

# The City Record

Official Publication of the City of Cleveland

December the Second, Nineteen Hundred and Ninety-Eight

<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	Joseph T. Jones
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	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Larry Moran
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Martin J. Sweeney
21	Michael A. Dolan

Containing	PAGE
City Council	3
The Calendar	3
Board of Control	3
Civil Service	3
Board of Zoning Appeals	6
Board of Building Standards and Building Appeals	7
Public Notices	8
Public Hearings	8
City of Cleveland Bids	8
Adopted Resolutions and Ordinances	9
Committee Meetings	19
Index	20

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# DIRECTORY OF CITY OFFICIALS

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

Ward	Name	Residence	
1	Joseph T. Jones .....	15601 Lotus Drive	44128
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	Joe Cimperman .....	3053 West 12th Street	44113
14	Nelson Cintron, Jr. ....	3032 Vega Avenue	44113
15	Merle R. Gordon .....	1813 Tampa Avenue	44109
16	Larry Moran .....	3584 West 46th Street	44102
17	Timothy J. Melena .....	6110 West Clinton Avenue	44102
18	Jay Westbrook .....	10513 Clifton Boulevard	44102
19	Joseph J. Zone .....	3323 West 130th Street	44111
20	Martin J. Sweeney .....	3632 West 133rd Street	44111
21	Michael A. Dolan .....	16519 West Park Road	44111
	Clerk of Council—Artha Woods, 216 City Hall, 664-2840. First Assistant Clerk—Sandra Franklin.		
<b>MAYOR—Michael R. White</b>			
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			
Laura Ann Williams, Director, Office of Equal Opportunity			
Milan T. Polacek, Executive Assistant for Legislative Affairs			
<b>DEPT. OF LAW—Cornell P. Carter, Director, Lessie M. Milton,</b> Chief Counsel, Room 106			
George A. Pace, Jr., Chief Asst. Prosecutor; Criminal Branch – Justice Center, 8th Flr., Court Towers, 1200 Ontario Street			
Karen E. Martines, Law Librarian, Room 100			
<b>DEPT. OF FINANCE—Martin L. Carmody, Director, Room 104; Carlean</b> Alford, Manager, Internal Audit			
<b>DIVISIONS—Accounts—Gayle Goodwin Smith, Commissioner, Room 19</b> City Treasury – Mary Christine Jackman, Treasurer, Room 115			
Assessments and Licenses – Robert J. Schneider, 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 – Robert Dolan, Controller, Room 18			
Information Systems Services – Hamid Manteghi, Commissioner, 1404 E. 9th St.			
<b>DEPT. OF PUBLIC UTILITIES—Michael Konicek, Director, 1201 Lakeside</b> Avenue			
<b>DIVISIONS—1201 Lakeside Avenue</b>			
Water – Julius Ciaccia, Jr., Commissioner			
Water Pollution Control – Darnell Brown, Commissioner			
Utilities Fiscal Control – Morry Blech, Commissioner			
Cleveland Public Power – James F. Majer, Commissioner			
Street Lighting Bureau – Frank Schilling, Acting Chief.			
<b>DEPT. OF PORT CONTROL—Solomon F. Balraj, Director,</b> Cleveland Hopkins International Airport, 5300 Riverside Drive;			
Cleveland Hopkins International Airport – Mark D. Vanloh, Commissioner			
Burke Lakefront Airport – Michael C. Barth, Commissioner			
<b>DEPT. OF PUBLIC SERVICE—Henry Guzmán, Director, Room 113</b>			
<b>DIVISIONS—Waste Collection and Disposal – Randell T. Scott, Acting</b> Commissioner, 5600 Carnegie Avenue.			
Streets – Randell T. Scott, Commissioner, Room 25			
Engineering and Construction – JoMarie Wasik, Acting Commissioner, Room 518			
Motor Vehicle Maintenance, Daniel A. Novak, Acting Commissioner, Harvard Yards			
Architecture – Kenneth Nobilio, Commissioner, Room 517			
<b>DEPT. OF PUBLIC HEALTH—Robert O. Staib, Director, Mural Building</b> 1925 St. Clair Avenue.			
<b>DIVISIONS—Health—Joyce Atwell-Joyce, Commissioner, Mural Building,</b> 1925 St. Clair Avenue			
Environment – Eric Myles, Acting Commissioner, Mural Building, 1925 St. Clair Avenue			
Correction – Thomas Hardin, Commissioner, Cooley Farms, 4041 North- field Road			
<b>DEPT. OF PUBLIC SAFETY—William M. Denihan, Director, Room 230.</b>			
<b>DIVISIONS—Police – Rocco Pollutro, Chief, Police Hdqtrs. Bldg., 1300</b> Ontario Street			
Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue			
Traffic Engineering & Parking – _____, Commissioner, 2001 Payne Ave.			
Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street			
Emergency Medical Service – Bruce Shade, Commissioner, 1708 South Pointe Drive			
<b>DEPT. OF PARKS, RECREATION &amp; PROPERTIES—Nicholas P. Jackson,</b> Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.			
<b>DIVISIONS—Convention Center &amp; Stadium—James Glending,</b> Commissioner, Public Auditorium, E. 6th and Lakeside Ave.			
Property Management – Vernon Robinson, Commissioner, East 49th & Harvard			

Parking Facilities – Alfred T. Miller, Jr., 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 – Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

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

**DIVISIONS—Administrative Services—Terrence Ross, Commissioner.**  
Neighborhood Services – Louise V. Jackson, Commissioner.

Neighborhood Development – Donald T. Moss, 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—Susan E. Axelrod, Director, Room 122**

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

**CIVIL SERVICE COMMISSION—Room 119, Freddie J. Fenderson,**  
President; Timothy J. Cosgrove, Vice President; Cynthia Sullivan, Secretary; Margaret Hopkins, Member, Earl Preston, Member.

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

**BOARD OF ZONING APPEALS—Room 516, Carol Johnson, Chairman;**  
Members; Chris Carmody, Anna Chatman, Ozell Dobbins, Tony Petkovsek, Eugene Cranford, Jr., Secretary.

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

**BOARD OF REVISION OF ASSESSMENTS—Law Director Cornell P.**  
Carter, President; Finance Director Martin L. Carmody, Jr., Secretary; Council President Jay Westbrook.

**BOARD OF SIDEWALK APPEALS—Service Director Henry Guzmán;**  
Law Director Cornell P. Carter; Councilman Roosevelt Coats.

**BOARD OF REVIEW—(Municipal Income Tax)—Law Director Cornell**  
P. Carter; Utilities Director Michael Konicek; Council President Jay Westbrook.

**CITY PLANNING COMMISSION—Room 501—Hunter Morrison, Director;**  
Rev. Albert T. Rowan, Chairman; \_\_\_\_\_, Vice Chairman, David Bowen, Anthony J. Coyne, Lawrence A. Lumpkin, Gloria Jean Pinkney, Councilman Edward W. Rybka.

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

**MORAL CLAIMS COMMISSION—Law Director Cornell P. Carter; Chairman;**  
Finance Director Martin L. Carmody, Jr.; Council President Jay Westbrook; Councilman Roosevelt Coats; Councilman Martin J. Sweeney.

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

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

**CLEVELAND LANDMARKS COMMISSION—Room 519, \_\_\_\_\_,**  
Director; R. Schanfarber, Chairman; Paul Volpe, Vice Chairman; Robert Keiser, Secretary; Judge Lillian Burke, James Gibans, Hunter Morrison, Kenneth Nobilio, Theodore Sande, Randall Shorr, Shirley Thompson, Councilman Craig E. Willis, Councilman Joe Cimperman.

**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 Colleen C. Cooney	14A
Judge C. Ellen Connally	15C
Judge Mabel M. Jasper	14D
Judge Mary E. Kilbane	14C
Judge Kathleen A. Keough	12C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Gerald F. Sweeney	13D
Judge Robert J. Triozzi	12A

Earle B. Turner – Clerk of Courts, Linda M. DeLillo—Court Administrator, Robert C. Townsend, II—Bailliff; Kenneth Thomas—Chief Probation Officer, Michelle L. Paris—Chief Magistrate

# The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 85

WEDNESDAY, DECEMBER 2, 1998

No. 4434

## CITY COUNCIL

MONDAY, NOVEMBER 30, 1998

### The City Record

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**ARTHA WOODS**

Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

#### MONDAY—Alternating

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Willis, Chairman; Dolan, Vice Chairman; Britt, Lewis, Polensek, Sweeney, White.

9:30 A.M.—**Public Health Committee:** Gordon, Chairman; Britt, Vice Chairman; Cimperman, Cintron, Jackson, Melena, Robinson.

#### MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Sweeney, Chairman; Cintron, Vice Chairman; Britt, Johnson, Jones, Melena, Moran, Patmon, Polensek.

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** White, Chairman; Moran, Vice Chairman; Britt, Cintron, Gordon, Lewis, Johnson.

#### MONDAY

2:00 P.M.—**Finance Committee:** Johnson, Chairman; Westbrook, Vice Chairman; Coats, Lewis, Melena, Patmon, Polensek, Robinson, Rybka, Sweeney, Zone.

#### TUESDAY

9:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Zone.

1:30 P.M.—**Legislation Committee:** Zone, Chairman; Jones, Vice Chairman; Britt, Cimperman, Dolan, Johnson, Rybka.

#### WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Cimperman, Dolan, Patmon, White, Willis.

10:00 A.M.—**Public Safety Committee:** Coats, Chairman; Zone, Vice Chairman; Gordon, Jackson, Jones, Melena, Moran, White, Willis.

#### WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Patmon, Chairman; Coats, Vice Chairman; Britt, Cintron, Dolan, Jones, Lewis, Moran, Polensek.

1:30 P.M.—**City Planning Committee:** Rybka, Chairman; Robinson, Vice Chairman; Cimperman, Jackson, White, Willis, Zone.

### OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

### THE CALENDAR

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

NONE

### BOARD OF CONTROL

NO MEETING

### 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

### CIVIL SERVICE NOTICE

#### ANNOUNCEMENT - 1998

Announcement No.	Classification
118	Accountant Supervisor (Open)
119	Chief of Water Distribution (Open)
120	City Planner (Open)
121	Commissioner of Neighborhood Development (Non-Comp)
122	Human Resources Contract Administrator (Open)
123	Senior Programmer Analyst (Open)

#### APPROVED C.S.C. MINUTES ANNOUNCEMENT NO. 118

#### ACCOUNTANT SUPERVISOR (OPEN)

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

#### SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$23,647.11 to \$51,373.02 per year.

#### FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 1701 East 13th Street. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, DECEMBER 7, 1998 UNTIL 4:30 P.M. ON FRIDAY, DECEMBER 11, 1998.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON DECEMBER 11, 1998.

