



# The City Record

Official Publication of the City of Cleveland

October the Twenty-Eighth, 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

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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	Odellia 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.

**MAYOR-Michael R. White**  
LaVonne Sheffield-McClain, Chief of Staff, Executive Assistant for Policy  
Barry Withers, Executive Assistant for Administration  
Judith Zimomra, Executive Assistant for Service  
Kenneth Silliman, Executive Assistant for Economic Development  
Laura Ann Williams, Director, Office of Equal Opportunity  
Milan T. Polacek, Executive Assistant for Legislative Affairs

**DEPT. OF LAW -Cornell P. Carter, Director, Lessie M. Milton, Chief Counsel, Room 106**  
George A. Pace, Jr., Chief Asst. Prosecutor; Criminal Branch - Justice Center, 8th Flr., Court Towers, 1200 Ontario Street  
Karen E. Martinez, Law Librarian, Room 100

**DEPT. OF FINANCE - Martin L. Carmody, Director, Room 104; Carlean Alford, Manager, Internal Audit**  
DIVISIONS - Accounts - Gayle Goodwin Smith, Commissioner, Room 19  
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.

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

**DEPT. OF PORT CONTROL - Solomon F. Balraj, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive; Cleveland Hopkins International Airport - Mark D. Vanloh, Commissioner Burke Lakefront Airport - Michael C. Barth, Commissioner**

**DEPT. OF PUBLIC SERVICE - Henry Guzmán, Director, Room 113**  
DIVISIONS - Waste Collection and Disposal - Randell T. Scott, Acting 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

**DEPT. OF PUBLIC HEALTH - Robert O. Staib, Director, Mural Building 1925 St. Clair Avenue.**  
DIVISIONS - Health - Joyce Atwell-Joyce, Commissioner, Mural Building, 1925 St. Clair Avenue  
Environment - Eric Myles, Acting Commissioner, Mural Building, 1925 St. Clair Avenue  
Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 Northfield Road

**DEPT. OF PUBLIC SAFETY - William M. Denihan, Director, Room 230.**  
DIVISIONS - Police - Rocco Polluto, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street  
Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue  
Traffic Engineering & Parking - David Ritz, Commissioner, 2001 Payne Ave.  
Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street  
Emergency Medical Service - Bruce Shade, Commissioner, 1708 South Pointe Drive

**DEPT. OF PARKS, RECREATION & PROPERTIES - Nicholas P. Jackson, Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.**  
DIVISIONS - Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.  
Property Management - Vernon Robinson, Commissioner, 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 -Terri Hamilton, 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.**

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**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.**

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**BOARD OF SIDEWALK APPEALS - Service Director Henry Guzmán; Law Director Sylvester Summers, Jr.; Councilman Roosevelt Coats.**

**BOARD OF REVIEW - (Municipal Income Tax) - Law Director Sylvester Summers, Jr.; 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 Sylvester Summers, Jr.; Chairman; Finance Director Martin L. Carmody, Jr.; Council President Jay Westbrook; Councilman Roosevelt Coats; Councilman Martin J. Sweeney.**

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**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 Connolly	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



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Vol. 85

WEDNESDAY, OCTOBER 28, 1998

No. 4429

## CITY COUNCIL

MONDAY, OCTOBER 26, 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

Cleveland, Ohio October 26, 1998.  
 The meeting of the Council was called to order, the President, Jay Westbrook in the Chair.

Councilmen present: Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Jones, Lewis, Melena, Moran, Patmon, Polensek, Robinson, Rybka, Sweeney, Westbrook, White, Willis, Zone.

Also present were Mayor White and Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Hamilton, Warren, Dove, Morrison.  
 Absent: Directors Carter, Jackson and Axelrod.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Rabbi Jacob Shtull of Congregation Shaarey Tikvah. Pledge of Allegiance.

#### MOTION

On the motion of Councilman Britt, the reading of the minutes of the last meeting was dispensed with and the journal approved.

#### COMMUNICATIONS

##### File No. 417-98.

Received, letters from various entities apprising the Council that each said entity will be a partner in a residential development project located in various wards, with any development dependent upon various funding programs and tax credits, some through the Ohio Housing Finance Agency, and allowing for public comment regarding each project's impact.

The following entity sent a letter for the development listed with project type and number of units: Union Miles Homes III Limited Partnership (affix one lot to prior list). Received.

##### File No. 1887-98.

From the Office of Equal Opportunity re: Certified MBE's and FBE's Reporting Period: Third Quarter, 1998. Received.

#### FROM THE DEPARTMENT OF LIQUOR CONTROL

##### File No. 1876-98.

Re: Transfer of Ownership Application - 0304786 - Aswinia, Inc., 3916 East 123rd Street, first floor. (Ward 3). Received.

##### File No. 1877-98.

Re: Transfer of Ownership Application - 1982888 - Michael Dawson, Francis Tavern, 5901 Francis Avenue, first floor and basement. (Ward 12). Received.

##### File No. 1878-98.

Re: Transfer of Ownership Application - 5439362 - Maisam Corporation dba Four M Food Market, 662 East 140th Street, first floor and basement. (Ward 10). Received.

##### File No. 1879-98.

Re: Transfer of Ownership and Location Application - 3072551 - Gateway Lizard, Inc., 820 Prospect Avenue, first floor and basement. (Ward 13). Received.

