,876
EXPENDITURES				
I Personnel Costs				
I Personnel Costs	\$ 1,549,881	\$ 1,446,040	\$ 1,534,211	\$ 1,582,090
II Other Operating Costs				
II Other Operating Costs	322,358	266,903	336,690	354,538
Total Expenditures	\$ 1,872,239	\$ 1,712,943	\$ 1,870,901	\$ 1,936,628
Excess (deficiency) of Revenues over Expenditures Decertifications	\$ (791) 791	\$ 8,974 278	\$ (8,500) 0	\$ (752) 0
UNENCUMBERED CASH				
Beginning Balance	0	0	9,252	752
Ending Balance	\$ 0	\$ 9,252	\$ 752	\$ 0
GOLF COURSES				
REVENUES				
SALES AND CHARGES FOR SERVICES				
Charges for Service	\$ 1,255,194	\$ 1,314,128	\$ 1,320,000	\$ 1,325,000
Concession Revenue	268,210	448,134	458,000	518,000
Total Source	\$ 1,523,404	\$ 1,762,262	\$ 1,778,000	\$ 1,843,000

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 0	\$ 0	\$ 8,000	\$ 0
Interest Income	1,678	15,596	13,630	14,000
Total Source	\$ 1,678	\$ 15,596	\$ 21,630	\$ 14,000
Total Revenues	\$ 1,525,082	\$ 1,777,858	\$ 1,799,630	\$ 1,857,000
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 263,332	\$ 795,895	\$ 905,365	\$ 936,359
II Other Operating Costs	1,161,860	846,180	894,265	917,224
Total Expenditures	\$ 1,425,192	\$ 1,642,075	\$ 1,799,630	\$ 1,853,583
Excess (deficiency) of Revenues over Expenditures	\$ 99,890	\$ 135,783	\$ 0	\$ 3,417
Decertifications	2,502	22,108	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	12,786	115,178	273,069	273,069
Ending Balance	\$ 115,178	\$ 273,069	\$ 273,069	\$ 276,486
<b>MUNICIPAL PARKING LOTS</b>				
<b>REVENUES</b>				
<b>LOCAL TAXES</b>				
Parking Tax	\$ 0	\$ 55,139	\$ 300,000	\$ 300,000
Total Source	\$ 0	\$ 55,139	\$ 300,000	\$ 300,000
<b>SALES AND CHARGES FOR SERVICES</b>				
Charges for Service	\$ 1,361,087	\$ 2,874,459	\$ 4,637,500	\$ 3,940,307
Concession Revenue	2,000	583	0	0
Rental of City Property	216,000	216,000	180,000	180,000
Total Source	\$ 1,579,087	\$ 3,091,042	\$ 4,817,500	\$ 4,120,307
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 34,721	\$ 352,240	\$ 0	\$ 0
Interest Income	83,621	655,191	110,000	240,800
Total Source	\$ 118,342	\$ 1,007,431	\$ 110,000	\$ 240,800
<b>REVENUE TRANSFERS</b>				
Revenue from General Fund	\$ 0	\$ 3,531,557	\$ 3,000,000	\$ 3,899,722
Revenue from Bond Funds	0	1,244,446	1,295,000	1,200,000
Total Source	\$ 0	\$ 4,776,003	\$ 4,295,000	\$ 5,099,722
<b>EXPENDITURE RECOVERIES</b>				
Damaged City Property Reimbursement	\$ 613	\$ 396	\$ 0	\$ 0
Expenditure Recoveries	403,793	394,020	523,842	328,595
Total Source	\$ 404,406	\$ 394,416	\$ 523,842	\$ 328,595
Total Revenues	\$ 2,101,835	\$ 9,324,031	\$ 10,046,342	\$ 10,089,424
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 836,114	\$ 621,288	\$ 823,973	\$ 853,849
II Other Operating Costs	1,171,524	11,041,982	9,199,902	9,586,858
Total Source	\$ 2,007,638	\$ 11,663,270	\$ 10,023,875	\$ 10,440,707
Excess (deficiency) of Revenues over Expenditures	\$ 94,197	\$ (2,339,239)	\$ 22,467	\$ (351,283)
Decertifications	68	4,213	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	2,569,577	2,663,842	328,816	351,283
Ending Balance	\$ 2,663,842	\$ 328,816	\$ 351,283	\$ 0
<b>REVENUES</b>				
<b>LOCAL TAXES</b>				
Hotel Tax	\$ 2,236,465	\$ 2,694,961	\$ 2,695,000	\$ 2,875,000
Total Source	\$ 2,236,465	\$ 2,694,961	\$ 2,695,000	\$ 2,875,000

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>SALES AND CHARGES FOR SERVICE</b>				
Charges for Service	\$ 229,203	\$ 340,017	\$ 230,000	\$ 249,000
Commissions	9,083	5,854	5,000	0
Rental of City Property	763,238	686,393	600,000	0
Convention Center Ticket Receipts	2,009,913	1,926,844	1,597,000	1,712,000
Total Source	\$ 3,011,437	\$ 2,959,108	\$ 2,432,000	\$ 1,961,000
<b>MISCELLANEOUS REVENUE</b>				
Sale of City Assets	\$ 0	\$ 75	\$ 0	\$ 0
Refunds	43,025	25	0	0
Miscellaneous Revenue	981	1,072	0	0
Interest Income	8,009	27,370	12,350	40,000
Total Source	\$ 52,015	\$ 28,542	\$ 12,350	\$ 40,000
<b>TRANSFERS IN</b>				
Subsidies from Other Funds	\$ 0	\$ 0	\$ 0	\$ 752,120
Total Source	\$ 0	\$ 0	\$ 0	\$ 752,120
<b>EXPENDITURE RECOVERIES</b>				
Damaged City Property Reimbursement	\$ 3,809	\$ 2,103	\$ 0	\$ 4,000
Expenditure Recoveries	440,846	372,726	447,010	335,000
Total Source	\$ 444,655	\$ 374,829	\$ 447,010	\$ 339,000
Total Revenues	\$ 5,744,572	\$ 6,057,440	\$ 5,586,360	\$ 5,967,120
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 2,670,521	\$ 1,921,949	\$ 2,061,028	\$ 2,135,421
II Other Operating Costs	2,934,125	3,511,643	4,017,630	4,119,322
Total Expenditures	\$ 5,604,646	\$ 5,433,592	\$ 6,078,658	\$ 6,254,743
Excess (deficiency) of Revenues over Expenditures	\$ 139,926	\$ 623,848	\$ (492,298)	\$ (287,623)
Decertifications	6,235	9,912	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	0	146,161	779,921	287,623
Ending Balance	\$ 146,161	\$ 779,921	\$ 287,623	\$ 0
<b>WEST SIDE MARKET</b>				
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Rental of City Property	\$ 922,435	\$ 923,391	\$ 988,631	\$ 1,107,237
Total Source	\$ 922,435	\$ 923,391	\$ 988,631	\$ 1,107,237
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 7,827	\$ 7,444	\$ 6,150	\$ 4,000
Interest Income	5,136	11,101	4,000	10,000
Total Source	\$ 12,963	\$ 18,545	\$ 10,150	\$ 14,000
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 23,830	\$ 24,889	\$ 25,637	\$ 16,470
Total Source	\$ 23,830	\$ 24,889	\$ 25,637	\$ 16,470
Total Revenues	\$ 959,228	\$ 966,825	\$ 1,024,418	\$ 1,137,707
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 343,815	\$ 340,262	\$ 378,699	\$ 392,812
II Other Operating Costs	526,787	579,628	737,072	754,062
Total Expenditures	\$ 870,602	\$ 919,890	\$ 1,115,771	\$ 1,146,874
Excess (deficiency) of Revenues over Expenditures	\$ 88,626	\$ 46,935	\$ (91,353)	\$ (9,167)
Decertifications	63	11	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	59,079	147,768	194,714	103,361
Ending Balance	\$ 147,768	\$ 194,714	\$ 103,361	\$ 94,194