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

#### EXAMINATION INFORMATION

**DATE:** Applicants will be notified of Date, Time and Location of this examination. Notice will be mailed in sufficient time prior to the date of examination.

**TYPE:** WRITTEN EXAMINATION

#### DUTIES OF THE POSITION

Under general direction, supervises a major accounting work section. Prepares accounting policy and pro-

cedure recommendations. Advises City departments concerning accounting procedures related to their area of responsibility. Supervises accountants and clerical workers. Initiates new procedures throughout the City of Cleveland pertaining to a major accounting section.

Prepares, verifies, and corrects financial statements. Monitors capital projects and other accounts. Assists in balancing accounts as necessary. Provides training to users of computerized financial systems as needed. Approves financial statements and audit work papers for a major accounting area. Approves all bank and investment reconciliations. Performs other job-related duties as required.

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

Bachelor's degree in Accounting, Finance, Business/Public Administration or related field required; CPA desirable; five (5) years of progressively responsible accounting experience; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job. Supervisory experience required.

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

**NOTE:** All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 119**

**CHIEF OF WATER DISTRIBUTION  
(OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.96 to \$52,695.52 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 1701 East 13th Street. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, DECEMBER 7, 1998 UNTIL 4:30 P.M. ON FRIDAY, DECEMBER 11, 1998.**

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**EXAMINATION INFORMATION**

**DATE:** Applicants will be notified of Date, Time and Location of this examination. Notice will be mailed in sufficient time prior to the date of examination.

**TYPE:** WRITTEN EXAMINATION

**DUTIES OF THE POSITION**

Under administrative direction, manages the Water Distribution System pipe repair, meter, and hydraulic operations. Oversees the Master Meter program activities. Reviews installation plans for new water mains. Consults with engineering on capital improvement projects. Coordinates maintenance and shutdown of large water mains with other Division operations. Investigates consumer complaints concerning water maintenance operations. Performs other job-related duties as required.

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

Bachelor's degree in Engineering, Business/Public Administration or related field; five (5) years of progressively responsible experience in the management of water distribution operating systems; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job. Supervisory experience required. Must possess a valid Water Distribution License as issued by the State of Ohio.

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

**NOTE:** All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 120**

**CITY PLANNER (OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$19,784.74 to \$43,576.74 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service

Commission, 1701 East 13th Street. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, DECEMBER 7, 1998 UNTIL 4:30 P.M. ON FRIDAY, DECEMBER 11, 1998.**

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON DECEMBER 11, 1998.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on Education and Experience found in Resume.

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

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

**DUTIES OF THE POSITION**

Under general supervision, supervises or performs the preparation of planning reports and studies. Designs research studies. Conducts research studies and analyzes research results. Supervises collection of city planning data. Makes recommendations for specific actions, with respect to city planning. Identifies sites for proposed development and prepares conceptual layouts. Reviews layouts and design work for potential improvement and/or conformance to specification. Monitors and tracks progress of City Planning projects and programs. Serves as a representative of the City Planning Department as needed. Assists in departmental presentations. Responds to requests for departmental information. May manage daily capital planning activities. Works with others to identify capital planning project issues. Provides technical advice to the City and external organizations as needed. Prepares Requests-for-Proposals as needed. Performs other job-related duties as required.

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

Bachelor's degree in Urban Planning, Business/Public Administration or related field required; Five (5) years of progressively responsible experience in the management of planning an urban design project and program; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job.

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

**NOTE:** All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 121**

**COMMISSIONER OF NEIGHBORHOOD DEVELOPMENT (NON-COMP)**

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a Non-competitive examination for the above mentioned classification.

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$38,951.52 to \$80,205.23 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 1701 East 13th Street. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, DECEMBER 7, 1998 UNTIL 4:30 P.M. ON FRIDAY, DECEMBER 11, 1998.**

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON DECEMBER 11, 1998.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on Education and Experience found in Resume.

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

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

**DUTIES OF THE POSITION**

Under administrative direction, supervises Neighborhood Development program operations. Manages the acquisition of real estate for neighborhood development. Proposes and manages the allocation of financial resources to provide incentives for private investment in residential and commercial development. Plans and implements housing construction programs. Directly and indirectly supervises divisional employees. Performs other job-related duties as required.

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

Bachelor's degree in Business/Public Administration, Planning, Economics, Urban Design, or a related field required; Master's degree preferred; Seven (7) years of progressively responsible experience with a federal renewal program, three (3) years of which must have been in a supervisory capacity; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job.

**NOTE:** All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

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

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 122**

**HUMAN RESOURCES CONTRACT ADMINISTRATOR (OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$20,231.40 to \$48,758.32 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 1701 East 13th Street. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, DECEMBER 7, 1998 UNTIL 4:30 P.M. ON FRIDAY, DECEMBER 11, 1998.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on Education and Experience found in Resume.

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

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

**DUTIES OF THE POSITION**

Under general direction, provides interpretations of federal employment and training program rules and regulations to ensure compliance

with legal requirements. Drafts proposed legislation and negotiates proposals for federal employment and training program funding.

Designs competitive procurement systems related to job training. Develops standardized contract formats. Invoices job training contracts. Performs other job-related duties as required.

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

Bachelor's degree in Business/Public Administration, Education, or a related field required; three (3) years of progressively responsible experience in planning, developing, conducting, and evaluating employee training and development programs; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job.

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

**NOTE:** All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 123**

**SENIOR PROGRAMMER ANALYST (OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$23,647.11 to \$51,373.02 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 1701 East 13th Street. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, DECEMBER 7, 1998 UNTIL 4:30 P.M. ON FRIDAY, DECEMBER 11, 1998.**

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON DECEMBER 11, 1998.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on Education and Experience found in Resume.

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

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

**DUTIES OF THE POSITION**

Under general direction, performs analysis, design, coding, and documentation for complex computer program applications. Develops criteria specifications, descriptions, and operating instructions.

Determines user requirements for programs and systems. Analyzes existing programs and develops recommendations concerning improvements or modifications. Provides technical direction to technical personnel assigned to projects. Determines cost and quality options for use in system feasibility studies.

Develops online programs. Prepares comprehensive flow charts. Performs other job-related duties as required.

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

Bachelor's degree in Computer Science, Information Systems, or related field required; Seven (7) years of progressively responsible management, development, installation, and support of application software in a large organization; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

**NOTE:** All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

FREDDIE J. FENDERSON,  
President  
December 2, 1998

**SCHEDULE OF THE BOARD OF ZONING APPEALS****MONDAY, DECEMBER 14, 1998****9:30 A.M.**

**Calendar No. 98-241:** 12212 Bellaire Road, S.W.

Cheryl Johnson, owner, and Eller Media Company, tenant, appeal to erect a 25' wide x 12' long x 16' high from grade billboard on a 28' x 133' irregular shaped lot at the northwesterly corner of Bellaire Road and located in a General Retail District at the intersection of Matherson Avenue and Bellaire Road at 12212 Bellaire Road; said billboard being contrary to Section 350.10(g) where a billboard is not permitted in a General Retail District and a nonconforming use removed by whatever cause shall not be restored nor replaced except in conformity with the regulations for the district in which it is located as stated in Section 359.03(b) of the Codified Ordinances.

**Calendar No. 98-242:** 3800 Pearl Road, a.k.a. 3802-3808 Pearl Road, S.W.

Brooklyn Masonic Temple, owner, and Gateau Royal, tenant c/o Denise Kahwagi, appeal to change the use of an existing 20' x 65' store front of a 2-story stores and assembly hall building into a bakery located in a Local Retail District at the southwest corner of Garden Avenue and Pearl Road at 3800 Pearl Road; said change of use being contrary to Section 343.01 where a wholesale bakery is not permitted in a Local Retail District but is first permitted in a Semi-Industry District pursuant to Section 345.03 of the Codified Ordinances.

**Calendar No. 98-243:** 1442 East 110th Street

Willa Wright, owner, appeals to change the use of an existing 26' x 49' 2-story frame two-family dwelling house into a type 'A' child care facility, situated on a 39' x 100' parcel and located in a Two-Family District on the west side of East 110th Street at 1442 East 110th Street; said change of use being contrary to the One-Family and Two-Family District regulations where if located not less than 30' from any adjoining premises in a Residence District not used for a similar purpose and subject to the review and approval of the Board of Zoning Appeals pursuant to Section 337.02(f)(3)(C).

**Calendar No. 98-247:** 5603 Memphis Avenue, S.W.

Dominic S. Sforzo, owner, appeals to construct a 60' x 129' off-street, 22 car parking lot accessory to the restaurant at 5517 Memphis Avenue located in a Local Retail District on the southwest corner of Memphis Avenue and West 56th Street at 5603 Memphis Avenue; portions of said parking spaces to be located 5' from the street line of Memphis Avenue and 6' from the street line of West 56th Street instead of 20' and 10' back as required by Section 349.05 and said proposed parking lot not conforming to the landscape and screening requirements of Sections 352.09 and 352.120 of the Codified Ordinances.

EUGENE CRANFORD, JR.,  
Secretary

**REPORT OF THE BOARD OF ZONING APPEALS****MONDAY, NOVEMBER 30, 1998**

At the Meeting of the Board of Zoning Appeals on Monday, November 30, 1998, the following appeals were heard by the Board:

The following appeals were **Approved:**

**Calendar No. 98-232:** Appeal of Charles Murray

Charles F. Murray, VCH, Inc., d.b.a. Side by Side at 3695 East 131st Street, appealed under Section 76-6 of the Charter of the City of Cleveland and Section 692.02 of the Codified Ordinances from the refusal by Commissioner Robert Schneider, Division of Assessments and Licenses, to approve a music license pursuant to recommendation of Safety Director William Denihan.

**Calendar No. 98-230:** 4700 West 130th Street

Joseph R. Tomazic appealed under Section 76-6 of the Charter of the City of Cleveland and Section 676A.05 of the Codified Ordinances from the refusal to issue a Motor Vehicle Repair Garage License at 4700 West 130th Street by Commissioner Robert Schneider, Division of Assessments and Licenses, upon the recommendation of the Commissioner of Building and Housing under authority of Chapter 676A of the Codified Ordinances.

The following appeals were **Refused:**

**Calendar No. 98-233:** 2223 Murray Hill Road

Murray Hill Properties Ltd., Inc., owners c/o Ramona Mesi, president, appealed to construct a 28' x 70' two-story, 4 dwelling units apartment building to an existing 28' x 40' four-suites apartment building all on a 36' x 201' parcel located in a C-1 Multi-Family District.