#### CONDOLENCE RESOLUTIONS

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

**Res. No. 1896-98**—Ralph McKinley.

**Res. No. 1897-98**—Ramonita Rodriguez-Lugo.

**Res. No. 1898-98**—Matthew Shepard.

**Res. No. 1899-98**—Richard Martin.

**Res. No. 1900-98**—Johnnie Kane.

**Res. No. 1901-98**—Corrine Curtis.

#### CONGRATULATORY RESOLUTIONS

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

**Res. No. 1902-98**—Helen Brown.

**Res. No. 1903-98**—WIRE-Net.

**Res. No. 1904-98**—Judith Ann McNea.

**Res. No. 1905-98**—Brooklyn Memorial United Methodist Church.

**Res. No. 1906-98**—William T. Boyd Lodge No. 79.

**Res. No. 1907-98**—Roger E. P. Madison, Jr.

**Res. No. 1908-98**—Daniel Lewaba.

#### APPRECIATION RESOLUTION

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

**Res. No. 1909-98**—Terri D. Hamilton.

**FIRST READING EMERGENCY ORDINANCES REFERRED**

**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.

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

**Ord. No. 1881-98.**  
By Councilmen Patmon, Rybka and Johnson (by departmental request).

An emergency ordinance determining the method of making the public improvement of rehabilitating and painting not to exceed twenty-five water towers and tanks, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

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

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

**Section 1.** That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitating and painting not to exceed a total of twenty-five (25) water towers and tanks, for the

Division of Water, Department of Public Utilities, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

**Section 2.** That the Director of Public Utilities is 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 001, 52 SF 219, 52 SF 223 and 52 SF 225, Request No. 24025.

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

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

**Ord. No. 1882-98.**  
By Councilmen Britt, Jackson, Rybka and Johnson (by departmental request).

An emergency ordinance to appropriate property for public purpose for new housing construction, located between East 84th and East 87th Streets and between Euclid and Chester Avenues.

Whereas, the Council of the City of Cleveland, by Resolution No. 1452-98, adopted August 19, 1998, declared the necessity and intention of appropriating the fee simple property interests herein described for the public purpose of new housing construction; and

Whereas, notice of the adoption of such Resolution has been served upon the persons in possession or having an interest in such property; and

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

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

**Section 1.** That for the public purpose of new housing construction, the following described fee simple interests be and the same hereby are appropriated:

Permanent Parcel No. 119-04-076  
and 077  
1949 East 84th Street

Parcel No. 1

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being Parcel A in the Thompson Assembly Plat of part of Sublots Nos. 2 and 4 and all of Sublot No. 3 in the Fitch Raymond's Subdivision of part of Original 100 Acre Lot No. 399 as shown by the recorded plat in Volume 254 of Maps, Page 27 of Cuyahoga County Records and being a parcel of land having a frontage of 64.69 feet on

the Easterly side of East 84th Street and extending back of equal width 137.00 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-04-127  
128, 129 and 130  
1890 East 86th Street

Parcel No. 2

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being part of Original 100 Acre Lot No. 400 and bounded and described as follows:

Beginning at a point in the Westerly line of East 86th Street, (formerly Glen Park Place), 687 feet Northerly from the Northerly line of Euclid Avenue;

Thence Northerly along the Westerly line of East 86th Street, 31 feet;  
Thence Westerly at right angles 65 feet to the Westerly line of said Lot No. 400;

Thence Southerly along said lot line, 31 feet;

Thence Easterly at right angles 65 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-04-078  
1957 East 84th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Parcel B in the Thompson Assembly Plat of part of Sublots Nos. 2 and 4 and all of Sublot No. 3 in the Fitch Raymond's Subdivision of part of Original 100 Acre Lot No. 399 as shown by the recorded plat in Volume 254 of Maps, Page 27 of Cuyahoga County Records and being a parcel of land having a frontage of 64.69 feet on the Easterly side of East 84th Street and extending back of equal width 137.00 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-04-079  
1963 East 84th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sublot No. 2 in Fitch Raymond's Allotment of part of Original One Hundred Acre Lot No. 399, as shown by the recorded plat in Volume 5 of Maps, Page 47 of Cuyahoga County Records, and bounded and described as follows:

Beginning at a point in the Easterly line of East 84th Street (formerly Tilden Street) 44 feet Southerly from the Northwesterly corner of said Sublot No. 2;

Thence Southerly along the Easterly line of East 84th Street, 40 feet;

Thence Easterly and parallel with the Northerly line of said Sublot No. 2, 137 feet to the Easterly line of said Sublot No. 2;

Thence Northerly along said Easterly line, 40 feet;

Thence Westerly, 137 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-04-086  
1910 East 85th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublot No. 17 and the Northerly 16 feet of Sublot No. 18 in the 85th Street Realty Company's Subdivision of part of Original 100 Acre Lots Nos. 399 and 400, as shown by the recorded plat in Volume 77 of Maps,



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Page 20 of Cuyahoga County Records and together forming a parcel of land having a frontage of 76 feet on the Westerly side of East 85th Street and extending back between parallel lines 93 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-04-120  
1916 East 86th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original 100 Acre Lot No. 400, bounded and described as follows:

Beginning on the Westerly line of East 86th Street (formerly Glen Park Place) 40 feet wide, at a point 432 feet Northerly measured along said Westerly line from its point of intersection with the Northerly line of Euclid Avenue, (80 feet wide);

Thence Northerly along said Westerly line of East 86th Street, 40 feet;

Thence Westerly on a line at right angles to said last described line, 65 feet to the Westerly line of said Original Lot No. 400;

Thence Southerly along said Westerly line of Original Lot No. 400, 40 feet;

Thence Easterly 65 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-06-016  
1911 East 86th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original One Hundred Acre Lot No. 400 further bounded and described as follows:

Beginning on the Easterly line of East 86th Street (formerly Glen Park Place) at the Southwesterly corner of land conveyed to Frederick J. Bernard by Deed dated July 12, 1946, and recorded in Volume 6123, Page 36 of Cuyahoga County Records;

Thence Southerly along the Easterly line of East 86th Street, 50 feet to the Northwesterly corner of land conveyed to John P. Kasper by Deed dated February 16, 1924, and recorded in Volume 3042, Page 19 of Cuyahoga County Records;

Thence Easterly, along the Northerly line of land so conveyed, 45 feet to the Southwesterly corner of Sublot No. 3 in Crumb, Baslington and Oviatt's Subdivision as recorded in Volume 5 of Maps, Page 49 of Cuyahoga County Records;

Thence Northerly, along the Westerly line of said Sublot No. 3, 50 feet to the Southeasterly corner of land conveyed to Frederick J. Bernard as first aforesaid;