	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>EAST SIDE MARKET</b>				
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Charges for Services	\$ 0	\$ 0	\$ 184,288	\$ 271,705
Total Source	\$ 0	\$ 0	\$ 184,288	\$ 271,705
Total Revenues	\$ 0	\$ 0	\$ 184,288	\$ 271,705
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 0	\$ 0	\$ 64,792	\$ 67,322
II Other Operating Costs	0	0	119,496	123,240
Total Expenditures	\$ 0	\$ 0	\$ 184,288	\$ 190,562
Excess (deficiency) of Revenues over Expenditures	\$ 0	\$ 0	\$ 0	\$ 81,143
Decertifications	0	0	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	0	0	0	0
Ending Balance	\$ 0	\$ 0	\$ 0	\$ 81,143

<b>INTERNAL SERVICE FUND GROUP TELEPHONE EXCHANGE</b>				
	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Commissions	\$ 533,107	\$ 373,399	\$ 375,000	\$ 375,000
Total Source	\$ 533,107	\$ 373,399	\$ 375,000	\$ 375,000
<b>MISCELLANEOUS REVENUE</b>				
Interest Income	\$ 13,967	\$ 41,782	\$ 0	\$ 0
Total Source	\$ 13,967	\$ 41,782	\$ 0	\$ 0
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 4,301,702	\$ 4,105,922	\$ 3,660,278	\$ 3,863,609
Total Source	\$ 4,301,702	\$ 4,105,922	\$ 3,660,278	\$ 3,863,609
Total Revenues	\$ 4,848,776	\$ 4,521,103	\$ 4,035,278	\$ 4,238,609
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 281,524	\$ 282,709	\$ 340,994	\$ 352,497
II Other Operating Costs	4,397,677	4,247,483	3,884,284	3,893,997
Total Expenditures	\$ 4,679,201	\$ 4,530,192	\$ 4,225,278	\$ 4,246,494
Excess (deficiency) of Revenues over Expenditures	\$ 169,575	\$ (9,089)	\$ (190,000)	\$ (7,885)
Decertifications	14,303	294	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	22,802	206,680	197,885	7,885
Ending Balance	\$ 206,680	\$ 197,885	\$ 7,885	\$ 0

<b>INFORMATION SYSTEMS SERVICES</b>				
	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>REVENUES</b>				
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 948	\$ 1,103	\$ 0	\$ 0
Interest Income	4,693	7,484	0	0
Total Source	\$ 5,641	\$ 8,587	\$ 0	\$ 0
<b>TRANSFERS IN</b>				
Subsidies from other funds	\$ 133,297	\$ 0	\$ 0	\$ 0
Total Source	\$ 133,297	\$ 0	\$ 0	\$ 0
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 2,938,793	\$ 2,692,685	\$ 2,952,414	\$ 3,207,390
Total Source	\$ 2,938,793	\$ 2,692,685	\$ 2,952,414	\$ 3,207,390
Total Revenues	\$ 3,077,731	\$ 2,701,272	\$ 2,952,414	\$ 3,207,390

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 1,595,136	\$ 1,330,885	\$ 1,559,982	\$ 1,610,432
II Other Operating Costs	1,615,861	1,321,772	1,550,605	1,596,949
Total Expenditures	\$ 3,210,997	\$ 2,652,657	\$ 3,110,587	\$ 3,207,381
Excess (deficiency) of Revenues over Expenditures	\$ (133,266)	\$ 48,615	\$ (158,173)	\$ 9
Decertifications	23,679	109,549	0	0
Beginning Balance	109,587	0	158,164	(9)
Ending Balance	\$ 0	\$ 158,164	\$ (9)	\$ 0
<b>MOTOR VEHICLE MAINTENANCE</b>				
<b>REVENUES</b>				
<b>SALES AND CHARGES FOR SERVICE</b>				
Miscellaneous City Sales	\$ 525	\$ 350	\$ 500	\$ 500
Total Source	\$ 525	\$ 350	\$ 500	\$ 500
<b>MISCELLANEOUS REVENUE</b>				
Sale of City Assets	\$ 0	\$ 0	\$ 0	\$ 0
Miscellaneous Revenue	298	180	200	200
Interest Income	3,397	16,376	10,443	10,443
Total Source	\$ 3,695	\$ 16,556	\$ 10,643	\$ 10,643
<b>EXPENDITURE RECOVERIES</b>				
Damaged City Property Reimbursement	\$ 299	\$ 654	\$ 500	\$ 500
Expenditure Recoveries	12,952,576	12,363,510	13,472,735	14,631,784
Total Source	\$ 12,952,875	\$ 12,364,164	\$ 13,473,235	\$ 14,632,284
Total Revenues	\$ 12,957,095	\$ 12,381,070	\$ 13,484,378	\$ 14,643,427
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 4,142,043	\$ 3,952,053	\$ 4,326,864	\$ 4,540,542
II Other Operating Costs	8,769,828	8,877,596	9,295,062	10,102,885
Total Expenditures	\$ 12,911,871	\$ 12,829,649	\$ 13,621,926	\$ 14,643,427
Excess (deficiency) of Revenues over Expenditures	\$ 45,224	\$ (448,579)	\$ (137,548)	\$ 0
Decertifications	197,262	236,946	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	106,695	349,181	137,548	0
Ending Balance	\$ 349,181	\$ 137,548	\$ 0	\$ 0
<b>PRINTING AND REPRODUCTION</b>				
<b>REVENUES</b>				
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 136	\$ 404	\$ 0	\$ 0
Interest Income	527	1,976	0	0
Total Source	\$ 663	\$ 2,380	\$ 0	\$ 0
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 712,075	\$ 684,854	\$ 796,500	\$ 1,178,652
Total Source	\$ 712,075	\$ 684,854	\$ 796,500	\$ 1,178,652
Total Revenues	\$ 712,738	\$ 687,234	\$ 796,500	\$ 1,178,652
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 478,254	\$ 471,067	\$ 524,694	\$ 545,127
II Other Operating Costs	203,629	252,236	298,371	635,500
Total Expenditures	\$ 681,883	\$ 723,303	\$ 823,065	\$ 1,180,627
Excess (deficiency) of Revenues over Expenditures	\$ 30,855	\$ (36,069)	\$ (26,565)	\$ (1,975)
Decertifications	4,201	5,171	0	0