**Calendar No. 98-234:** 3595 West Park Road

Bohdan Bodnarchuk, owner, and Holy Resurrection Orthodox Church, tenant, and Dale Mitchell, agent, appealed to change use of an existing 25' x 40' one-story masonry retail building into a church located on a 29' x 146' parcel in a Local Retail Business District.

**Calendar No. 98-235:** 3199 West 25th Street

Ralph Gonzales, owner, and Michael Hall, tenant, appealed to renovate an existing 148' x 33' two-story masonry warehouse building into an auto repair garage on the first floor, to store cars in the rear lot and place storage on the second floor and construct an 11 car parking lot on a 51' x 91' parcel located in a Semi-Industry District.

**On Monday, November 30, 1998, in Executive Session:**

The following appeal was heard on Monday, November 23, 1998, and said decision to **GRANT** was approved and adopted by the Board on November 30, 1998:

**Calendar No. 98-229:** 6301 Harvard Avenue

Theodore Swarski and Glen Snow, owners, and CVS, tenant c/o Donna J. Roberts, and Cicogna Electric & Sign c/o George Dragon, agent, appealed to erect one 18' high x 8'-6" wide x 1'-4" thick pylon style sign on two 6"x6" steel tube poles at the southerly drive-thru entrance and one 6' x 1" high x 6'-11" wide x 1' x 4" thick monument sign at the northeasterly entrance of the 147' x 372' irregular shaped corner lot in a General Retail Business District and Local Retail District.

The following appeal was heard on Monday, November 23, 1998, and said decision to **REFUSE** was approved and adopted by the Board on November 30, 1998:

**Calendar No. 98-231:** 2925 East 75th Street, a.k.a. 7507-19 Kinsman Road

Moorad H. Rabah, appellant, and Eric Maiden, agent, appealed to change use of an existing 24' x 60' one-story masonry car wash building into an auto repair and tire installation shop and extend the existing building by 6' to create a 30' x 60' auto repair and tire installation shop on an irregular shaped lot with an existing 142' x 77' retail building in a General Retail District.

EUGENE CRANFORD, JR.,  
Secretary

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

Re: Report of the Meeting of  
November 25, 1998

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

\* \* \*

**Docket A-139-98.**

RE: Appeal of Alan Landy, Owner of the Property located on the premises known as 4000 East 71st Street from a NOTICE OF VIOLATION — FIRE CODE of the Chief of the Division of Fire dated April 18, 1996, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

No action, Tony Bracatelli, Slavic Village and Insp. Oliver, Fire Prevention Bureau will meet and submit a plan to reduce inventory within forty-five days (45 das.); the docket will be rescheduled for January 20, 1999.

\* \* \*

**Docket A-115-98.**

RE: Appeal of Patrick P. Lenehan, Owner of the Property located on the premises known as 9400-9491 Maywood Avenue from a NOTICE OF VIOLATION — FIRE CODE of the Chief of the Division of Fire dated May 21, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

No action, the docket will be left open so that some issues can be worked out between the Appellant and the Fire Prevention Bureau, and to request that the first phase of the sprinkler information be submitted within two weeks (2 wks.) as it pertains to the dollar amount.

\* \* \*

**Docket A-163-98.**

RE: Appeal of Scidem, Inc., and Multi-Care Services, Inc./Madonna Hall, Inc., Owner (Scidem, Inc.) and Management of the facility (Multi-Care Services, Inc./Madonna Hall, Inc.) of the ninety-nine (99) bed nursing home facility located on the premises known as 1906 East 82nd Street from NOTICES OF VIOLATIONS of the Commissioner of the Division of Building and Housing dated August 25, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 1906 East 82nd Street to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

\* \* \*

**Docket A-171-98.**

RE: Appeal of Ivanhoe Properties, Ltd., Owner of the Two-Story Masonry, Four Dwelling Units and Two Stores located on the premises known as 1065 Ivanhoe Road (a.k.a. 1061-69 Ivanhoe Road) from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated August 24, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to uphold the Commissioner's VACATE/ CONDEMNATION ORDERS and LETTER OF INTENTION TO DEMOLISH by requiring the Appellant to abate the safety hazards and remove the debris from the property within seven days (7 das.), and to obtain permits and abate all the violations on the property, and to allow the suites to be occupied on an individual basis beginning with the security suite at the discretion and acceptance of the building inspector, the docket will remain open for any future appeals. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and required further action. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Williams.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

\* \* \*

**Docket A-177-98.**

RE: Appeal of The Northern Ohio Lumber & Timber Co., Owner of the Property located on the premises known as 1895 Carter Road from a

NOTICE OF VIOLATION — FIRE CODE of the Chief of the Division of Fire dated September 22, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-177-98 has been POSTPONED; to be rescheduled for December 9, 1998.

\* \* \*

**Docket A-178-98.**

RE: Appeal of Dino M. DeSantis, Owner of the One/One-half Story Masonry Residential Garage located on the premises known as 15334 Yorick Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 18, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 15334 Yorick Avenue to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

\* \* \*

**Docket A-182-98.**

RE: Appeal of Eliza Bryant Center, Owners of the Adult Day Care/Outreach addition located on the premises known as 7201 Wade Park Avenue from SUPPLEMENTARY CONDITIONS of the Commissioner of the Division of Building and Housing dated October 13, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the lot line requirements (Sections 1006.3 and 707.0) and permit the building to be constructed as indicated on the drawings, noting the fire protection of the two exits at the lot line. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Bowes, Saunders, Sullivan. Nays: Mr. Williams.

\* \* \*

**Docket A-197-98.**

RE: Appeal of Campus Movers, Owner of the Pre-Engineered Metal Building Number B located on the premises known as 2160 West 106th Street from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated October 7, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the 25,200 sq. ft. requirement for 2-C construction (OBBC Table 503 and Section 506.3) by considering the entire building and unlimited area of the building, noting that the 49,950 sq. ft. space will be surrounded by a 3-hour fire wall and is sprinklered, and that the S-2 portions of the building are separated totally by 3-hour walls from the S-1 portions, and that the surrounding

property has thirty feet (30 ft.) of access on all sides, noting that the railroad is to be considered as a thirty foot (30 ft.) clearance fire separation distance. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

\* \* \*

#### **Docket A-207-98.**

RE: Appeal of One Market Square Park Ltd., Owner of the Bender Building located on the premises known as 2528 Lorain Avenue (a.k.a. 2515 Market Avenue) from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated October 20, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to OBBC 1006.3 and permit the exit out into the park area to act as a confined means of exiting discharge. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

\* \* \*

#### **Docket A-208-98.**

RE: Appeal of Colonial Marketplace, LLC, Owner of the Property located on the premises known as 530 Euclid Avenue from a PARTIAL ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated November 5, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variances to Items 1, 2 and 3 of the Adjudication Order (dated 11/09/98) for the Euclid Colonial Arcades permitting the building to be constructed and occupied with those variances. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

\* \* \*

#### **APPROVAL OF RESOLUTIONS:**

Separate motions were entered by Mr. Saunders and seconded by Mr. Bowes for Approval and Adoption of the Resolution as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

A-76-98—Cleveland Container Recycling Corp.  
 A-158-98—LamPro, Inc.  
 A-160-98—The Bank of New York.  
 A-169-98—Donald Ksiezzyk.  
 A-170-98—Donald Ksiezzyk.  
 A-173-98—Michael F. Piszczor.  
 A-174-98—Zachariha Cohen.  
 A-176-98—William & Evelyn Hughes.  
 A-194-98—Pentecostal Church of God.  
 A-195-98—Zaremba Bolivar.  
 A-196-98—Bruce Felder.  
 A-200-98—Kwaku H. Duah.  
 A-203-98—Bridge Housing Corporation.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

#### **APPROVAL OF MINUTES:**

Separate motions were entered by Mr. Saunders and seconded by Mr. Sullivan for Approval of the Minutes as presented by the Secretary respectively, subject to the Codified Ordinances of the City of Cleveland:

November 11, 1998

Yeas: Messrs. Denk, Williams, Saunders, Sullivan. Nays: None. Not Voting: Mr. Bowes.

\* \* \*

#### **INFORMAL HEARING:**

THE BRADLEY BUILDING  
 1934 EAST 90TH STREET

\* \* \*

JOSEPH F. DENK,  
 CHAIRMAN

#### **PUBLIC NOTICE**

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

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

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

#### **NOTICE OF PUBLIC HEARING**

NONE

#### **CITY OF CLEVELAND BIDS**

##### **For All Departments**

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

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

**187.10 Negotiated contracts; Notice required in Advertisement for Bids.**

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

**enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."**

**THURSDAY, DECEMBER 10, 1998**

**Disposal of Catch Basin Debris,** for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1111-98, passed by the Council of the City of Cleveland, July 29, 1998.

November 25, 1998 and December 2, 1998

**WEDNESDAY, DECEMBER 16, 1998**

**Landscape Maintenance at Various Water Works Facilities,** for the Department of Public Utilities, as authorized by Ordinance No. 547-98, passed by the Council of the City of Cleveland, May 18, 1998.

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

November 25, 1998, December 2, 1998 and December 9, 1998

**WEDNESDAY, DECEMBER 16, 1998**

**Cleaning and Cement Mortar Lining of Trunk Water Mains, Area 98-T2,** for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1880-98, passed by the Council of the City of Cleveland.

**A DEPOSIT OF TWO HUNDRED DOLLARS (\$200.00) CERTIFIED CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.**

**A PRE-BID MEETING WILL BE HELD ON TUESDAY, DECEMBER 8, 1998, 10:00 A.M. AT HARVARD YARDS (TRAINING ROOM), 4600 HARVARD AVENUE, CLEVELAND, OHIO 44109.**

**Lease of a High-Capacity, Medium-Sized Digital Copier,** for the Department of Personnel and Human Resources, as authorized by Ordinance No. 1984-96, passed by the Council of the City of Cleveland, November 26, 1996.

November 25, 1998 and December 2, 1998

**FRIDAY, DECEMBER 18, 1998**

**Installing Sewer Lift Stations,** for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 1019-97, passed by the Council of the City of Cleveland, June 16, 1997.

**A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, DECEMBER 2, 1998, 1:30 P.M. IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL**



BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135.

**Two (2) Crew Cab/Chassis with Utility Body**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

November 25, 1998 and December 2, 1998

**THURSDAY, DECEMBER 17, 1998**

**West 61st Street Retaining Wall Rehabilitation**, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 2024-97, passed by the Council of the City of Cleveland, February 23, 1998.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK OR MONEY ORDER 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.