Thence Westerly, along the Southerly line of land so conveyed, 45 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-06-020  
1925 East 86th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being a part of Original One Hundred Acre Lot No. 400 and also a part of Sublot No. 1 in Crumb, Baslington and Oviatt's Allotment of a part of said Original One Hundred Acre Lot No. 400, as shown by the recorded plat in Volume 5 of Maps, Page 49 of Cuyahoga County Records, and bounded and described as follows:

Beginning at a point in the Easterly line of East 86th Street, (formerly Glen Park Place), 352 feet Northerly from its intersection with the Northerly line of Euclid Avenue;

Thence Easterly at right angles to said Easterly line, 115 feet;

Thence Northerly parallel with East 86th Street, 38 feet;

Thence Westerly at right angles 115 feet to the Easterly line of East 86th Street;

Thence Southerly along said Easterly line, 38 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-06-022  
1931 East 86th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original One Hundred Acre Lot No. 400 and part of Sublot No. 1 in Crumb, Baslington and Oviatt's Allotment of a part of Original One Hundred Acre Lot No. 400, as shown by the recorded plat of said Allotment in Volume 5 of Maps, Page 49 of Cuyahoga County Records and together forming a parcel of land bounded and described as follows:

Beginning in the Easterly line of East 86th Street at a point distant 319 feet Northerly measured along said Easterly line from its intersection with the Northerly line of Euclid Avenue;

Thence Southerly along said Easterly line of East 86th Street, 33 feet;

Thence Easterly at right angles to said Easterly line of East 86th Street, 96 feet;

Thence Northerly and parallel with said Easterly line of East 86th Street, 32 feet 3 inches to the Southeasterly corner of land owned by Gertrude I. Johnson as established by the Decree in Common Pleas Court Docket 607, Case No. 302 522;

Thence Westerly along the Southerly line of land so established about 96 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-06-032  
1918-20 East 87th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being parts of Sublots Nos. 1 and 2 in Crumb, Baslington and Oviatt's Allotment of part of Original One Hundred Acre Lot No. 400, as shown by the recorded plat in Volume 5 of Maps, Page 49 of Cuyahoga County Records and together bounded and described as follows:

Beginning in the Westerly line of East 87th Street (formerly Brookfield Street) at a point distant Northerly 394 feet from its intersection with the Northerly line of Euclid Avenue, which place of beginning is also the Northeasterly corner of the land conveyed to Grace House, by deed dated September 12, 1912, and recorded in Volume 1417, Page 208 of Cuyahoga County Records;

Thence Westerly along the Northerly line of land conveyed to Grace House, as aforesaid, about 107 feet 10 inches to the Easterly line of the land conveyed to J. H. Norton and Carrie P. Norton, by deed dated April 27, 1893 and recorded in Volume 555, Page 85 of Cuyahoga County Records;

Thence Northerly along said Easterly line, about 11 feet to the North-

easterly corner of the parcel of land conveyed to J. H. Norton and Carrie P. Norton, as aforesaid;

Thence Westerly along the Northerly line of the land conveyed to J. H. Norton and Carrie P. Norton, as aforesaid, 40 feet;

Thence Northerly parallel with the Westerly line of East 87th Street, 35 feet to the Southerly line of the land conveyed to Cora L. Winn, by deed dated March 17, 1909, and recorded in Volume 1192, Page 442 of Cuyahoga County Records;

Thence Easterly along said Southerly line about 147 feet 8 inches to the Westerly line of East 87th Street;

Thence Southerly along the Westerly line of East 87th Street, 46 feet to the place of beginning as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 119-06-034  
1906 East 87th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 3 in Crumb, Baslington and Oviatt's Allotment of part of Original 100 Acre Lot No. 400 as shown by the recorded plat in Volume 5 of Maps, Page 49 of Cuyahoga County Records. Said Sublot has a frontage of 50 feet on the Westerly side of East 87th Street (formerly Brookfield Street) and extends back between parallel lines 177 & 8/12 feet, according to said plat, be the same more or less, but subject to all legal highways.

**Section 2.** That the Director of Law is hereby directed to apply to a court of competent jurisdiction to have a jury impaneled to make inquiry into and assess the compensation to be paid for the fee simple interests hereinbefore described.

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

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

**Ord. No. 1883-98.**

**By Councilman Coats.**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 12525 St. Clair Avenue to Roscoe, Incorporated.**

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

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed by the City of Cleveland through its Department of Community Development under the terms of Chapter 5722 of the Ohio, Revised Code and Section 183.621 of Codified Ordinances of the City of Cleveland, 1976; and

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 111-11-011, as more fully described in Section 2 below, to Roscoe, Incorporated.

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

P. P. No. 111-11-011

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot No. 72 and part of Sublot No. 71 in the Schatzinger Consolidated Realty Company's Maple Leaf Subdivision of part of Original One Hundred Acre Lot No. 365, as shown by the recorded plat in Volume 39 of Maps, Page 2 of Cuyahoga County Records and bounded and described as follows:

Beginning at the most Easterly corner of said Sublot No. 72; thence Northwesterly along the Southwesterly line of Vashti Avenue, N.E., 120 feet to the Southeasterly line of Denman Court; thence Southwesterly along the Southeasterly line of Denman Court 42 feet; thence Southeasterly 120.27 feet to a point in the Northwesterly line of St. Clair Avenue, N.E., 10 feet Southwesterly from the most Easterly corner of said Sublot No. 71; thence Northwesterly along the Northwesterly line of St. Clair Avenue, N.E., 50 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Restrictions recorded in Volume 1336, Page 388 of Cuyahoga County Records.

Also subject to all zoning ordinances, if any.

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

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

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

**Section 6.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force

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

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

**Ord. No. 1884-98.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with E & L Properties, Ltd. to provide economic development assistance to partially finance the construction and renovation of real property at 9103 Buckeye Road, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with E & L Properties, Ltd. to provide economic development assistance to partially finance the construction and renovation of real property, located at 9103 Buckeye Road, Cleveland, Ohio.