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>UNENCUMBERED CASH</b>				
Beginning Balance	24,382	59,438	28,540	1,975
Ending Balance	\$ 59,438	\$ 28,540	\$ 1,975	\$ 0
<b>CITY STOREROOM AND WAREHOUSE</b>				
<b>REVENUES</b>				
<b>MISCELLANEOUS REVENUE</b>				
Interest Income	\$ 389	\$ 1,081	\$ 0	\$ 0
Total Source	\$ 389	\$ 1,081	\$ 0	\$ 0
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 1,022,406	\$ 1,176,296	\$ 1,102,050	\$ 803,368
Total Source	\$ 1,022,406	\$ 1,176,296	\$ 1,102,050	\$ 803,368
Total Revenues	\$ 1,022,795	\$ 1,177,377	\$ 1,102,050	\$ 803,368
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 161,549	\$ 136,836	\$ 94,808	\$ 97,106
II Other Operating Costs	889,944	1,041,765	1,008,000	713,138
Total Expenditures	\$ 1,051,493	\$ 1,178,601	\$ 1,102,808	\$ 810,244
Excess (deficiency) of Revenues over Expenditures	\$ (28,698)	\$ (1,224)	\$ (758)	\$ (6,876)
Decertifications	469	6,087	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	31,000	2,771	7,634	6,876
Ending Balance	\$ 2,771	\$ 7,634	\$ 6,876	\$ 0

	1994 ACTUAL	1995 ACTUAL	1996 BUDGET	1997 TAX BUDGET
<b>CENTRAL COLLECTION AGENCY</b>				
<b>REVENUES</b>				
<b>LOCAL TAXES</b>				
City Income Tax	\$ 3,360,000	\$ 2,310,000	\$ 3,940,000	\$ 4,085,910
Total Source	\$ 3,360,000	\$ 2,310,000	\$ 3,940,000	\$ 4,085,910
<b>MISCELLANEOUS REVENUE</b>				
Miscellaneous Revenue	\$ 18,177	\$ 30,262	\$ 0	\$ 0
Total Source	\$ 18,177	\$ 30,262	\$ 0	\$ 0
<b>EXPENDITURE RECOVERIES</b>				
Expenditure Recoveries	\$ 1,440,000	\$ 990,000	\$ 1,693,000	\$ 1,755,695
Total Source	\$ 1,440,000	\$ 990,000	\$ 1,693,000	\$ 1,755,695
Total Revenues	\$ 4,818,177	\$ 3,330,262	\$ 5,633,000	\$ 5,841,605
<b>EXPENDITURES</b>				
I Personnel Costs	\$ 2,702,607	\$ 2,954,817	\$ 3,700,952	\$ 3,843,581
II Other Operating Costs	1,595,716	1,481,143	1,932,940	2,000,631
Total Expenditures	\$ 4,298,323	\$ 4,435,960	\$ 5,633,892	\$ 5,844,212
Excess (deficiency) of Revenues over Expenditures	\$ 519,854	\$ (1,105,698)	\$ (892)	\$ (2,607)
Decertifications	7,613	14,937	0	0
<b>UNENCUMBERED CASH</b>				
Beginning Balance	566,793	1,094,260	3,499	2,607
Ending Balance	\$ 1,094,260	\$ 3,499	\$ 2,607	\$ 0

**STATEMENT OF PERMANENT IMPROVEMENT**

Description	Estimated Cost of Permanent Improvement	Amount to be Budgeted During Current Year	Name of Paying Fund
Transportation Network	\$500,000	\$500,000	Restricted Income Tax
Vehicle Purchases & Leases	8,000,000	8,000,000	Restricted Income Tax
Major Equipment/Non-Vehicular Purchase & Lease	6,729,099	6,729,099	Restricted Income Tax
Public Buildings & Facilities	2,000,000	2,000,000	Restricted Income Tax
<b>TOTAL</b>	<b>\$17,229,099</b>	<b>\$17,229,099</b>	

STATEMENT OF AMOUNTS REQUIRED FOR  
PAYMENT OF FINAL JUDGMENTS

Description of Judgment	Amount of Judgment	Fund Paying Judgment
Employment	\$125,000	General Fund
Employment	116,000	General Fund
Employment	84,000	Enterprise Fund
<b>TOTAL</b>	<b>\$325,000</b>	

ISSUE DESCRIPTION	DEBT SERVICE DUE MONTH	ISSUE DATE	FINAL MATURITY	INTEREST RATE	BALANCE 12/31/96	***** PRINCIPAL	1997 INTEREST	***** TOTAL
UNVOTED SELF SUPPORTED G.O.								
AIRPORT IMPROVEMENT	MAY/NOV.	1974	1997	5.125%	\$335,000	\$335,000	\$17,169	\$352,169
<b>TOTAL UNVOTED SELF SUPPORTED G.O.</b>					<b>\$335,000</b>	<b>\$335,000</b>	<b>\$17,169</b>	<b>\$352,169</b>