**Chrysler Parts and Labor**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1949-98.

December 2, 1998 and December 9, 1998

**WEDNESDAY, DECEMBER 23, 1998**

**New Cleveland Browns NFL Football Stadium - Bids for the Pedestrian Connector and Mall Stairs**, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 304-96, passed by the Council of the City of Cleveland.

BID DOCUMENTS MAY BE OBTAINED IN THE DIVISION OF PURCHASES AND SUPPLIES FOR THE **NON-REFUNDABLE** COST OF ONE HUNDRED DOLLARS (\$100.00). ONLY CERTIFIED OR CASHIER'S CHECKS WILL BE ACCEPTED.

A **MANDATORY** PRE-BID MEETING WILL BE HELD ON TUESDAY, DECEMBER 8, 1998, 10:00 A.M. IN ROOM 514 AT CLEVELAND CITY HALL, 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

December 2, 1998, December 9, 1998 and December 16, 1998

**WEDNESDAY, DECEMBER 23, 1998**

**Pipe Line Excavation, Repair and/or Replacement at West Superior Avenue**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1846-98.

A DEPOSIT OF TWO HUNDRED DOLLARS (\$200.00) CERTIFIED CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION

WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

A PRE-BID MEETING WILL BE HELD ON TUESDAY, DECEMBER 15, 1998, 10:00 A.M. AT HARVARD YARDS (TRAINING ROOM), 4600 HARVARD AVENUE, CLEVELAND, OHIO 44109.

**House of Corrections — Warehouse, Garage and Maintenance Building**, for the Department of Economic Development, as authorized by Ordinance No. 479-98, passed by the Council of the City of Cleveland, June 1, 1998.

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

A PRE-BID MEETING WILL BE HELD ON FRIDAY, DECEMBER 11, 1998, 10:00 A.M. AT THE CITY OF CLEVELAND HOUSE OF CORRECTION BUILDING, HARVARD AND NORTHFIELD ROADS.

**Various Crew Cab and Chassis with Dump Body**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

December 2, 1998 and December 9, 1998

#### ADOPTED RESOLUTIONS AND ORDINANCES

**Res. No. 2063-98.**

**By Councilman Johnson.**

**An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 2780 E. 116th St. & Gas Pumps.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 79912664537, Service Station Holding Inc., DBA BP Site #4536, 2780 E. 116th St. & Gas Pumps, Cleveland, Ohio 44120, to Permit No. 9422615, Washington Ventures Inc., 2780 E. 116th St. & Gas Pumps, Cleveland, Ohio 44120; and

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

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

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

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

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it

substantially interferes with public decency, sobriety, peace or good order; and

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Permit No. 79912664537, Service Station Holding Inc., DBA BP Site #4536, 2780 E. 116th St. & Gas Pumps, Cleveland, Ohio 44120, to Permit No. 9422615, Washington Ventures Inc., 2780 E. 116th St. & Gas Pumps, Cleveland, Ohio 44120 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted November 23, 1998.  
Effective November 30, 1998.

**Res. No. 2064-98.**

**By Councilman Polensek.**

**An emergency resolution withdrawing objection to the transfer of ownership of a D5 Liquor Permit to 18414-16 St. Clair Avenue, and repealing Res. No. 1334-98, objecting to said transfer of ownership.**

Whereas, this Council objected to the transfer of ownership of a D5 Liquor Permit to 18414-16 St. Clair Avenue, by Res. No. 1334-98, adopted July 29, 1998; 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 D5 Liquor Permit to 18414-16 St. Clair Avenue, be and the same is hereby withdrawn and Res. No. 1334-98, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

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

Adopted November 23, 1998.  
Effective November 30, 1998.

**Res. No. 2065-98.**

**By Councilman Rybka.**

**An emergency resolution objecting to the transfer of ownership of a D5 Liquor Permit to 3129 E. 65th St.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D5 Liquor Permit from Permit No. 9601020, Wigwam Tavern Inc., 3129 E. 65th St., Cleveland, Ohio 44127, to Permit No. 17835070005, Idell Cowan, DBA Hitz Nite Club, 3129 E. 65th St., Cleveland, Ohio 44127; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a D5 Liquor Permit from Permit No. 9601020, Wigwam Tavern Inc., 3129 E. 65th St., Cleveland, Ohio 44127, to Permit No. 17835070005, Idell Cowan, DBA Hitz Nite Club, 3129 E. 65th St., Cleveland, Ohio 44127 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted November 23, 1998.  
Effective November 30, 1998.

**Res. No. 2066-98.**

**By Councilman Willis.**

**An emergency resolution objecting to the transfer of ownership and location of a C2 and C2X Liquor Permit to 914-918 E. 123rd St.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a C2 and C2X Liquor Permit from Permit No. 6484314, OSH Inc., DBA M & H Food Mart, 8209 Cedar Ave., 1st Fl., Cleveland, Ohio 44103 to Permit No. 2613042, Fadia Co., 914-918 E. 123rd St. Cleveland, Ohio 44108; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, 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 C2 and C2X Liquor Permit from Permit No. 6484314, OSH Inc., DBA M & H Food Mart, 8209 Cedar Ave., 1st Fl., Cleveland, Ohio 44103 to Permit No. 2613042, Fadia Co., 914-918 E. 123rd St. 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.

Adopted November 23, 1998.  
Effective November 30, 1998.

**Res. No. 2067-98.**

**By Councilman White.**

**An emergency resolution urging Governor elect Robert Taft and the Ohio State Legislature to examine minority set-aside laws in order to develop a law that will guarantee aid for minorities that can withstand constitutional challenge.**

Whereas, as a result of a recent federal court ruling that the State law of setting aside portions of public construction projects for minorities are considered unconstitutional, Ohio Governor George V. Voinovich ended the State of Ohio minority set-aside program that provided billions of dollars in compensation to minority-owned companies as compensation for previous discrimination; and

Whereas, between 1991 and 1998, the State of Ohio has awarded contracts in excess of \$1.6 billion to minority-owned companies; and

Whereas, many minority contractors could possibly be shut out of government contracts thus compounding the discrimination they have encountered in private industry that can greatly diminish business opportunities for these groups as well as increasing barriers for access into state government contracts; and

Whereas, many of these minority-owned businesses need such a set-aside program in order to effectively compete in a open and sometimes discriminatory market place; now, therefore,

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

**Section 1.** That the Council of the City of Cleveland urges Ohio Governor elect Robert Taft and the State Legislature to review the minority set-aside program, and to examine how the present law can be modified to ensure aid to minority-owned companies while being made to withstand any constitutional challenge.

**Section 2.** That the Clerk of Council be and she hereby is directed to transmit two certified copies of this resolution to Ohio Governor elect Robert Taft, and the Ohio House of Representatives, and Congressmen Louis Stokes and Dennis Kucinich.

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

Adopted November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1082-98.**  
By Councilmen Jackson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Community Development to expend funds and to enter into contract with various non-profit agencies for the implementation of the Emergency Shelter Grant Program and with Cuyahoga County for the operation of the Cleveland/Cuyahoga County Office of Homeless Services.

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 \$1,208,000.00, and shall be paid from Fund No. 13 SF 874 and RL 23113.

**Section 3.** That the Director of Community Development is hereby authorized to enter into contract with Cuyahoga County to operate the Cleveland/Cuyahoga County Office of Homeless Services.

**Section 4.** That the board of each of the non-profit agencies funded by this ordinance must include at least two former or current homeless clients and two employees of the non-profit agencies funded pursuant to this ordinance. The two employees shall not be employed by the agency on whose board they are members. These individuals must join the board of these agencies within 6 months of receiving funds pursuant to this ordinance.

That the non-profit agencies to be funded pursuant to this ordinance, shall work with the Cleveland Department of Health to provide testing opportunities and prevention information on HIV, sexually transmitted diseases and other communicable diseases. The employees of these agencies must be trained in the prevention and education of these diseases.

**Section 5.** That the contracts authorized by Sections 1 and 2 of this ordinance shall be in the amounts described in the Funding Recommendations contained in File No. 1082-98-A. If these funding recommendations are changed, or if new agencies are added to the list, the Director of Community Development must receive Council authorization before entering into a contract or contracts for the new amount or with the added agency.

**Section 6.** That the cost of said contract authorized in Section 3 of this ordinance shall be in an amount not to exceed \$45,000.00 and shall be paid from Fund No. 14 SF 023 and RL 23113.

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1269-98.**  
By Councilman Dolan.  
An ordinance to change the Use and Area Districts of lands located 195' north of Larchwood Avenue, S.W. approximately 250' south of Chatfield Avenue, S.W., approximately 169' west of West 166 Street and approximately 445' east of Rocky River Drive, S.W. (Map Change No. 1980, Sheet No. 12)

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

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

Beginning at the westerly line of Sublot No. 133 in the Riverside Manor (Manor Realty Company) Subdivision as recorded in Volume 63, Page 8 of the Cuyahoga County Map Records and continuing southerly along the westerly lines of Sublots Nos. 134, 135, 136, 137, 138 and 139 in said Riverside Manor (Manor Realty Company) Subdivision to its intersection with the northerly line of Sublot No. 18 in the Atzberger and McMahon Subdivision as recorded in Volume 41, Page 11 of the Cuyahoga County Map Records; thence westerly along the northerly lines of Sublots Nos. 18, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3 and 2 in said Atzberger and McMahon Subdivision to a point located approximately four hundred fifty (450) feet east of the easterly line of Rocky River Drive, S.W.; thence northeasterly and northerly on irregular lines located approximately four hundred fifty (450) feet to four hundred twenty and thirty two hundredths (420.32) feet east of the easterly line of Rocky River Drive, S.W. (said parcels proposed for rezoning also being identified as Permanent Parcel Numbers 027-01-003 and 027-01-004); to its intersection with the southerly line (rear line) of parcels fronting on Chatfield Avenue, S.W.; thence easterly along said southerly lines of said parcels fronting on Chatfield Avenue, S.W. to the place of beginning,

and as outlined in red on the map hereto attached, be and the same are hereby changed to a One Family Use District and a 'A' Area District.

**Section 2.** That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1980, Sheet No. 12 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

Passed November 23, 1998.  
Effective January 2, 1999.