**Section 2.** That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1884-98-A.

**Section 3.** That the costs of said contract shall not exceed Two Hundred Thousand Dollars (\$200,000.00), and shall be paid from Fund Nos. 12 SF 954 and 17 SF008, Request No. 24297.

**Section 4.** That the Director of Economic Development is hereby authorized and directed to accept the collateral as set forth in the Executive Summary contained in the file referenced in Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund Nos. 12 SF958 and 17 SF006.

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

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

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

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

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

**Ord. No. 1885-98.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Lextech Industries, Ltd. to provide economic development assistance to partially finance the acquisition and renovation of real property, machinery and equipment, located at 6800 Union Avenue, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with Lextech Industries, Ltd. to provide economic development assistance to partially finance the acquisition and renovation of real property, machinery and equipment, located at 6800 Union Avenue, Cleveland, Ohio.

**Section 2.** That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1885-98-A.

**Section 3.** That the costs of said contract shall not exceed Three Hundred Thousand Dollars (\$300,000.00), and shall be paid from Fund No. 12 SF 954 and 17 SF008, Request No. 24295.

**Section 4.** That the Director of Economic Development is hereby authorized and directed to accept the collateral as set forth in the Executive Summary contained in the file referenced in Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 12 SF958 and 17 SF 006.

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

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

**Section 8.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,



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

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

**Ord. No. 1886-98.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Shannon & Messer Home Finishing to provide economic development assistance to partially finance the acquisition and renovation of real property, located at 5700 Broadway Avenue, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby

authorized to enter into a contract with Shannon & Messer Home Finishing to provide economic development assistance to partially finance the acquisition and renovation of real property located at 5700 Broadway Avenue, Cleveland, Ohio.

**Section 2.** That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1886-98-A.

**Section 3.** That the costs of said contract shall not exceed Fifty-Six Thousand Dollars (\$56,000.00), and shall be paid from Fund No. 12 SF 954, Request No. 24296.

**Section 4.** That the Director of Economic Development is hereby authorized and directed to accept the collateral as set forth in the Executive Summary contained in the file referenced in Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

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

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

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

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

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

**Ord. No. 1894-98.**

**By Councilman Johnson.**

**An emergency ordinance to amend Sections 29, 32 and 36 of Ordinance No. 436-97, passed April 14, 1997 as amended and enacted by various ordinances, relating to establishing salary and wage schedules for various classifications.**

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

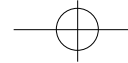
Be it ordained by the Council of the City of Cleveland:

**Section 1.** That Sections 29 and 36 of Ordinance No. 436-97, passed April 14, 1997 and Section 32 of Ordinance No. 436-97, passed April 14, 1997, as amended by Ordinance No. 1474-97, passed October 13, 1997, are hereby amended to read as follows:

Section 29. That the appointing authority shall fix salaries in the following classifications at not less than \$19,784.74 and not more than \$43,576.74 per annum:

1. Airport Maintenance Superintendent
2. Assistant Commissioner of Recreation
3. Assistant Contract Compliance Officer
4. Assistant Income Tax Financial Supervisor
5. Assistant Director of Public Health Nurses
6. Assistant Manager of Audit Control and Personnel
7. Assistant Manager of Recreation
8. Assistant Superintendent of Pumping
9. Assistant Superintendent of Purification
10. Auditor
11. Chief Alcoholism Coordinating Service
12. Chief of the Demolition Bureau
13. Chief Plan Examiner
14. City Planner
15. Deputy Commissioner of Recreation-Fiscal Control
16. Deputy Project Director
17. District Supervisor-Environmental Health
18. Emergency Medical Technician Supervisor
19. Income Tax Supervisor
20. Office of Professional Standards Investigative Auditor
21. Office of Professional Standards Research/Analyst
22. Project Program Director of Consumer Affairs
23. Superintendent of Light Equipment Maintenance
24. Superintendent of Vehicle Administrative Services
25. Supervisor Administrative Services - Data Processing Center
26. Supervisor of Milk Program
27. Supervisor of Vector Control
28. Welfare Liaison

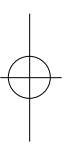
Section 32. That the appointing authority shall fix salaries in the following classifications at not less than \$23,647.11 and not more than \$51,373.02 per annum:



1. Accountant Supervisor
2. Assistant Chief of Water Distribution
3. Assistant Commissioner of Assessments and Licenses
4. Assistant Commissioner, Division of Printing and Reproduction
5. Assistant Commissioner of Engineering and Construction
6. Building Manager
7. Chief Architect
8. Chief Auditor - Utilities
9. Chief City Planner
10. Chief, Computer Operations
11. Chief Engineer - Civil
12. Chief Engineer - Mechanical
13. Chief Legal Investigator - Civil Branch
14. Chief of Street Lighting and Electrical Services
15. Chief of Laboratories
16. Chief of Purification
17. Chief Surveyor
18. Convention Manager
19. Financial Systems Coordinator
20. Fiscal Manager
21. Investment Manager
22. Manager of Enterprise Units
23. Manager of Events
24. Manager of General Maintenance
25. Manager of Markets
26. Manager of Parking
27. Manager of Production Power Generation
28. Purchasing Supervisor-Division of Purchases and Supplies
29. Secretary, Board of Zoning Appeals
30. Secretary to the Board of Building Standards and Building Appeals
31. Security Manager - Convention Center
32. Senior Internal Auditor
33. Senior Programmer Analyst
34. Supervisor - Information Control
35. Supervisor of Food and Drug Administration
36. Theatrical Manager
37. Water Plant Manager