ISSUE DESCRIPTION	DEBT SERVICE DUE MONTH	ISSUE DATE	FINAL MATURITY	INTEREST RATE	BALANCE 12/31/96	***** PRINCIPAL	1997 INTEREST	***** TOTAL
UNVOTED TAX SUPPORTED G.O.								
ADMIN. FACILITIES	FEB./AUG	1988	2009	7.50%	\$25,000	\$0	\$1,875	\$1,875
AUDITORIUM IMP	FEB./AUG	1977	2003	6.000%	\$420,000	\$60,000	\$25,200	\$85,200
BREAKWALL	FEB./AUG	1977	2003	6.000%	\$350,000	\$50,000	\$21,000	\$71,000
BREAKWALL	FEB./AUG	1977	2003	6.000%	\$570,000	\$85,000	\$34,200	\$119,200
BRIDGE IMPROVEMENTS	JUNE/DEC	1976	2003	7.000%	\$420,000	\$60,000	\$27,300	\$87,300
BRIDGE IMP	FEB./AUG	1977	2003	6.000%	\$140,000	\$20,000	\$8,400	\$28,400
BRIDGES & ROADWAYS	FEB./AUG	1988	2009	7.50%	\$350,000	\$0	\$26,250	\$26,250
BRIDGES & ROADWAYS	FEB./AUG	1987	2008	7.375%	\$375,000	\$0	\$27,656	\$27,656
BRIDGES & ROADWAYS	FEB./AUG	1986	2007	7.375%	\$665,000	\$665,000	\$49,044	\$714,044
BRIDGES & ROADWAYS	JAN./JULY	1989	2009	VAR	\$515,000	\$0	\$33,990	\$33,990
BRIDGES & ROADWAYS	JAN./JULY	1992	2009	VAR	\$8,945,000	\$375,000	\$545,980	\$920,980
BRIDGES & ROADWAYS	APR./OCT	1990	2008	VAR	\$1,085,000	\$0	\$73,237	\$73,237
BRIDGES & ROADWAYS	MAR./SEPT	1993	2009	VAR	\$7,905,000	\$455,000	\$392,769	\$847,769
BRIDGES & ROADWAYS	MAR./SEPT	1996	2013	VAR	\$17,835,000	\$690,000	\$459,661	\$1,149,661
BRIDGES & ROADWAYS	MAY/NOV	1994	2012	VAR	\$23,505,000	\$930,000	\$1,449,890	\$2,379,890
BUILDINGS & FACILITIES	MAY/NOV	1994	2018	VAR	\$9,630,000	\$220,000	\$614,518	\$834,518
CEMETERY	APR./OCT	1991A	2001	VAR	\$620,000	\$110,000	\$37,895	\$147,895
CEMETERY IMPROVEMENT	JAN./JULY	1992	2002	VAR	\$1,170,000	\$170,000	\$65,820	\$235,820
CENTRAL POLICE HQ	JUNE/DEC	1976	1998	7.375%	\$1,420,000	\$710,000	\$78,543	\$788,543
CENTRAL POLICE HQ	JUNE/DEC	1976	2002	7.000%	\$1,570,000	\$260,000	\$100,800	\$360,800
CITY HALL IMP	FEB./AUG	1977	2000	6.000%	\$80,000	\$20,000	\$4,800	\$24,800
CITY'S PORTION CTS	JUNE/DEC	1976	2003	7.000%	\$1,645,000	\$235,000	\$106,925	\$341,925
CITY'S PORTION CTS	JUNE/DEC	1976	2003	7.000%	\$990,000	\$145,000	\$64,225	\$209,225
CITY'S PORTION PAVING	JUNE/DEC	1976	1998	7.000%	\$600,000	\$300,000	\$31,500	\$331,500
CITY'S PORTION PAVING	JUNE/DEC	1976	1997	7.375%	\$100,000	\$100,000	\$3,687	\$103,687
COMMUNITY SERVICE CTR	JUNE/DEC	1976	2000	7.000%	\$60,000	\$15,000	\$3,675	\$18,675
CONVENTION CENTER	JUNE/DEC	1984	2003	6.000%	\$1,225,000	\$175,000	\$73,500	\$248,500
CONVENTION CENTER	APR./OCT	1990	2010	VAR	\$280,000	\$0	\$18,900	\$18,900
CONVENTION CENTER	MAR./SEPT	1996	2015	VAR	\$2,010,000	\$65,000	\$52,351	\$117,351
CORRECTIONAL FACILITIES	FEB./AUG	1986	2007	7.375%	\$120,000	\$120,000	\$8,850	\$128,850
FIRE STATION	FEB./AUG	1977	2003	6.000%	\$280,000	\$40,000	\$16,800	\$56,800
FREEWAY	FEB./AUG	1977	2003	6.000%	350,000	\$50,000	\$21,000	\$71,000
HEALTH FACILITIES	FEB./AUG	1988	2009	7.50%	\$15,000	\$0	\$1,125	\$1,125
JUDGMENT BONDS	APR./OCT	1991C	2011	VAR	\$11,015,000	\$435,000	\$665,920	\$1,100,920
NEIGHBORHOOD DEVELOPMENT	MAR./SEPT	1996	2014	VAR	\$1,055,000	\$35,000	\$27,341	\$62,341
PARKS & RECREATION	MAY/NOV	1994	2012	VAR	\$6,155,000	\$140,000	\$392,790	\$532,790
PARKS & RECREATION	MAR./SEPT	1996	2015	VAR	\$5,045,000	\$165,000	\$131,391	\$296,391
PARK ACQUISITION	FEB./AUG	1977	2003	6.000%	\$70,000	\$10,000	\$4,200	\$14,200
PARK IMPROVEMENT	JUNE/DEC	1976	1997	7.375%	\$25,000	\$25,000	\$922	\$25,922
PARKING	FEB./AUG	1977	2002	6.000%	\$2,490,000	\$415,000	\$149,400	\$564,400
PAVING	FEB./AUG	1977	1998	6.000%	\$300,000	\$150,000	\$18,000	\$168,000
PUBLIC BUILDING IMP	JAN./JULY	1989	2009	VAR	\$1,685,000	\$0	\$111,210	\$111,210
PUBLIC FACILITIES	JAN./JULY	1992	2012	VAR	\$6,610,000	\$195,000	\$409,678	\$604,678