**Ord. No. 1270-98.**  
By Councilman Polensek.  
An ordinance to change the Use District of lands on the southwesterly corner of Lake Shore Boulevard and East 146 Street, (Map Change No. 1979, Sheet No. 7)

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

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

Beginning at the intersection of the center line of Lake Shore Boulevard and the center line of East 146 Street; thence southeasterly along said center line of East 146 Street to its intersection with the northeasterly extension of a line located one hundred twenty (120) feet southeast of the southeasterly line of Lake Shore Boulevard, N.E.; thence southwesterly along said northeasterly extension and along said line which is parallel to and one hundred twenty (120) feet southeast of said southeasterly line of Lake Shore Boulevard, N.E. to its intersection with a line located eighty and three hundredths (80.03) feet southwest of the southwesterly line of East 146 Street; thence northwesterly along said line which is parallel to and eighty and three hundredths (80.03) feet southwest of said southwesterly line of East 146 Street and along its northwesterly extension to the center line of Lake Shore Boulevard, N.E.; thence northeasterly along said center line of Lake Shore Boulevard, N.E. to the place of beginning, and as outlined in red on the map hereto attached, be and the same is hereby changed to a Multi-Family Use District.

**Section 2.** That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1979, Sheet No. 7 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

Passed November 23, 1998.  
Effective January 2, 1999.

**Ord. No. 1423-98.**  
By Councilman Britt.  
An ordinance to change the Use and Area Districts of lands on the northwesterly corner of East 83 Street and Carnegie Avenue, N.E. (Map Change No. 1982, Sheet No. 5)

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

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

Beginning at the intersection of the easterly extension of the northerly line of Sublot No. 18 in the E. N. Keyes Subdivision as recorded in Volume 5, Page 17 of the Cuyahoga County Map Records and the center line of East 83 Street; thence southerly along said center line of East 83 Street to its intersection with the easterly extension of the southerly line of said Sublot No. 18; thence westerly along said easterly extension and along said southerly line of said Sublot No. 18 to its intersection with the westerly line thereof, thence northerly along said westerly line of said Sublot No. 18 to its intersection with said northerly line of said Sublot No. 18; thence easterly along said northerly line of said Sublot No. 18 and along its easterly extension to the place of beginning, and as outlined in red on the map hereto attached be and the same are hereby changed to a General Retail Business District and a 'D' Area District.

**Section 2.** That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1982, Sheet No. 5 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

Passed November 23, 1998.

Effective January 2, 1999.

**Ord. No. 1424-98.**

**By Councilman Westbrook.**

**An ordinance to change the Use and Area Districts of lands on the west side of West 65 Street and east of West 67 Street between I-90 and north of Clark Avenue, S.W. (Map Change No. 1981, Sheet Nos 1&2)**

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

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

Beginning at the intersection of the southeasterly Right-of-way line of Northwest Freeway I-90 and the center line of West 65 Street; thence southerly along said center line of West 65 Street to its intersection with the easterly extension of the center line of vacated Garden Court, S.W.; thence westerly along said center line of vacated Garden Court, S.W. to its intersection with the northerly extension of the easterly line of Sublot No. 11 in the F.C. Goodman and E. Bagget Subdivision as recorded in Volume 13, Page 34 of the Cuyahoga County Map Records; thence southerly along said northerly extension and along said easterly line of said Sublot No. 11 to its intersection with the southerly line thereof; thence westerly along said southerly line of said Sublot No. 11 and continuing westerly along the southerly lines of Sublots Nos. 10, 9 and 8 in said F.C. Goodman and E. Bagget Subdivision to its intersection with the westerly line thereof; thence northerly along said westerly line of said Sublot No. 8 and continuing northerly along the prolongation of said westerly line of said Sublot No. 8 to its intersection with the southerly line of Sublot No. 199 in the James M. Hoyt Subdivision as recorded in Volume 3, Page 37 of the Cuyahoga County Map Records; thence westerly along said southerly line of said Sublot No. 199 and along its westerly extension to the center line of West 67 Street; thence northerly along said center line of West 67 Street to its intersection with said southeasterly Right-of-way line of said Northwest Freeway I-90; thence northeasterly along said southeasterly Right-of-way line of said Northwest Freeway I-90 to the place of beginning, and as outlined in red on the map hereto attached, be and the same are hereby changed to a Semi Industry Use District and a 'C' Area District.

**Section 2.** That said changed designation of lands described in

Section 1 shall be identified as Map Change No. 1981, Sheet Nos. 1 & 2 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

Passed November 23, 1998.

Effective January 2, 1999.

**Ord. No. 1598-98.**

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

**An emergency ordinance to vacate a portion of West 200th Street, Elsmere Avenue S.W., West 198th Street, West 191st Street, Wagner Place S.W., Maplewood Avenue S.W., and Maplewood Avenue S.W. hereinafter described.**

Whereas, on the 2nd day of March, 1998 the Council of the City of Cleveland adopted Resolution No. 89-98 declaring its intention to vacate a portion of West 200th Street, Elsmere Avenue S.W., West 198th Street, West 191st Street, Wagner Place S.W., Maplewood Avenue S.W., and Maplewood Avenue S.W., hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 89-98 has been served upon the owners of all the property abutting West 200th Street, Elsmere, West 198th Street, West 191st Street, Wagner Place S.W., Maplewood Avenue S.W., and Maplewood Avenue S.W., affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 3rd day of September, 1998, the Board of Revision of Assessments approved the vacation of West 200th Street, Elsmere, West 198th Street, West 191st Street, Wagner Place S.W., Maplewood Avenue S.W., and Maplewood Avenue S.W., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating West 200th Street, Elsmere, West 198th Street, West 191st Street, Wagner Place S.W., Maplewood Avenue S.W., and Maplewood Avenue S.W., hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

**Section 1.** That all that portion of West 200th Street (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to Elsmere Avenue S.W. (50.00 feet wide), AND Elsmere Avenue S.W. (50.00 feet wide) extending from the terminus of West 200th Street (50.00 feet wide),

Westerly to the Westerly line of West 198th Street (50.00 feet wide); AND West 198th Street (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to the Northerly line of West 198th Street vacated by Ordinance No. 928-79; AND West 191st Street (50.00 feet wide), extending from the South line of Maplewood Avenue S.W., Southerly to the North line of West 191st Street, vacated by Ordinance No. 928-79, AND Wagner Place S.W. (50.00 feet wide), formerly West 196th Street, extending Northerly from the Northerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Northerly terminus and extending Southerly from the Southerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Southerly terminus; AND Maplewood Avenue S.W. (50.00 feet wide) extending from the Westerly line of West 198th Street (50.00 feet wide) Easterly to the Westerly line of West 192nd Street, (50.00 feet wide), AND Maplewood Avenue S.W. (50.00 feet wide) extending Westerly from the Westerly line of Rocky River Drive S.W. (width varies), to the Northeasterly line of relocated Maplewood Avenue S.W., as proposed, be and the same is hereby vacated.

**Section 2.** That there be and hereby is reserved to the City of Cleveland an easement for existing Division of Water equipment.

The description of easement is as follows:

All that portion of West 200th Street (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to Elsmere Avenue S.W. (50.00 feet wide), AND Elsmere Avenue S.W. (50.00 feet wide) extending from the terminus of West 200th Street (50.00 feet wide), Westerly to the Westerly line of West 198th Street (50.00 feet wide); AND West 198th Street (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to the Northerly line of West 198th Street vacated by Ordinance No. 928-79, AND West 191st Street (50.00 feet wide), extending from the South line of Maplewood Avenue S.W., Southerly to the North line of West 191st Street vacated by Ordinance No. 928-79; AND Wagner Place S.W. (50.00 feet wide), formerly West 196th Street, extending Northerly from the Northerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Northerly terminus and extending Southerly from the Southerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Southerly terminus; AND Maplewood Avenue S.W. (50.00 feet wide) extending from the Westerly line of West 198th Street (50.00 feet wide) Easterly to the Westerly line of West 192nd Street, (50.00 feet wide); AND Maplewood Avenue S.W. (50.00 feet wide) extending Westerly from the Westerly line of Rocky River Drive S.W. (width varies), to the Northeasterly line of relocated Maplewood Avenue S.W., as proposed.

That no structures shall be hereafter erected on the premises described in this easement except those constructed in accordance with the approval of, and in com-

pliance with plans approved by the Commissioner of the Division of Water, of the City of Cleveland.

**Section 3.** That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of West 200th Street (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to Elsmere Avenue S.W. (50.00 feet wide), AND Elsmere Avenue S.W. (50.00 feet wide) extending from the terminus of West 200th Street (50.00 feet wide), Westerly to the Westerly line of West 198th Street (50.00 feet wide); AND West 198th Street (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to the Northerly line of West 198th Street vacated by Ordinance No. 928-79, AND West 191st Street (50.00 feet wide), extending from the South line of Maplewood Avenue S.W., Southerly to the North line of West 191st Street vacated by Ordinance No. 928-79; AND Wagner Place S.W. (50.00 feet wide), formerly West 196th Street, extending Northerly from the Northerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Northerly terminus and extending Southerly from the Southerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Southerly terminus; AND Maplewood Avenue S.W. (50.00 feet wide) extending from the Westerly line of West 198th Street (50.00 feet wide) Easterly to the Westerly line of West 192nd Street, (50.00 feet wide); AND Maplewood Avenue S.W. (50.00 feet wide) extending Westerly from the Westerly line of Rocky River Drive S.W. (width varies), to the Northeasterly line of relocated Maplewood Avenue S.W., as proposed, herein provided by sending him a copy of this Ordinance.

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1602-98.**

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

**An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair, sandblast and paint dump truck bodies, for the Division of Motor Vehicle Maintenance, Department of Public Service.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the

requirements for the period of one year for the necessary items of labor and materials necessary to repair, sandblast and paint dump truck bodies in the estimated sum of \$250,000, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. 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 24148)

**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 November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1609-98.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with C & C Acquisition Corporation to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to relocate and expand its facilities to 15215 Chatfield Avenue in the Cleveland Area Enterprise Zone.**

Whereas, pursuant to Ordinance No. 948-95, passed June 19, 1995, this Council designated an area which is in the City of Cleveland and described in File No. 948-95-A, as the Cleveland Area Enterprise Zone (the "Zone") pursuant to Chapter 5709 of the Ohio Revised Code; and

Whereas, in August, 1995, the Director of Development of the State of Ohio determined that the Zone contains the characteristics set forth in Section 5709.61(A) of the Revised Code and certified said area as an "Urban Jobs and Enterprise Zone" pursuant to Chapter 5709 of the Revised Code; and

Whereas, C & C Acquisition Corporation (the "Enterprise") has proposed to relocate and expand its facilities to 15215 Chatfield Avenue, at its operation in the City of Cleveland; and

Whereas, the Enterprise has certified to the City that, but for abatement of personal property and real estate taxes the Enterprise would be at a competitive disadvantage by operating at this location; and

Whereas, this ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety, property, and welfare and for the further reason that its enactment is a necessary prerequisite to providing immediate assistance to create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, such assistance being immediately necessary or such jobs will be lost; now, therefore,

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

**Section 1.** That this Council hereby approves the application of C & C Acquisition Corporation for enterprise zone incentives on the basis that C & C Acquisition Corporation is qualified by financial responsibility and business experience to create and preserve employment opportunities in the Cleveland Area Enterprise Zone and to improve the economic climate of the City of Cleveland.