Section 36. That the appointing authority shall fix the salaries in the following classifications in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. City Comptroller .....	\$41,312.22	\$83,727.54
2. City Treasurer .....	41,312.22	83,727.54
3. Commissioner of Accounts .....	38,951.52	80,205.23
4. Commissioner of Administrative Services		
Community Development .....	38,951.52	80,205.23
5. Commissioner of Architecture .....	41,312.22	89,680.53
6. Commissioner of Building and Housing .....	43,672.91	89,010.97
7. Commissioner of Burke Airport .....	38,951.52	80,205.23
8. Commissioner of Cleveland Hopkins		
International Airport .....	41,312.22	89,680.53
9. Commissioner of Cleveland Public Power.....	43,672.91	89,010.97
10. Commissioner of Convention Center .....	43,672.91	89,010.97
11. Commissioner of Emergency Medical Services .....	41,312.22	83,727.54
12. Commissioner of Engineering and Construction .....	43,672.91	89,010.97
13. Commissioner of Environment .....	41,312.22	83,727.54
14. Commissioner of Health .....	43,672.91	89,010.97
15. Commissioner of House Corrections .....	38,951.52	80,205.23
16. Commissioner of Information Systems Services.....	50,400.00	89,010.97
17. Commissioner of Licenses and Assessments.....	38,951.52	80,205.23
18. Commissioner of Motor Vehicle Maintenance .....	38,951.52	80,205.23
19. Commissioner of Neighborhood Revitalization .....	41,312.22	83,727.54
20. Commissioner of Parking Facilities .....	38,951.52	80,205.23
21. Commissioner of Park Maintenance and Properties ...	41,312.22	89,680.53
22. Commissioner of Printing and Reproduction .....	38,951.52	80,205.23
23. Commissioner of Property Management .....	43,672.91	89,010.97
24. Commissioner of Purchases and Supplies .....	41,312.22	83,727.54
25. Commissioner of Recreation .....	41,312.22	83,727.54
26. Commissioner of Neighborhood Development .....	38,951.52	80,205.23
27. Commissioner of Neighborhood Services .....	41,312.22	83,727.54
28. Commissioner of Research/Planning and Development	38,951.52	80,205.23
29. Commissioner of Streets .....	38,951.52	80,205.23







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30.	Commissioner of Traffic Engineering and Parking .....	41,312.22	83,727.54
31.	Commissioner of Utilities Engineering .....	41,312.22	83,727.54
32.	Commissioner of Utilities Fiscal Control .....	38,951.52	80,205.23
33.	Commissioner of Waste Collection and Disposal .....	38,951.52	80,205.23
34.	Commissioner of Water .....	43,672.91	89,010.97
35.	Commissioner of Water Pollution Control .....	38,951.52	80,205.23
36.	Income Tax Administrator .....	41,312.22	83,727.54
37.	Manager of Internal Audit .....	38,951.52	80,205.23
<b>38.</b>	<b>Recreation Center Manager .....</b>	<b>34,500.00</b>	<b>43,576.74</b>
<b>39.</b>	<b>Manager of Recreation .....</b>	<b>45,600.00</b>	<b>51,373.02</b>

**Section 2.** That existing Sections 29 and 36 of Ordinance No. 436-97, passed April 14, 1997 and Section 32 of Ordinance No. 436-97, passed April 14, 1997, as amended by Ordinance No. 1474-97, passed October 13, 1997 are hereby repealed.

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

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

**Ord. No. 1895-98.**  
**By Councilman Dolan.**  
**An emergency ordinance to repeal Ordinance No. 1737-98, passed September 28, 1998 concerning the change of a street name.**

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

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

**Section 1.** That Ordinance No. 1737-98, passed September 28, 1998 concerning the change of name of a portion of West 159th Street to Alyssa Drive is hereby repealed.

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

Referred to Directors of Public Service, Law; Committee on Public Service.

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

**Ord. No. 1888-98.**  
**By Mayor White, Councilmen Westbrook, Lewis and Cimperman.**  
**An emergency ordinance to amend the title and Section 1 of Ordinance No. 1771-98, passed October 5, 1998, relating to naming the connector street between West St. Clair Avenue N.W. and Carter Road N.W. to "Robert Lockwood, Jr. Road N.W."**

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. 1771-98, passed October 5, 1998, are hereby amended to read, respectively, as follows:

An ordinance to name the connector street between West St. Clair Avenue N.W. and Carter Road N.W. to "Robert Lockwood, Jr. Road N.W."

**Section 1.** That the portion of the connector street between West St. Clair Avenue N.W. and Carter Road N.W. be named "Robert Lockwood, Jr. Road N.W."

**Section 2.** That the existing title and Section 1 of Ordinance No. 1771-98, passed October 5, 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.

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

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

**Ord. No. 1889-98.**  
**By Councilman Cimperman.**  
**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Great Lakes Theater Festival to stretch one (1) banner on utility poles (by separate permission), on Euclid Avenue at Playhouse Square, for the period of December 1, 1998 to December 31, 1998, inclusive, publicizing their 10th Anniversary production of "A Christmas Carol".**

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

of a municipal department; now, therefore,

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Great Lakes Theater Festival to install, maintain and remove one (1) banner on utility poles (by separate permission); at Playhouse Square on Euclid Avenue; Pole #B65-4 - on 1438 Euclid Avenue (S) and, Pole #NE1068 - across from 1438 Euclid Avenue (N), for the period from December 1, 1998 to December 31, 1998, inclusive, publicizing Great Lakes Theater Festival's 10th Anniversary production of "A Christmas Carol". Said banners shall be approved by the Director of Public Safety, as to type, method of affixing and location so as not interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners and said banners shall be removed promptly upon the expiration of said permit.