ISSUE DESCRIPTION	DEBT SERVICE DUE MONTH	ISSUE DATE	FINAL MATURITY	INTEREST RATE	BALANCE 12/31/96	***** PRINCIPAL	1997 INTEREST	***** TOTAL
PUBLIC FACILITIES	MAR./SEPT	1993	2013	VAR	\$8,835,000	\$345,000	\$450,396	\$795,396
PUBLIC FACILITIES	MAR./SEPT	1996	2020	VAR	2,545,000	\$55,000	\$67,465	\$122,465
PUBLIC SERVICE	APR./OCT	1991A	2011	VAR	\$2,090,000	\$180,000	\$132,535	\$312,535
PUBLIC SERVICE	APR./OCT	1990	2010	VAR	\$995,000	\$0	\$67,162	\$67,162
PUBLIC SERVICE FACILITIES	FEB./AUG	1988	2009	7.50%	\$130,000	\$0	\$9,750	\$9,750
PUBLIC SERVICE FACILITIES	FEB./AUG	1986	2007	7.375%	\$50,000	\$50,000	\$3,688	\$53,688
PUBLIC SERVICE FACILITIES	FEB./AUG	1987	2008	7.375%	\$200,000	\$0	\$14,750	\$14,750
RECREATION FACILITIES	FEB./AUG	1987	2008	7.375%	\$145,000	\$0	\$10,694	\$10,694
RECREATION FACILITIES	FEB./AUG	1988	2009	7.50%	\$235,000	\$0	\$17,625	\$17,625
RECREATION FACILITIES	FEB./AUG	1986	2007	7.375%	\$80,000	\$80,000	\$5,900	\$85,900
RECREATION FACILITIES	APR./OCT	1991A	2008	VAR	\$1,760,000	\$95,000	\$113,045	\$208,045
RECREATION FACILITIES	APR./OCT	1990	2010	VAR	\$1,670,000	\$0	\$112,725	\$112,725
RECREATION FACILITIES	JAN./JULY	1992	2012	VAR	\$6,485,000	\$190,000	\$401,949	\$591,949
RECREATION FACILITIES	MAR./SEPT	1993	2012	VAR	\$3,460,000	\$150,000	\$175,470	\$325,470
RECREATION & PROPERTIES	FEB./AUG	1987	2008	7.375%	\$15,000	\$0	\$1,106	\$1,106
REFUNDING BONDS	JAN./JULY	1989	2009	VAR	\$14,775,000	\$3,490,000	\$975,055	\$4,465,055
REFUNDING BONDS	JAN./JULY	1992	2002	VAR	\$825,000	\$310,000	\$44,548	\$354,548
REFUNDING BONDS 1996	MAR./SEPT	1996	2002	VAR	\$15,650,000	\$4,255,000	\$775,135	\$5,030,135
REFUNDING BONDS-SERIES 1993	MAR./SEPT	1993	2011	VAR	\$90,595,000	\$990,000	\$4,628,160	\$5,618,160
REFUNDED CONVENTION CTR	APR./OCT	1991B	2011	VAR	\$9,975,000	\$855,000	\$632,570	\$1,487,570
RESIDENT REDEVELOPMENT	JAN./JULY	1992	2012	VAR	\$980,000	\$25,000	\$60,773	\$85,773
RESIDENT REDEVELOPMENT	MAY/NOV	1994	2018	VAR	\$995,000	\$25,000	\$63,454	\$88,454
SAFETY FACILITIES	FEB./AUG	1987	2008	7.375%	\$165,000	\$0	\$12,169	\$12,169
SAFETY FACILITIES	FEB./AUG	1988	2009	7.50%	\$265,000	\$0	\$19,875	\$19,875
SAFETY FACILITIES	FEB./AUG	1986	2007	7.375%	\$75,000	\$75,000	\$5,531	\$80,531
STREET IMPROVEMENT	FEB./AUG	1977	2000	6.000%	\$180,000	\$45,000	\$10,800	\$55,800
STREET IMPROVEMENT	FEB./AUG	1977	2000	6.000%	\$180,000	\$45,000	\$10,800	\$55,800
URBAN DEVELOPMENT	APR./OCT	1990	2010	VAR	\$150,000	\$0	\$10,125	\$10,125
URBAN DEVELOPMENT	APR./OCT	1991A	2011	VAR	\$420,000	\$35,000	\$26,630	\$61,630
URBAN RENEWAL/RES	MAR./SEPT	1993	2013	VAR	\$1,925,000	\$75,000	\$98,134	\$173,134
WATERWAY IMPROVEMENT	JAN./JULY	1989	2009	VAR	\$55,000	\$0	\$3,630	\$3,630
WEST SIDE MARKET	FEB./AUG	1986	2007	7.375%	\$50,000	\$50,000	\$3,688	\$53,688

UNVOTED TAX SUPPORTED TOTAL  
 G.O. BONDS

	\$291,665,000	\$19,585,000	\$15,738,760	\$35,323,760
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**Section 2.** That the Clerk of Council be and she hereby is directed to certify a copy of the resolution to the County Auditor of said County.

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

Adopted September 23, 1996.  
 Effective September 26, 1996.

**Res. No. 1762-96.**  
**By Councilman Britt.**  
**An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 10716 Woodland Avenue.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Permit No. 4091071, Husnia Inc., dba Savliner Supermarket, 10716 Woodland Avenue, Cleveland, Ohio 44104, to Permit No. 6548591-0002, 107 Corp., dba Savliner Supermarket, 10716 Woodland Avenue, Cleveland, Ohio 44104; and

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

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

Whereas, the place for which the permit is sought has not conformed to the building, safety or health

requirements of the governing body of this County or City; and

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C2 and C2X

Liquor Permit from Permit No. 4091071, Husnia Inc., dba Savliner Supermarket, 10716 Woodland Avenue, Cleveland, Ohio 44104, to Permit No. 6548591-0002, 107 Corp., dba Savliner Supermarket, 10716 Woodland Avenue, Cleveland, Ohio 44104, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted September 23, 1996.  
 Effective October 2, 1996.

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

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a D2, D2X and D3 Liquor Permit from Permit No. 2386965, E.S.S. & J.A.Y. Inc., dba S&L Bar, 7601 St. Clair Avenue, Cleveland, Ohio 44103, to Permit No. 3463011, Guzzlers Pub & Grub Inc., 15318 Brookpark Road, Cleveland, Ohio 44135; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership and location of a D2, D2X and D3 Liquor Permit from Permit No. 2386965, E.S.S. & J.A.Y. Inc., dba S&L Bar, 7601 St. Clair Avenue, Cleveland, Ohio 44103, to Permit No. 3463011, Guzzlers Pub & Grub Inc., 15318 Brookpark Road, Cleveland, Ohio 44135, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

Adopted September 23, 1996.

Effective October 2, 1996.

**Res. No. 1764-96.**  
**By Councilman Miller.**  
**An emergency resolution objecting to the issuance of a D3A Liquor Permit to 15318 Brookpark Road.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a D3 Liquor Permit to Permit No. 3463011, Guzzlers Pub & Grub Inc., 15318 Brookpark Road, Cleveland, Ohio 44135; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the issuance of a D3 Liquor Permit to Permit No. 3463011, Guzzlers Pub & Grub Inc., 15318 Brookpark Road, Cleveland, Ohio 44135, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted September 23, 1996.

Effective October 2, 1996.

**Ord. No. 809-96.**  
**By Councilmen Britt, Jackson, Rybka and Rokakis (by departmental request).**

**An emergency ordinance to appropriate property located at 2316 East 88th Street for the public purpose of widening Shelbourne Court between East 87th and East 88th Streets.**

Whereas, the Council of the City of Cleveland, by Resolution No. \_\_\_\_\_, passed \_\_\_\_\_,

declared the necessity and intention of appropriating the fee simple property interests herein described for widening Shelbourne Court between East 87th and East 88th Streets; and

Whereas, notice of the adoption of such Resolution has been served upon the persons in possession or having an interest in such property; and

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

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

**Section 1.** That for the public purpose of widening Shelbourne Court between East 87th and East 88th Streets, the following described fee simple interest be and the same hereby is appropriated:

2316 East 88th Street  
 PPN: 119-32-108

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the Northerly 25.22 feet front and 24.39 feet rear of Sublot No. 46 in W.H. Clemishaw's Subdivision, of part of Original One Hundred Acre Lot No. 408, as shown by the recorded plat in Volume 18 of Maps, Page 18 of Cuyahoga County Records, and being 25.22 feet front on the West-erly side of East 88th Street, and extending back 89.99 feet on the Northerly line, about 90.00 feet on the Southerly line, and having a rear line of 24.39 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 2.** That the Director of Law be and hereby is directed to apply to a court of competent jurisdiction to have a jury impealed to make inquiry into and assess the compensation to be paid for the fee simple interest hereinbefore described.