**Section 2.** That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with C & C Acquisition Corporation to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to relocate and expand its facilities to 15215 Chatfield Avenue in Cleveland Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

**Section 3.** That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1609-98-A, and further, that the terms shall not be amended nor shall said abatement be transferred without the approval of City Council's Community Development and Economic Development Committee.

**Section 4.** That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under Chapter 5709 of the Revised Code and such funds are hereby appropriated for the purposes set forth in Chapter 5709 of the Revised Code. Such fees shall be deposited to and expended from fund No. 17 SF 305, Loan Fees Fund.

**Section 5.** That the Director of Law shall prepare and approve said agreement and that said agreement shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1688-98.**  
**By Councilmen Westbrook and Johnson (by departmental request).**  
**An emergency ordinance authorizing the Director of Port Control to enter into an Assignment and Novation Agreement with Figgie International, Inc. and KeyCorp to release Figgie, International, Inc. from all duties and liabilities under City Contract No. 40878; to substitute KeyCorp under the contract for use and operation of a hangar facility at Cleveland Hopkins International Airport; and to enter into an amendment to Contract No. 40878 between the City and KeyCorp to modify the terms of the lease to allow the lessee to sublease an area or areas of the leased premises, upon concurrence of the Board of Control.**

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

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

**Section 1.** That the Director of Port Control is hereby authorized to enter into an Assignment and Novation Agreement with Figgie, International, Inc. ("Figgie") and KeyCorp to assign all of Figgie's rights, duties, privileges, liabilities and interests in the Lease By Way of Concession ("Lease") between the City and Figgie, City Contract No. 40878 to KeyCorp and to bind KeyCorp in the place of Figgie as if KeyCorp were named in the original Lease, and to release Figgie from any further duties or liabilities arising after the assignment of the Lease for use and operation of a hangar facility at Cleveland Hopkins International Airport (the "Airport").

**Section 2.** That the Director of Port Control is hereby authorized to enter into an amendment to Lease By Way of Concession No. 40878 with KeyCorp for use and operation of a hangar facility at the Airport to allow the lessee to sublease certain area or areas of the leased premises upon the concurrence of the Board of Control.

**Section 3.** That the amendment authorized above 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 4.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed November 23, 1998.  
 Effective November 30, 1998.

**Ord. No. 1690-98.**  
**By Councilmen Willis and Johnson (by departmental request).**  
**An emergency ordinance authorizing the purchase by contract of not to exceed eight vehicles, for the Division of Recreation, Department of Parks, Recreation and Properties.**

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 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 four (4) mowers, one cushion truck with sprayer, one dump truck and not to exceed two utility vehicles, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Recreation, Department of Parks, Recreation and Properties.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 63 SF 001, Request No. 21107.

**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 November 23, 1998.  
 Effective November 30, 1998.

**Ord. No. 1722-98.**  
**By Councilmen Patmon and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide financial management services to perform water and sewer rate studies.**

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 to employ by contract one or more financial management consultants or one or more firms of financial management consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to perform water and sewer rate studies for the years 2001 through 2005.

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 Nos. 52 SF 001 and 54 SF 001, Request No. 24024.

**Section 3.** That the Director of Public Utilities shall provide to this Council copies of the Request for Proposals for this consultant work

prior to the solicitation of proposals. The Director shall report the results of the Request for Proposals to this Council prior to presentation to the Board of Control of a resolution for the selection of a consultant or consultants, which report shall summarize all proposals received, including the identity of the proposers, the amounts bid, and the Director's recommendation on the selection of a consultant or consultants.

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

Passed November 23, 1998.  
 Effective November 30, 1998.

**Ord. No. 1723-98.**  
**By Councilmen Gordon and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Public Health to apply for a grant from the Ohio Department of Public Health for the STD - Diagnostic and Treatment Services.**

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 to apply for a grant in the approximate amount of \$126,000, and any other funds as they become available during the grant term, from the Ohio Department of Public Health, to conduct the STD - Diagnostic and Treatment Services.

**Section 2.** That the application for said grant, File No. 1723-98-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 November 23, 1998.  
 Effective November 30, 1998.

**Ord. No. 1817-98.**  
**By Councilmen Gordon, Jackson and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Gergel-Kellem Company, Inc. and G-K LTDd.b.a. Watt Printers to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to renovate and to acquire machinery and equipment at their facility located at 4544 Hinckley Industrial Parkway, in the Cleveland Area Enterprise Zone.**

Whereas, pursuant to Ordinance No. 948-95, passed June 19, 1995, this Council designated an area

which is in the City of Cleveland and described in File No. 948-95-A, as the Cleveland Area Enterprise Zone (the "Zone") pursuant to Chapter 5709 of the Ohio Revised Code; and

Whereas, in August, 1995, the Director of Development of the State of Ohio determined that the Zone contains the characteristics set forth in Section 5709.61(A) of the Revised Code and certified said area as an "Urban Jobs and Enterprise Zone" pursuant to Chapter 5709 of the Revised Code; and

Whereas, Gergel-Kellem Company, Inc. and G-K LTD d.b.a. Watt Printers (the "Enterprise") has proposed to renovate and to acquire machinery and equipment at their facility located at 4544 Hinckley Industrial Parkway; and

Whereas, the Enterprise has certified to the City that, but for abatement of personal property and real estate taxes the Enterprise would be at a competitive disadvantage by operating at this location; and

Whereas, this ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety, property, and welfare and for the further reason that its enactment is a necessary prerequisite to providing immediate assistance to create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, such assistance being immediately necessary or such jobs will be lost; now, therefore,

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

**Section 1.** That this Council hereby approves the application of Gergel-Kellem Company, Inc. and G-K LTD d.b.a. Watt Printers for enterprise zone incentives on the basis that Gergel-Kellem Company, Inc. and G-K LTD d.b.a. Watt Printers are qualified by financial responsibility and business experience to create and preserve employment opportunities in the Cleveland Area Enterprise Zone and to improve the economic climate of the City of Cleveland.

**Section 2.** That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with Gergel-Kellem Company, Inc. and G-K LTD d.b.a. Watt Printers to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to renovate and to acquire machinery and equipment at their facility located at 4544 Hinckley Industrial Parkway in Cleveland Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

**Section 3.** That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1817-98-A. The terms of said file notwithstanding, the terms of the tax abatement shall not be amended, nor shall the tax abatement be assignable or transferrable to any entity, without the prior legislative authorization of City Council.

**Section 4.** That the Director of Economic Development is hereby

authorized to charge and accept fees in an amount not to exceed the maximum allowable under Chapter 5709 of the Revised Code and such funds are hereby appropriated for the purposes set forth in Chapter 5709 of the Revised Code. Such fees shall be deposited to and expended from fund No. 17 SF 305, Loan Fees Fund.

**Section 5.** That the Director of Law shall prepare and approve said agreement and that said agreement shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

Passed November 23, 1998.

Effective November 30, 1998.

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**Ord. No. 1818-98.**

**By Councilmen Gordon, Jackson and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Independence Office & Business Supply Co., Inc. d.b.a. Independence Business Supply to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to consolidate and expand its distribution operation and to acquire machinery and equipment at their facility located at Jennings Freeway Industrial Parkway, Bldg. VII, in the Cleveland Area Enterprise Zone.**

Whereas, pursuant to Ordinance No. 948-95, passed June 19, 1995, this Council designated an area which is in the City of Cleveland and described in File No. 948-95-A, as the Cleveland Area Enterprise Zone (the "Zone") pursuant to Chapter 5709 of the Ohio Revised Code; and

Whereas, in August, 1995, the Director of Development of the State of Ohio determined that the Zone contains the characteristics set forth in Section 5709.61(A) of the Revised Code and certified said area as an "Urban Jobs and Enterprise Zone" pursuant to Chapter 5709 of the Revised Code; and

Whereas, Independence Office & Business Supply Co., Inc. d.b.a. Independence Business Supply (the "Enterprise") has proposed to consolidate and expand its distribution operation and to acquire machinery and equipment at their facility located at Jennings Freeway Industrial Parkway, Bldg. VII; and

Whereas, the Enterprise has certified to the City that, but for abatement of personal property and real estate taxes the Enterprise would be at a competitive disadvantage by operating at this location; and

Whereas, this ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace,

safety, property, and welfare and for the further reason that its enactment is a necessary prerequisite to providing immediate assistance to create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, such assistance being immediately necessary or such jobs will be lost; now, therefore,

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

**Section 1.** That this Council hereby approves the application of Independence Office & Business Supply Co., Inc. d.b.a. Independence Business Supply for enterprise zone incentives on the basis that Independence Office & Business Supply Co., Inc. d.b.a. Independence Business Supply are qualified by financial responsibility and business experience to create and preserve employment opportunities in the Cleveland Area Enterprise Zone and to improve the economic climate of the City of Cleveland.

**Section 2.** That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with Independence Office & Business Supply Co., Inc. d.b.a. Independence Business Supply to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to consolidate and expand its distribution operation and to acquire machinery and equipment at their facility located at Jennings Freeway Industrial Parkway, Bldg. VII in Cleveland Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

**Section 3.** That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1818-98-A. The terms of said file notwithstanding, the terms of the tax abatement shall not be amended, nor shall the tax abatement be assignable or transferrable to any entity, without the prior legislative authorization of City Council.

**Section 4.** That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under Chapter 5709 of the Revised Code and such funds are hereby appropriated for the purposes set forth in Chapter 5709 of the Revised Code. Such fees shall be deposited to and expended from fund No. 17 SF 305, Loan Fees Fund.

**Section 5.** That the Director of Law shall prepare and approve said agreement and that said agreement shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

Passed November 23, 1998.

Effective November 30, 1998.

**Ord. No. 1846-98.**  
**By Councilmen Cimperman, Pat-**  
**mon, Rybka and Johnson (by**  
**departmental request).**

**An emergency ordinance deter-**  
**mining the method of making the**  
**public improvement of repairing a**  
**low service main located at West**  
**Superior Avenue and River Road,**  
**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 repairing a low service main located at West Superior Avenue and River Road, 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 Nos. 52 SF 215, 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 24023.