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

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

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



**Ord. No. 1890-98.**

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

**An emergency ordinance approving the collective bargaining agreement with Local 100, AFSCMEOhio Council 8, AFL-CIO; and amending Section 8 of Ordinance No. 436-97, passed April 14, 1997, as amended by Ordinance No. 1474-97, passed October 13, 1997, relating to compensation for various classifications.**

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

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

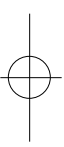
**Section 1.** That in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves a collective bargaining agreement with Local 100, AFSCMEOhio Council 8, AFL-CIO which contains the terms set forth in File No. 1890-98-A, for the period from April 1, 1998 through March 31, 2001, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

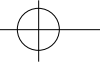
<b>Increase</b>	<b>Effective Date of Increase</b>
Three percent (3%)	April 1, 1998
Three and one-half percent (3.5%)	April 1, 1999
Three and one-half percent (3.5%)	April 1, 2000

**Section 2.** That Section 8 of Ordinance No. 436-97, passed April 14, 1997, as amended by Ordinance No. 1474-97, passed October 13, 1997, is hereby amended to read as follows:

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

	<b>Minimum</b>	<b>Maximum</b>
1. Accountant I.....	\$ 6.36 per hour	\$15.11 per hour
2. Accountant II.....	\$ 7.06 per hour	\$16.58 per hour
3. Accountant III.....	\$ 7.96 per hour	\$18.38 per hour
4. Accountant Clerk I.....	\$ 5.15 per hour	\$12.25 per hour
5. Accountant Clerk II.....	\$ 5.46 per hour	\$13.23 per hour
6. Activities Therapist.....	\$ 9.15 per hour	\$11.64 per hour
7. Aids Support Services Coordinator .....	\$10.49 per hour	\$13.02 per hour
8. Air Pollution Control Engineer I .....	\$ 8.43 per hour	\$19.44 per hour
9. Air Pollution Control Engineer II .....	\$ 8.96 per hour	\$20.48 per hour
10. Air Pollution Control Engineer III .....	\$ 9.50 per hour	\$21.58 per hour
11. Air Pollution Engineer .....	\$12.04 per hour	\$15.17 per hour
12. Air Pollution Inspector I.....	\$10.99 per hour	\$15.63 per hour
13. Air Pollution Inspector II .....	\$ 7.76 per hour	\$17.44 per hour
14. Air Pollution Technician I .....	\$ 7.12 per hour	\$16.58 per hour
15. Air Pollution Technician II .....	\$ 7.53 per hour	\$17.44 per hour
16. Air Pollution Technician III .....	\$ 8.43 per hour	\$19.44 per hour
17. Airport Information Representative .....	\$ 9.08 per hour	\$12.70 per hour
18. Airport Operations Agent I .....	\$12.82 per hour	\$15.70 per hour
19. Airport Operations Agent II .....	\$16.11 per hour	\$18.48 per hour
20. Airport Safety Man .....	<b>\$26,758.58</b>	<b>\$33,421.66</b>
21. Architect .....	\$ 9.73 per hour	\$22.86 per hour
22. Assistant Buyer .....	\$ 6.71 per hour	\$15.86 per hour
23. Assistant City Planner .....	\$ 7.12 per hour	\$16.58 per hour
24. Assistant Civil Engineer .....	\$ 7.12 per hour	\$16.58 per hour
25. Assistant Electrical Engineer .....	\$ 7.12 per hour	\$16.58 per hour
26. Assistant Mechanical Engineer .....	\$ 7.12 per hour	\$16.58 per hour
27. Assistant Plan Examiner .....	\$ 7.76 per hour	\$17.44 per hour
28. Associate Programmer .....	\$ 7.55 per hour	\$17.77 per hour
29. Bacteriologist .....	\$ 9.08 per hour	\$18.38 per hour
30. Bill Collector .....	\$12.92 per hour	\$12.70 per hour
31. Building Inspector .....	\$12.54 per hour	\$16.86 per hour
32. Camera Room Operator .....	\$ 6.04 per hour	\$14.43 per hour
33. Caseworker I .....	\$ 5.73 per hour	\$13.79 per hour
34. Caseworker II .....	\$ 6.36 per hour	\$15.11 per hour
35. Cashier/Starter .....	\$ 6.36 per hour	\$15.11 per hour
36. Chemist .....	\$ 8.90 per hour	\$19.81 per hour
37. Chief Miscellaneous Investigator .....	\$ 7.53 per hour	\$17.44 per hour
38. Citizens Information Representative .....	\$ 6.04 per hour	\$14.43 per hour
39. Civil Engineer .....	\$ 9.50 per hour	\$22.86 per hour
40. Claims Examiner .....	\$ 7.53 per hour	\$17.44 per hour
41. Clerk Typist .....	\$ 7.62 per hour	\$ 9.47 per hour
42. Clinical Laboratory Assistant .....	\$ 6.36 per hour	\$14.43 per hour
43. Clinical Laboratory Technician I .....	\$ 7.12 per hour	\$16.58 per hour
44. Clinical Laboratory Technician II .....	\$ 7.37 per hour	\$17.77 per hour
45. Cocaine Treatment Counselor I .....	\$ 8.56 per hour	\$13.72 per hour
46. Cocaine Intake Specialist .....	\$ 9.95 per hour	\$12.35 per hour