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

Passed September 23, 1996.

Effective September 26, 1996.

**Ord. No. 966-96.**  
**By Councilmen Jackson and Rokakis (by departmental request).**

**An emergency ordinance authorizing the Director of Community Development to enter into contract with various non-profit agencies for the implementation of the Emergency Shelter Grant Program and to enter into contract for the purpose of implementing the program.**

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

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

**Section 1.** That the Director of Community Development is hereby authorized to expend funds and enter into contract with various non-profit agencies for the implementation of the Emergency Shelter Grant Program.

**Section 2.** That the aggregate cost authorized in Section 1 of this ordinance shall be in an amount not to exceed \$851,000.00, and shall be paid from Fund No. 13 SF 856.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1037-96.**  
**By Councilmen Polensek and Rokakis (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the State of Ohio, Office of the Governor's Highway Safety Representative for the Selective Traffic Enforcement Program.**

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

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

**Section 1.** That the Director of Public Safety is hereby authorized to apply for and accept a grant in the amount of \$60,000.00, from the State of Ohio, Office of the Governor's Highway Safety Representative, to conduct the Selective Traffic Enforcement Program, for the purposes set forth in the application and according thereto; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

**Section 2.** That the application for said grant, File No. 1037-96-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1192-96.**  
**By Councilmen Polensek and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by contract of maintenance on radio equipment, for the Division of Emergency Medical Service, Department of Public Safety, for a period of one year.**

Whereas, this ordinance consti-

tutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

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

**Section 1.** That the Director of Public Safety is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: maintenance on radio equipment, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Emergency Medical Service, Department of Public Safety, and cancellable upon thirty days' written notice by said director.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 01-60-04-0612, Request No. 20671.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1222-96.**  
**By Councilman Westbrook.**  
**An emergency ordinance determining the need to develop programs to combat the proliferation of broken glass and other litter in City neighborhoods and authorizing the President of Council, on behalf of the Council, to accept gifts and grants in conjunction with litter control programs and the implementation of programs developed by the Council to combat litter.**

Whereas, the proliferation of broken glass and other litter in City neighborhoods has become a threat to the safety and welfare of our citizens; and

Whereas, this Council needs to work with retailers and distributors to develop ways to combat this problem without harming the economic recovery of our City; and

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

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

**Section 1.** That this Council hereby determines that efforts to combat the proliferation of broken glass and other litter in City neighborhoods should be a major goal of the City.

**Section 2.** That this Council wishes to work with area retailers and distributors to develop programs to deal with the City's litter problem.

**Section 3.** That the President of Council, on behalf of Council, is hereby authorized to accept gifts and grants from various entities, both public and private, in conjunction with litter control programs, and the courts, for the implementation of programs developed by the Council to combat litter, to file all papers and execute all documents necessary to receive such funds and, upon acceptance, said gifts and grants shall be appropriated for the purposes for which they were given.

**Section 4.** That this ordinance is hereby declared to be an emergency

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

Passed September 16, 1996.

Awaiting the approval of disapproval of the Mayor.

**Ord. No. 1278-96.**  
**By Mayor White.**  
**An emergency ordinance declaring this Council's desire, intent and commitment to work toward the creation of an International Aerospace Cities Alliance with Kaliningrad, Russia; and authorizing the Mayor to enter into any agreements necessary thereto.**

Whereas, the City of Cleveland, envisions opportunities for space industrial development, including cooperative ventures between NASA and the Russian Space Agency on land adjacent to Cleveland Hopkins International Airport; and

Whereas, the City of Cleveland envisions opportunities to enhance the programs of local museums through inclusion of space center elements; and

Whereas, both the industrial development and enhancements may be accomplished through the creation of an International Aerospace Cities Alliance between the City of Cleveland and the City of Kaliningrad, Russia; and

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

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

**Section 1.** That this Council hereby declares its desire, intent and commitment in joining the City of Kaliningrad, Russia, in the creation of an International Aerospace Cities Alliance.

**Section 2.** That the Mayor is hereby authorized to enter into any agreements necessary to accomplish the creation of an International Aerospace Cities Alliance between the cities of Cleveland and Kaliningrad, Russia.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1296-96.**  
**By Councilmen Patton and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to repair air tools, for the Division of Water, Department of Public Utilities.**

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized

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

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20954)

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1297-96.**  
**By Councilmen Patton and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by contract of one electric towmotor and accessories, for the Division of Water, Department of Public Utilities.**

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: one electric towmotor and accessories, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 20944.

**Section 3.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1298-96.**  
**By Councilmen Patton and Rokakis (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide one or more engineers, to provide professional services necessary to inspect and evaluate water towers.**

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized and directed to employ by contract one or more engineers or one or more firms of engineers 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 inspect, evaluate, including all equipment and testing, for not to exceed ten (10) water towers, for the Division of Water, Department of Public Utilities.

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

**Section 2.** That the costs for such services herein contemplated shall be paid from Fund No. 52 SF 001, Request No. 20949.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1302-96.**  
**By Councilmen Patton and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by contract of labor and materials necessary to upgrade two remittance processing machines, including appurtenances and maintenance, for the Division of Fiscal Control, Department of Public Utilities.**

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

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

**Section 1.** That the Director of

Public Utilities is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: labor and materials necessary to upgrade two remittance processing machines, including but not limited to installing pocket spiral stackers, vacuum feeders and maintenance on the units, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Fiscal Control, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 50 SF 001, Request No. 20956.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1311-96.**  
**By Councilmen Polensek and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by requirement contract of traffic signal and sign material and equipment, for the Division of Traffic Engineering and Parking, Department of Public Safety.**

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

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

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

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20460)

**Section 3.** That this ordinance is hereby declared to be an emergency



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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1312-96.**  
**By Councilmen Polensek and Rokakis (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Safety to enter into contract without competitive bidding with Firearms Training Systems, Inc. for the purchase of an upgrade to the firearms training system, for the Division of Police, Department of Public Safety.**