**Section 4.** That if the Director of Public Utilities determines that the public improvement authorized by this ordinance was necessitated by the activities of the Regional Transit Authority ("RTA"), then the Director shall take all necessary and appropriate actions necessary to secure reimbursement from RTA for any costs that are attributable to RTA's activities.

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

Passed November 23, 1998.

Effective November 30, 1998.

**Ord. No. 1848-98.**  
**By Councilmen Sweeney and John-**  
**son (by departmental request).**

**An emergency ordinance author-**  
**izing the purchase by requirement**  
**contract of automobile and truck**  
**oils, lubricants and solvents, for the**  
**Division of Motor Vehicle Mainte-**  
**nance, Department of Public Service.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of automobile and truck oils, lubricants and solvents, 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 Motor Vehicle Maintenance, Department of Public Service. 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 24151)

**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 November 23, 1998.

Effective November 30, 1998.

**Ord. No. 1849-98.**  
**By Councilmen Sweeney and John-**  
**son (by departmental request).**

**An emergency ordinance author-**  
**izing the purchase by requirement**  
**contract of Chrysler, Dodge, Ply-**  
**mouth passenger car, van, truck and**  
**Jeep parts, including labor if neces-**  
**sary, for the Division of Motor Vehi-**  
**cle Maintenance, Department of**  
**Public Service, for a period not to**  
**exceed two years.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of Chrysler, Dodge, Plymouth passenger car, van, truck and jeep parts, including labor if necessary, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate

contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** 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 24152)

**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 November 23, 1998.

Effective November 30, 1998.

**Ord. No. 1850-98.**  
**By Councilmen Sweeney and John-**  
**son (by departmental request).**

**An emergency ordinance author-**  
**izing the purchase by requirement**  
**contract of Meyers snow plow and**  
**spreader parts, including installa-**  
**tion if necessary, for the Division of**  
**Motor Vehicle Maintenance, Depart-**  
**ment of Public Service.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of Meyer snow plow and spreader parts, including installation if necessary, 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 Motor Vehicle Maintenance, Department of Public Service. 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 24149)



**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 November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1851-98.**  
**By Councilmen Sweeney and Johnson (by departmental request).**

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

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of tires, 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 Motor Vehicle Maintenance, Department of Public Service. 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 24153)

**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 November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1852-98.**  
**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing the purchase by requirement contract of battery equipment and vehicle batteries, for the Division of Motor Vehicle Maintenance, Department of Public Service.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of battery equipment and vehicle batteries 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 Motor Vehicle Maintenance, Department of Public Service. 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 24149)

**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 November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1853-98.**  
**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and maintain generators, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of labor and materials necessary to repair and maintain generators in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken

in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** 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 24150)

**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 November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1854-98.**  
**By Councilmen Coats and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the U.S. Department of Justice — Office of Community Oriented Policing Services for the COPS — Distressed Neighborhoods Pilot 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 \$15,852,200.00, from the U.S. Department of Justice — Office of Community Oriented Policing Services (COPS), to conduct the COPS Distressed Neighborhoods Pilot 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. 1854-98-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

**Section 3.** That, prior to spending any of the grant proceeds accepted pursuant to Section 1 of this ordinance, the Director of Public Safety shall submit to the Council a detailed plan for use of the grant funds.

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

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1855-98.**  
**By Councilmen Coats and Johnson (by departmental request).**

An emergency ordinance to amend the title and Section 1 of Ordinance No. 366-98, passed April 6, 1998; to supplement said ordinance by adding new Section 2; and to renumber existing Section 2 to new Section 3, relating to accepting a gift from the office of Betty D. Montgomery to complete the Cleveland Police Tactical Training Center.

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

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

**Section 1.** That the title and Section 1 of Ordinance No. 366-98, passed April 6, 1998, are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Public Safety to accept a cash gift for completion of the Cleveland Police Tactical Training Center and to enter into one or more contracts necessary for its completion.

**Section 1.** That the Director of Public Safety is hereby authorized to accept on behalf of the Division of Police a cash donation in the amount of Twenty-Five Thousand Dollars (\$25,000), from the Office of Betty D. Montgomery, State Attorney General; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to receive the funds under this gift; and that said funds are hereby appropriated for the purpose of completing the Cleveland Police Tactical Training Center.

**Section 2.** That the existing title and Section 1 of Ordinance No. 366-98, passed April 6, 1998, are hereby repealed.

**Section 3.** That Ordinance No. 366-98, passed April 6, 1998, is hereby supplemented by adding new Section 2 thereof to read as follows:

**Section 2.** That the Director of Public Safety is hereby authorized to enter into written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the labor and materials necessary for the completion of the Cleveland Police Tactical Training Center payable from the fund or funds to which are credited the gift accepted pursuant to Section 1 of this ordinance.

**Section 4.** That existing Section 2 of Ordinance No. 366-98, passed April 6, 1998, is hereby renumbered to new "Section 3".

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

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1880-98.**  
**By Councilmen Patmon, Rybka and Johnson (by departmental request).**

An emergency ordinance determining the method of making the public improvement of cleaning and lining trunk 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 lining trunk 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 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 Nos. 52 SF 219, 52 SF 223 and 52 SF 225, Request No. 24033.

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1951-98.**  
**By Councilmen Coats and Johnson (by departmental request).**

An emergency ordinance authorizing the Secretary of the Civil Service Commission to enter into contract with Coleman & Associates to perform a job analysis and develop, administer and grade police entrance examinations 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 the Secretary of the Civil Service Commission is hereby authorized to enter into con-

tract with Coleman & Associates for professional services necessary to perform a job analysis and develop, administer, and grade police entrance examinations for the Division of Police, Department of Public Safety, on the basis of its proposal dated April 22, 1998, in the total sum of \$101,400.00, payable in three phases of \$33,800 each and payable from Fund No. 01-01-08-0320, Request No. 20341, for the Civil Service Commission.

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 1953-98.**  
**By Councilmen Coats and Johnson (by departmental request).**

An emergency ordinance authorizing the Secretary of the Civil Service Commission to enter into contract with Barrett & Associates to perform a job analysis and develop, administer and grade firefighter entrance examinations for the Division of Fire, 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 Secretary of the Civil Service Commission is hereby authorized to enter into contract with Barrett & Associates for professional services necessary to perform a job analysis and develop, administer, and grade firefighter entrance examinations for the Division of Fire, Department of Public Safety, on the basis of its proposal dated February 20, 1998, in the total sum of \$91,720.00, payable in three phases of \$30,573.33 each and payable from Fund No. 01-01-08-0320, Request No. 20342, for the Civil Service Commission.

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

Passed November 23, 1998.  
Effective November 30, 1998.

**Ord. No. 2004-98.**  
**By Councilmen Gordon and Johnson (by departmental request).**

An emergency ordinance authorizing the Director of Public Health to enter into contract with the Visiting Nurses Association, the AIDS Task-Force and the AIDS Housing Council to implement the HOPWA program.

Whereas, this ordinance constitutes an emergency measure provid-

ing 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 to enter into contract with the Visiting Nurses Association, the AIDS TaskForce, and the AIDS Housing Council in an amount not to exceed \$586,000, to include the contract awards described in File No. 2004-98-A, made a part hereof, for the purpose of implementing the Housing Opportunities for Persons With AIDS program for 1998-1999. In addition, the sum of not more than \$18,000 is appropriated to the Department of Public Health for the administrative costs of implementing the 1998-1999 program.

**Section 2.** That the costs for such services herein contemplated shall be paid from Fund Nos. 13 SF 482 and 13 SF 513, Request No. 24512.

**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 November 23, 1998.

Effective November 30, 1998.

**Ord. No. 2020-98.**

**By Councilman Cimperman.**

**An emergency ordinance consenting to and approving the issuance of a permit for the Turkey Trot Race on November 26, 1998, sponsored by Hermes Race Systems.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of the Turkey Trot Race, sponsored by Hermes Race Systems, on November 26, 1998, beginning with a 1 mile fun walk starting inside Burke Lakefront Airport Driveway, exits the entrance driveway and proceeds eastbound on the North Marginal to just before the curve and turns around to go westbound on the North Marginal where it re-enters where it came out. The 5K run steps off from airport driveway and leaves through the entrance drive proceeding westbound on the North Marginal down Erieside around the stadium, southbound on W. 3rd Rd. to Lakeside, westbound on Lakeside down under the bridge to W. 9th where it turns onto Front Street and goes to W. 10th, turning southbound to St. Clair, runners turn up the St. Clair hill and proceed eastbound on St. Clair to W. 3rd where they turn northbound onto W. 3rd and go to Lakeside where they turn eastbound and go down Lakeside to E. 9th, runners turn northbound

onto E. 9th, staying in the west curb lane and go to the exit ramp of 90 where they go down the exit ramp (curb lane-coned off) and wrap around the Amtrack Station and then proceed eastbound on to the South Marginal. At E. 26th, they cross over the freeway and then proceed westbound onto the North Marginal where they finish inside the Airport, 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.

Passed November 16, 1998.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 2061-98.**

**By Councilman Westbrook.**

**An emergency ordinance authorizing the Clerk of Council to enter into a contract with Hunter Computer Services to design, install and maintain a Legislative Tracking System for the Council of the City of Cleveland, to provide training for such system and to provide a kiosk based system to permit public access to legislative information.**

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

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

**Section 1.** That the Clerk of Council is hereby authorized to enter into an agreement with Hunter Computer Services to design, install and maintain a Legislative Tracking System for the Council of the City of Cleveland, to provide training for such system and to provide a kiosk based system to permit public access to legislative information, based on its proposal dated October 30, 1998. Total project cost shall not exceed \$350,000.

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

Passed November 23, 1998.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 2062-98.**

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

**An emergency ordinance to amend the title and Section 1 of Ordinance No. 765-98, passed May 18, 1998, relating to a contract for the Summer Sprout Program for operation of a community gardening 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 title and Section 1 of Ordinance No. 765-98, passed May 18, 1998, are hereby amended to read, respectively, as follows:

Am emergency ordinance authorizing the Director of Community Development to enter into a contract with Hope Gardens, Inc., fiscal agent for the Summer Sprout Program, to operate a community gardening program.

**Section 1.** That the Director of Community Development is hereby authorized to enter into contract with Hope Gardens, Inc., fiscal agent for the Summer Sprout Program, to operate a community gardening program.

**Section 2.** That the existing title and Section 1 of Ordinance No. 765-98, passed May 18, 1998, are hereby repealed.

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

Passed November 23, 1998.