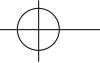


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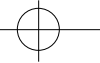
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47.	Community Development Code Enforcement Inspector I .....	\$14.08 per hour	<b>\$18.39</b> per hour
48.	Community Development Code Enforcement Inspector II .....	\$14.89 per hour	<b>\$19.44</b> per hour
49.	Community Development Code Enforcement Inspector III .....	\$15.70 per hour	<b>\$20.48</b> per hour
50.	Community Development Code Enforcement Inspector/Heating I .....	\$14.08 per hour	<b>\$18.39</b> per hour
51.	Community Development Code Enforcement Inspector/Heating II .....	\$14.89 per hour	<b>\$19.44</b> per hour
52.	Community Development Code Enforcement Inspector/Heating III .....	\$15.70 per hour	<b>\$20.48</b> per hour
53.	Community Development Code Enforcement Inspector/Refrigeration I .....	\$14.08 per hour	<b>\$18.39</b> per hour
54.	Community Development Code Enforcement Inspector/Refrigeration II .....	\$14.89 per hour	<b>\$19.44</b> per hour
55.	Community Development Code Enforcement Inspector/Refrigeration III .....	\$15.70 per hour	<b>\$20.48</b> per hour
56.	Community Development Code Enforcement Inspector/Trainee .....	\$ 9.97 per hour	<b>\$14.83</b> per hour
57.	Community Development Planner .....	\$ 9.87 per hour	<b>\$21.98</b> per hour
58.	Community Health Aide .....	\$ 5.15 per hour	<b>\$12.25</b> per hour
59.	Community Relations Representative I .....	\$ 6.04 per hour	<b>\$14.43</b> per hour
60.	Community Relations Representative II .....	\$ 7.53 per hour	<b>\$17.44</b> per hour
61.	Community Relations Representative III .....	\$ 9.51 per hour	<b>\$21.58</b> per hour
62.	Composing Equipment Operator .....	\$ 6.71 per hour	<b>\$15.86</b> per hour
63.	Computer Monitor Assistant .....	\$ 8.43 per hour	<b>\$10.48</b> per hour
64.	Computer Operator .....	\$ 7.53 per hour	<b>\$17.44</b> per hour
65.	Consumer Protection Specialist .....	\$ 5.73 per hour	<b>\$13.79</b> per hour
66.	Cook .....	<b>\$10.32</b> per hour	<b>\$11.94</b> per hour
67.	Copy Center Operator .....	\$ 5.67 per hour	<b>\$13.23</b> per hour
68.	Cost Construction Estimator .....	\$ 8.34 per hour	<b>\$16.97</b> per hour
69.	Customer Service Representative .....	<b>\$ 9.09</b> per hour	<b>\$13.21</b> per hour
70.	Data Control Clerk .....	\$ 5.24 per hour	<b>\$12.71</b> per hour
71.	Data Conversion Operator .....	\$ 8.73 per hour	<b>\$11.51</b> per hour
72.	Dental Assistant .....	\$ 5.15 per hour	<b>\$12.00</b> per hour
73.	Development Officer .....	\$ 8.96 per hour	<b>\$20.47</b> per hour
74.	Dietician .....	\$ 9.08 per hour	<b>\$15.10</b> per hour
75.	Drug and Alcohol Counselor .....	\$ 9.05 per hour	<b>\$11.24</b> per hour
76.	Electrical Engineer .....	\$ 9.50 per hour	<b>\$22.86</b> per hour
77.	Electronic Engineer .....	\$ 9.54 per hour	<b>\$23.27</b> per hour
78.	Elevator Inspector .....	<b>\$12.90</b> per hour	<b>\$18.39</b> per hour
79.	Environmental Technician .....	<b>\$11.58</b> per hour	<b>\$13.80</b> per hour
80.	Family Planning Clerk .....	\$ 7.22 per hour	<b>\$10.59</b> per hour
81.	Financial Analyst .....	\$ 7.12 per hour	<b>\$16.58</b> per hour
82.	Financial Counselor .....	\$ 7.94 per hour	<b>\$17.44</b> per hour
83.	Fuel System Technician .....	\$ 8.96 per hour	<b>\$15.40</b> per hour
84.	General Health Aide .....	\$ 5.15 per hour	<b>\$12.25</b> per hour
85.	General Storekeeper .....	\$ 7.96 per hour	<b>\$18.38</b> per hour
86.	Geriatric Outreach Worker .....	\$ 7.12 per hour	<b>\$16.58</b> per hour
87.	Guard .....	\$ 6.55 per hour	<b>\$12.24</b> per hour
88.	Head Cook .....	\$ 5.46 per hour	<b>\$13.21</b> per hour
89.	Head Storekeeper .....	\$ 7.11 per hour	<b>\$16.59</b> per hour
90.	Health Educator I .....	\$ 6.36 per hour	<b>\$15.11</b> per hour
91.	Health Educator II .....	\$ 7.12 per hour	<b>\$16.58</b> per hour
92.	Heating Inspector .....	<b>\$12.90</b> per hour	<b>\$16.86</b> per hour
93.	HIV Educator .....	\$ 8.17 per hour	<b>\$ 9.64</b> per hour
94.	House Connection Inspector .....	<b>\$11.51</b> per hour	<b>\$14.10</b> per hour
95.	House of Correction Guard .....	\$10.10 per hour	<b>\$13.01</b> per hour
96.	Housing Inspector .....	<b>\$13.23</b> per hour	<b>\$15.00</b> per hour
97.	Human Resources Contract Specialist .....	\$ 9.73 per hour	<b>\$22.85</b> per hour
98.	Human Resources On-the-Job Training Specialist .....	\$10.21 per hour	<b>\$19.43</b> per hour
99.	Human Resources Planner .....	\$10.74 per hour	<b>\$24.13</b> per hour
100.	Human Resources Special Projects Coordinator .....	\$10.21 per hour	<b>\$19.43</b> per hour
101.	Income Tax Tracer .....	\$ 6.36 per hour	<b>\$15.11</b> per hour
102.	Industrial Hygiene Engineer .....	\$ 9.73 per hour	<b>\$22.85</b> per hour
103.	Industrial Nuisance Inspector .....	\$ 6.36 per hour	<b>\$15.11</b> per hour
104.	Information Control Analyst .....	\$ 6.81 per hour	<b>\$15.83</b> per hour
105.	Inspector of Weights and Measures .....	\$ 5.73 per hour	<b>\$13.79</b> per hour
106.	Institutional Guard .....	\$ 9.50 per hour	<b>\$13.01</b> per hour
107.	Instrument Repairman .....	\$ 8.21 per hour	<b>\$15.10</b> per hour
108.	Instrumentation Technician I .....	<b>\$15.29</b> per hour	<b>\$16.23</b> per hour