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

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

**Section 1.** That it is hereby determined that the within commodities are non-competitive and cannot be secured from any source other than Firearms Training Systems, Inc. Therefore, the Director of Public Safety is hereby authorized to make a written contract with Firearms Training Systems, Inc. on the basis of its written proposal, for the purchase of an upgrade of the firearms training system, to include a primary simulation computer, multiple wireless weapons capability for up to four wireless weapons, laser disc player, external cable kit, buggy, integration and testing, software update, and shipping and insurance, on a unit basis, for the Division of Police, Department of Public Safety.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund 10 Sub Fund 025, Request No. 20095.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1319-96.**  
**By Councilmen Rybka and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by contract of labor and materials necessary to construct heavy duty signs, including but not limited to hardware, elements, materials, and installation if necessary, for the City Planning Commission.**

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 the City Planning Commission is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following

items: labor and materials necessary to construct heavy duty signs to be placed in the various Historic Districts, including but not limited to hardware, elements, materials, and installation if necessary, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the City Planning Commission. The member of Council in whose ward a sign is proposed to be placed pursuant to the contract authorized by ordinance shall approve the placement of such sign prior to such placement.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 10 SF 006, Request No. 20462.

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

Passed September 23, 1996.  
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1444-96.**  
**By Councilmen Jackson and Rokakis (by departmental request).**

**An emergency ordinance authorizing the Director of Community Development to apply for and accept a grant from the United States Department of Housing and Urban Development for the Homeownership Zone Program.**

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

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

**Section 1.** That the Director of Community Development is hereby authorized to apply for and accept a grant from the United States Department of Housing and Urban Development, to conduct the Homeownership Zone Program, for the purposes set forth in the application and according thereto; that the Director of Community Development is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

**Section 2.** That the application for said grant, File No. 1444-96-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1445-96.**  
**By Councilmen Jackson and Rokakis (by departmental request).**  
**An emergency ordinance authorizing the Director of Community Development to enter into contract**

**with Cleveland Action to Support Housing, or its designee, to provide financial assistance in the form of a Community Development Float Loan to be used as compensating balance deposits in its rehabilitation loan programs.**

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

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

**Section 1.** That the Director of Community Development is hereby authorized to enter into a Community Development Float Loan Agreement with Cleveland Action to Support Housing ("C.A.S.H."), or its designee, to provide financial assistance to be used as compensating balance deposits in its rehabilitation loan programs.

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

**Section 3.** That the costs of said contract shall not exceed Five Hundred Thousand Dollars (\$500,000.00), and shall be paid from Fund No. 14 SF 810, Request No. 23054.

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

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

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

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

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1456-96.**  
**By Councilmen Patton and Rokakis (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of the rental of flasher safety lights, arrow bars and traffic control devices, for the various divisions of the Department of Public Utilities.**

Whereas, this ordinance constitutes an emergency measure pro-

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

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

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

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20952)

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1457-96.**  
**By Councilmen Patton and Rokakis (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by requirement contract of service and maintenance of various heating, ventilation and air conditioning equipment, for the Division of Water Pollution Control, Department of Public Utilities.**

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items

of service and maintenance on not to exceed three (3) boilers, not to exceed seventeen (17) radiant heaters, not to exceed nine (9) unit heaters, not to exceed seven (7) infra-red heaters, not to exceed six (6) exhaust fans, not to exceed six (6) roof top units, not to exceed two (2) air conditioning systems, and one (1) air handling unit in the estimated sum of \$30,000.00, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water Pollution Control, Department of Public Utilities. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 23001)

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1466-96.**  
**By Councilman Rokakis (by departmental request).**

**An emergency ordinance authorizing the Director of Aging to apply for and accept a grant from the Western Reserve Area Agency on Aging for the 1996 Title III-B Client Find/Supportive Services Program.**

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

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

**Section 1.** That the Director of Aging is hereby authorized to apply for and accept a grant in the amount of \$57,689.00, from the Western Reserve Area Agency on Aging, to conduct the 1996 Title III-B Client Find/Supportive Services Program, for the purposes set forth in the application and according thereto; that the Director of Aging is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for

said grant.

**Section 2.** That the application for said grant, File No. 1466-96-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide cash matching funds in the amount of \$5,769.00 to be paid from Fund No. 01-02-01-0901, is hereby approved in all respects.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1713-96.**  
**By Councilmen Westbrook, Polensek and Mayor White.**

**An emergency ordinance to amend Section 621.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2823-89, passed March 19, 1990, relating to assault; and to supplement said Codified Ordinances by enacting new Section 621.031 thereof relating to assault by a minor and the imposition of a parental duty.**

Whereas, the incidence of assaults perpetrated by school age children is of great concern to the citizens of Cleveland; and

Whereas, the parents of these children have a duty to properly supervise and control the violent actions of their children; and

Whereas, these parents should be held accountable for their failure to fulfill their duty to our community; 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 Section 621.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2823-89, passed March 19, 1990, is hereby amended to read as follows:

**Section 621.03 Assault**

(a) No person shall knowingly cause or attempt to cause physical harm to another.

(b) No person shall recklessly cause serious physical harm to another.

(c) Whoever violates this section is guilty of assault, a misdemeanor of the first degree if the offense is committed by a caretaker against a functionally impaired person under his care.

(d) Notwithstanding the provisions of division (c) of this section, if the sentencing court determines that the victim of the offense was an official or employee of the Cleveland City School District or the City of Cleveland and was performing his or her official duties at the time of the offense, the court shall set the offender's fine at \$1,000.00 and in addition to said fine shall sentence the offender to not less than sixty (60) days' and not more than six (6) months' imprisonment. The minimum fine and imprisonment to

be imposed by the court pursuant to this division (d) are mandatory. The court shall not suspend all or any portion of said fines and imprisonment.

(e) Notwithstanding the provisions of division (c) of this section, if the sentencing court determines that the victim of the offense was a child between the ages of six and seventeen and was in attendance in a facility owned by the Cleveland City School District at the time of the offense, the court shall set the offender's fine at \$1,000.00 and, in addition to said fine, shall sentence the offender to not less than sixty (60) days' and not more than six (6) months' imprisonment. The minimum fine and imprisonment to be imposed by the court pursuant to this division (d) are mandatory. The court shall not suspend all or any portion of said fines and imprisonment.

**Section 2.** That existing Section 621.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2823-89, passed March 19, 1990, is hereby repealed.

**Section 3.** That the Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Section 621.031 thereto to read as follows:

**Section 621.031 Assault by a Minor; Parental Duty Imposed**

(a) No child between the ages of six and seventeen, inclusive, shall knowingly cause or attempt to cause physical harm to an official or employee of the Cleveland City School District or City of Cleveland while performing his or her official duties.

(b) Each parent or legal guardian of a child between the ages of six and seventeen, inclusive, shall have a duty to prohibit the child from behaving contrary to division (a) of this section. No person shall negligently fail to fulfill the duty imposed by this division.