Effective November 30, 1998.

**COUNCIL COMMITTEE MEETINGS**

**Monday, November 23, 1998**

**Public Health Committee: 9:30 A.M.** — Present: Gordon, Chairman; Britt, Vice Chairman; Cimperman, Cintron, Jackson, Melena. Excused: Robinson.

**Committee on Mayor's Appointments: 11:00 A.M.** — Present: Coats, Chairman; Britt, Robinson, Sweeney, Zone.

**Public Utilities Committee (joint with Finance Committee): 1:30 P.M.** — Present: Patmon, Chairman; Coats, Vice Chairman; Britt, Cintron, Dolan, Jones, Lewis, Moran, Polensek.

**Finance Committee (joint with Public Utilities Committee): 1:30 P.M.** — Present: Johnson, Chairman; Westbrook, Vice Chairman; Coats, Lewis, Melena, Patmon, Polensek, Robinson, Rybka, Sweeney, Zone.

**Finance Committee: 2:00 P.M.** — Present: Johnson, Chairman; Westbrook, Vice Chairman; Coats, Lewis, Melena, Patmon, Polensek, Robinson, Rybka, Sweeney, Zone.

# Index to Council Proceedings

Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;  
 Bold type in sections indicates amendments

## City Planning Commission

- Lake Shore Boulevard and East 146th Street (Ward 11) — change use district of lands  
 (O 1270-98).....**2009**  
 Larchwood Avenue, S.W., Chatfield Avenue, S.W. West 166th Street, Rocky River Drive, S.  
 W. (Ward 21) — change use and area district of lands (O 1269-98).....**2009**

## Civil Service Commission

- Firefighter entrance examinations — develop, administer and grade — perform job analysis  
 — contract — Barrett & Associates — Civil Service Commission (O 1953-98) .....**2016**  
 Police entrance examinations, develop, administer and grade — perform job analysis —  
 contract — Coleman & Associates — Civil Service Commission (O 1951-98) .....**2016**

## Clerk of Council

- Authorizing the Clerk of Council to enter into a contract with Hunter Computer Services  
 to design, install and maintain a Legislative Tracking System for the Council of the  
 City of Cleveland (O 2061-98) .....2017

## Cleveland Hopkins International Airport

- Assignment and Novation Agreement with Figgie International, Inc. and KeyCorp - Contract  
 No. 40878 - Port Control (O 1688-98) .....**2012**

## Community Development

- Emergency Shelter Grant Program — \$1,208,000.00 — expend funds and enter into contract  
 with various non-profit agencies for implementation (O 1082-98) .....**2009**  
 To amend the title and Section 1 of Ordinance No. 765-98, passed May 18, 1998 relating  
 to a contract for the Summer Sprout Program for operation of a community gardening  
 program (O 2062-98) .....**2017**

## Economic Development Department

- C & C Acquisition Corporation - Enterprise Zone Agreement - ten year abatement - Economic  
 Development. (O 1609-98) .....**2011**  
 Enterprise Zone Agreement - Gergel-Kellem Company, Inc. and G-K LTD d.b.a. Watt Printers  
 - ten year abatement - Economic Development Department (O 1817-98) .....**2012**  
 Enterprise Zone Agreement - Independence Office & Business Supply Co., Inc. d.b.a.  
 Independence Business Supply - ten year abatement - Economic Development Department  
 (O 1818-98).....**2013**

## Emergency Shelter Program

- Emergency Shelter Grant Program — \$1,208,000.00 — expend funds and enter into contract  
 with various non-profit agencies for implementation (O 1082-98) .....**2009**

## Enterprise Zone Agreement

- C & C Acquisition Corporation - Enterprise Zone Agreement - ten year abatement - Economic  
 Development. (O 1609-98) .....**2011**

## Fire Division

- Firefighter entrance examinations — develop, administer and grade — perform job analysis  
 — contract — Barrett & Associates — Civil Service Commission (O 1953-98) .....**2016**

## Grants

- Emergency Shelter Grant Program — \$1,208,000.00 — expend funds and enter into contract  
 with various non-profit agencies for implementation (O 1082-98) .....**2009**

**Health Division**

- Apply for and accept a grant from the Ohio Department of Pubic Health for the STD - Diagnostic and Treatment Services - Division of Public Health (O 1723-98) .....2012
- Authorizing the Director of Public Health to employ one or more professional consultants to provide professional services necessary to implement the HOPWA program (O 2004-98).....2016

**Liquor Permits**

- East 116th Street, 2780, & Gas pumps - objecting to the transfer of ownership of a C1 Liquor Permit (R 2063-98) .....2007
- East 123rd Street, 914-918, objecting to the transfer of ownership and location of a C2 and C2X Liquor Permit (R 2066-98) .....2008
- East 65th Street, 3129, objecting to the transfer of ownership of a D5 Liquor Permit (R 2065-98) .....2008
- St. Clair Avenue, 1814-16, withdrawing objection to the transfer of ownership of a D5 Liquor Permit and repealing Res. No. 1334-98, objecting to said transfer of ownership (R 2064-98) .....2007

**Motor Vehicle Maintenance Division**

- Purchase by contract - automotive and truck oils, lubricants and solvents - Public Service (O 1848-98).....2014
- Purchase by requirement contract - Chrysler, Dodge, Plymouth passenger car, van, truck and jeep parts - Division of Motor Vehicle Maintenance - Public Service Department (O 1849-98).....2014
- Purchase by requirement contract - Meyers snow plow and spreader parts - Division of Motor Vehicle Maintenance - Department of Public Service (O 1850-98) .....2014
- Purchase by requirement contract - equipment and vehicle batteries - Division of Motor Vehicle Maintenance - Department of Public Service (O 1852-98) .....2015
- Purchase by requirement contract - labor and materials necessary to repair and maintain generators - Division of Motor Vehicle Maintenance, Department of Public Service (O 1853-98).....2015
- Purchase by requirement contract - tires - Division of Motor Vehicle Maintenance - Department of Public Service (O 1851-98).....2015
- Repair sandblast and paint dump truck bodies— Division of Motor Vehicles Maintenance. (O 1602-98).....2011

**Parks, Recreation and Properties Department**

- Purchase by contract - not to exceed eight vehicles - Division of Recreation (O 1690-98).....2012

**Permits**

- Consenting to and approving the issuance of a permit for the Turkey Trot Race on November 26, 1998, sponsored by Hermes Race System (O 2020-98) .....2016

**Police Division**

- Police entrance examinations, develop, administer and grade — perform job analysis — contract — Coleman & Associates — Civil Service Commission (O 1951-98) .....2016

**Port Control Department**

- Assignment and Novation Agreement with Figgie International, Inc. and KeyCorp - Contract No. 40878 - Port Control (O 1688-98) .....2012

**Public Hearing Notice**

- West 65th Street west side of and east of West 67th Street between I-90 and north of Clark Avenue, S. W. (Ward 18) — change the use and area districts of lands (O 1424-98) .....2010

**Purchases/Contracts**

- Firefighter entrance examinations — develop, administer and grade — perform job analysis — contract — Barrett & Associates — Civil Service Commission (O 1953-98) .....2016
- Police entrance examinations, develop, administer and grade — perform job analysis — contract — Coleman & Associates — Civil Service Commission (O 1951-98) .....2016

**Resolutions — Miscellaneous**

An emergency resolution urging Governor elect Robert Taft and the Ohio State Legislature to examine minority set-aside laws in order to develop a law that will guarantee aid for minorities that can withstand constitutional challenge (R 2067-98) ..... **2008**

**Safety Department**

Amend Ordinance No. 366-98 - accepting a gift from Betty D. Montgomery to complete the Cleveland Police Patrolmen's Tactical Training Center - Department of Public Safety (O 1855-98)..... **2016**  
 Apply for and accept a grant from the U.S. Department of Justice - Office of Community Oriented Policing Service for the COPS - Distressed Neighborhoods Pilot Program - Department of Public Safety (O 1854-98)..... **2015**  
 Firefighter entrance examinations — develop, administer and grade — perform job analysis — contract — Barrett & Associates — Civil Service Commission (O 1953-98) ..... **2016**  
 Police entrance examinations, develop, administer and grade — perform job analysis — contract — Coleman & Associates — Civil Service Commission (O 1951-98) ..... **2016**

**Service Department**

Purchase by contract - automotive and truck oils, lubricants and solvents - Public Service (O 1848-98)..... **2014**  
 Purchase by requirement contract - Chrysler, Dodge, Plymouth passenger car, van, truck and jeep parts - Division of Motor Vehicle Maintenance - Public Service Department (O 1849-98)..... **2014**  
 Purchase by requirement contract - Meyers snow plow and spreader parts - Division of Motor Vehicle Maintenance - Department of Public Service (O 1850-98) ..... **2014**  
 Purchase by requirement contract - equipment and vehicle batteries - Division of Motor Vehicle Maintenance - Department of Public Service (O 1852-98) ..... **2015**  
 Purchase by requirement contract - labor and materials necessary to repair and maintain generators - Division of Motor Vehicle Maintenance, Department of Public Service (O 1853-98)..... **2015**  
 Purchase by requirement contract - tires - Division of Motor Vehicle Maintenance - Department of Public Service (O 1851-98)..... **2015**

**Streets - Vacation**

A portion of West 200th Street, Elsmere Avenue, S.W., West 198th Street, West 191st Street, Wagner Place S.W., Maplewood Avenue, S.W., and Maplewood Avenue, S.W. — street vacations. (O 1598-98) ..... **2010**

**Utilities Department**

Determining the method of making the public improvement of cleaning and lining trunk mains - Department of Public Utilities (O 1880-98)..... **2016**  
 Employ one or more professional consultants to provide financial management services to perform water and sewer rate studies - Public Utilities (O 1722-98) ..... **2012**  
 Public improvement of repairing a low service main located at West Superior Avenue and River Road - Department of Public Utilities (O 1846-98) ..... **2014**

**Zoning**

East 83rd Street and Carnegie Avenue, N. E., northwesterly corner (Ward 6) — change use and area district of lands (O 1423-98) ..... **2009**  
 Lake Shore Boulevard and East 146th Street (Ward 11) — change use district of lands (O 1270-98)..... **2009**  
 Larchwood Avenue, S.W., Chatfield Avenue, S.W. West 166th Street, Rocky River Drive, S. W. (Ward 21) — change use and area district of lands (O 1269-98)..... **2009**  
 West 65th Street west side of and east of West 67th Street between I-90 and north of Clark Avenue, S. W. (Ward 18) — change the use and area districts of lands (O 1424-98) ..... **2010**