(c) It shall be an affirmative defense to division (b) of this section that the parent or legal guardian:

- (1) Initiated the jurisdiction of

the Juvenile Court against the child prior to the time that the child was found violating division (a) of this section; or

(2) Can demonstrate based upon the records of the Cleveland City School District that they have been actively working with officials of the Cleveland City School District regarding the behavior of the child prior to the time that the child was found violating division (a) of this section.

(d) Any child who violates division (a) of this section is an unruly child and is subject to the jurisdiction of the Juvenile Court.

(e) Any school official or employee who has knowledge that a child between the ages of six and seventeen, inclusive, has caused or attempted to cause physical harm to an official or employee of the Cleveland City School District or City of Cleveland while performing his or her official duties shall immediately notify the Chief of Police or his designee and request the assistance of the Division of Police. This division (e) shall not apply to any school official or employee who has personal knowledge that the notification required by this division (e) has already been given with respect to a particular assault. The notification required by this division (e) shall be separate from and in addition to any notification regarding prohibited weapons required to be given pursuant to Section 627.082.

(f) Any person who violates division (b) or division (e) of this section is guilty of a minor misdemeanor. In addition to any other method of enforcement provided for in these Codified Ordinances or by statute, this offense may be enforced by the issuance of a citation in compliance with Rule 4.1 of the Ohio Rules of Criminal Procedure.

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

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

Passed September 16, 1996.  
Effective September 26, 1996.

**Ord. No. 1755-96.  
By Councilman Rokakis.  
An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an amendment to Lease By Way of Concession No. 46956 with the Board of Park Commissioners of the Cleveland Metropark District to modify the leased premises.**

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

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

**Section 1.** That the Director of Parks, Recreation and Properties is hereby authorized to enter into an Amendment to Lease By Way of Concession No. 46956 between the City and the Board of Park Commissioners of the Cleveland Metroparks District ("Amendment"), to amend the leased premises as described by the legal descriptions contained in File No. 1755-96-A.

All other terms and conditions contained in the original lease shall remain the same.

**Section 2.** That the Amendment herein authorized shall be prepared by the Director of Law and shall contain such terms and conditions as said Director deems necessary to protect and benefit the public interest.

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

Passed September 23, 1996.  
Effective October 2, 1996.

**Ord. No. 1759-96.  
By Councilman Britt (by request).**

**An emergency ordinance authorizing the Director of Public Service to issue a permit to Fairfax Renaissance Development Corporation to stretch pole banners in the Upper Carnegie District on East 89th Street, Carnegie Avenue, Cedar Avenue, and Quincy Avenue, to publicize Cleveland's Bi-Centennial Village, for the period of September 27, 1996 to October 30, 1996.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Fairfax Renaissance Development Corporation to install, maintain, and remove pole banners publicizing Cleveland's Bi-Centennial Village from the period of September 27, 1996 to October 30, 1996 at the following locations:

<b>STREET</b>	<b>POLE LOC./#</b>	<b>OWNER</b>
<b>East 89th Street</b>	N. Museum Entrance NW Cor.@Euclid/NE3-84	Not Known CPP
<b>East 89th Street (Carnegie to Cedar)</b>	SW Cor./NES-91 West Side/NES-91-A-2 West Side/E2-30-1	CEI CEI CPP

<b>Cedar Avenue between East 89th and East 90th Streets</b>		
North Side/E2-30		CPP
North Side/E2-29		CPP
North Side/E2-28		CPP
<b>Cedar Avenue between East 90th and East 93rd Streets</b>		
E2-27		CPP
NW Corner@E.93 St.		Traffic Control
<b>Cedar Avenue between East 89th and East 87th Streets</b>		
North Side/NE2-31		CPP
North Side/E2-32		CPP
North Side/E2-33		CPP
South Side/E2-34-1		CPP
<b>East 89th Street (Cedar to Quincy)</b>		
West Side/E2-30-1A-1		CPP
E2-25-19-7-3		CPP
E2-25-19-7-2		CPP
<b>Quincy Ave. &amp; N.E. Corner between East 89th &amp; East 90th Streets</b>		
65322		CEI
<b>Quincy Ave., N.W. Corner between East 89th &amp; East 88th Streets</b>		
506460		CEI
506464		CEI
<b>Quincy Avenue, between East 89th &amp; 88th Streets</b>		
S.W. Corner/E2-25-19-7A-1		CPP
E2-25-19-8		CPP
<b>Quincy Avenue, between East 89th &amp; Folsom</b>		
S.W. Corner/55811		CEI
E2-25-19-6		CPP
E2-25-19-7		CPP
<b>Quincy Avenue, between East 87th and East 86th Streets</b>		
South Side 508192		CEI
<b>Quincy Avenue, between East 88th and East 87th Streets</b>		
North Side 506459		CEI
Wood Pole/No Pole #		Not Known
<b>Quincy Avenue, between East 87th and East 86th Streets</b>		
North Side/Wood Pole/No Pole #		Not Known
508192		CEI

**Section 2.** That said banners shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which banners will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners and said banners shall be removed promptly upon the expiration of said permit.

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

Passed September 23, 1996.

Effective October 2, 1996.

**Ord. No. 1760-96.**  
**By Councilman Jackson.**  
**An emergency ordinance authorizing certain persons to engage in peddling in Ward 5. (Jafus Boyd)**

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

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the

Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 5; and

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

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of

way of Ward 5: Jafus Boyd.

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

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

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

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

Passed September 23, 1996.  
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1761-96.  
By Councilman Smith.  
An emergency ordinance authorizing certain persons to engage in peddling in Ward 14. (Emeregilda Maximovich).**

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

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 14; and

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

of a municipal department; now, therefore,

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 14: Emeregilda Maximovich.

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

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

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

Passed September 23, 1996.  
Awaiting the approval or disapproval of the Mayor.

**COUNCIL COMMITTEE MEETINGS**

**Monday, September 30, 1996**

**Employment, Affirmative Action and Training Committee: 10:30 A.M.** — Present: Patmon, Chrm.; Smith, V-Chrm.; Jackson, Lewis, Melena, Polensek. Excused: Robinson.

**Finance Committee: 2:00 P.M.** — Present: Rokakis, Chrm.; Westbrook, V-Chrm.; Coats, Johnson, Lewis, McGuirk, Polensek, Robinson, Rybka, Smith. Excused: Patmon.

**Tuesday, October 1, 1996**

**Community and Economic Development Committee: 10:00 A.M.** — Present: Jackson, Chrm.; Paulenske, V-Chrm.; Britt, Lewis, Melena, Patton, Smith, Willis. Excused: Coats.

**Wednesday, October 2, 1996**

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

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Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;  
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