109.	Instrumentation Technician II .....	\$15.00 per hour	\$17.88 per hour
110.	Intake Specialist .....	\$ 5.15 per hour	\$12.25 per hour
111.	Job Retraining Assistant .....	\$ 7.12 per hour	\$16.58 per hour
112.	Junior Cashier .....	\$ 5.24 per hour	\$12.70 per hour
113.	Junior Chemist .....	\$ 5.46 per hour	\$13.23 per hour
114.	Junior City Planner .....	\$ 6.36 per hour	\$15.11 per hour
115.	Junior Civil Engineer .....	\$ 6.36 per hour	\$15.11 per hour
116.	Junior Clerk .....	\$ 8.97 per hour	\$10.59 per hour
117.	Junior Draftsman .....	\$ 7.65 per hour	\$12.98 per hour
118.	Junior Engineering Aide .....	\$ 5.46 per hour	\$13.23 per hour
119.	Laboratory Assistant .....	\$ 6.04 per hour	\$14.43 per hour
120.	Laboratory Helper .....	\$ 5.15 per hour	\$11.40 per hour
121.	Landscape Architect .....	\$ 9.50 per hour	\$21.58 per hour
122.	Lead Pressman .....	\$ 8.93 per hour	\$16.81 per hour
123.	Life Guard .....	\$ 5.15 per hour	\$ 9.90 per hour
124.	Life Guard Captain .....	\$ 7.14 per hour	\$ 9.90 per hour
125.	Mechanical Engineer .....	\$ 9.50 per hour	\$22.85 per hour
126.	Messenger .....	\$ 5.15 per hour	\$11.40 per hour
127.	Meter Reader .....	\$11.62 per hour	\$13.92 per hour
128.	Minority Business Consultant .....	\$11.15 per hour	\$25.43 per hour
129.	Miscellaneous Investigator .....	\$ 5.46 per hour	\$13.23 per hour
130.	Monitoring, Auditing and Evaluation Coordinator .....	\$13.65 per hour	\$16.83 per hour
131.	Office Machine Operator .....	\$ 8.97 per hour	\$11.09 per hour
132.	Offset Duplicating Machine Operator .....	\$ 5.46 per hour	\$13.23 per hour
133.	On The Job Training Specialist .....	\$12.71 per hour	\$16.26 per hour
134.	Park and Recreation Planner .....	\$ 9.51 per hour	\$21.58 per hour
135.	Parking Attendant .....	\$ 6.31 per hour	\$12.25 per hour
136.	Parking Meter Collector .....	\$ 6.32 per hour	\$12.22 per hour
137.	Parking Meter Serviceman .....	\$12.35 per hour	\$12.85 per hour
138.	Permit Processing Specialist .....	\$ 7.00 per hour	\$10.25 per hour
139.	Pharmacist .....	\$10.74 per hour	\$24.13 per hour
140.	Pharmacodependent Rehabilitation Counselor I .....	\$ 6.49 per hour	\$11.71 per hour
141.	Pharmacodependent Rehabilitation Counselor II .....	\$ 7.57 per hour	\$13.84 per hour
142.	Photographer .....	\$ 9.08 per hour	\$16.58 per hour
143.	Photographic Laboratory Technician .....	\$ 6.80 per hour	\$14.43 per hour
144.	Photo-Litho Operator .....	\$ 5.48 per hour	\$13.23 per hour
145.	Physical Director .....	\$ 8.33 per hour	\$14.91 per hour
146.	Plan Examiner .....	\$ 7.96 per hour	\$19.73 per hour
147.	Play Director .....	\$ 5.15 per hour	\$10.44 per hour
148.	Police Radio Technician .....	\$14.84 per hour	\$15.71 per hour
149.	Pressman .....	\$ 7.89 per hour	\$16.27 per hour
150.	Preventive Health Counselor .....	\$13.59 per hour	\$16.87 per hour
151.	Preventive Health Educator .....	\$ 8.89 per hour	\$11.33 per hour
152.	Principal Cashier .....	\$ 7.24 per hour	\$17.77 per hour
153.	Principal Clerk .....	\$10.19 per hour	\$15.11 per hour
154.	Print Shop Helper .....	\$ 9.61 per hour	\$11.20 per hour
155.	Private Secretary .....	\$ 6.71 per hour	\$15.86 per hour
156.	Program Analyst .....	\$16.64 per hour	\$22.99 per hour
157.	Programmer .....	\$ 8.96 per hour	\$20.48 per hour
158.	Programmer Analyst .....	\$ 9.73 per hour	\$22.85 per hour
159.	Property Clerk .....	\$11.37 per hour	\$25.45 per hour
160.	Psychiatric Social Worker .....	\$12.48 per hour	\$16.53 per hour
161.	Psychologist I .....	\$10.74 per hour	\$21.99 per hour
162.	Psychologist II .....	\$12.88 per hour	\$25.93 per hour
163.	Public Health Nursing Aide .....	\$ 9.63 per hour	\$10.57 per hour
164.	Public Health Sanitarian I .....	\$11.58 per hour	\$14.12 per hour
165.	Public Health Sanitarian II .....	\$13.00 per hour	\$15.81 per hour
166.	Public Health Sanitarian III .....	\$14.04 per hour	\$16.49 per hour
167.	Public Health Sanitarian IV .....	\$ 8.78 per hour	\$20.47 per hour
168.	Public Information Officer .....	\$ 7.38 per hour	\$17.44 per hour
169.	Quality Assurance Analyst .....	\$ 8.96 per hour	\$20.47 per hour
170.	Radio Dispatcher .....	\$15.25 per hour	\$15.71 per hour
171.	Radio Technician .....	\$14.41 per hour	\$15.71 per hour
172.	Receptionist .....	\$ 6.06 per hour	\$11.67 per hour
173.	Records Manager .....	\$ 9.84 per hour	\$12.24 per hour
174.	Recreation Aide .....	\$ 5.15 per hour	\$ 8.15 per hour
175.	Recreation Instructor .....	\$ 5.15 per hour	\$12.25 per hour
176.	Recreation Instructor I .....	\$ 5.24 per hour	\$13.04 per hour
177.	Recreation Instructor II .....	\$ 5.46 per hour	\$13.55 per hour
178.	Recreation Instructor III .....	\$ 6.83 per hour	\$14.34 per hour
179.	Recreation Program Supervisor .....	\$ 6.83 per hour	\$13.32 per hour
180.	Redevelopment Advisor .....	\$ 7.96 per hour	\$18.38 per hour



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181.	Redevelopment Coordinator .....	\$ 8.38 per hour	\$20.48 per hour
182.	Refrigeration Inspector .....	\$12.92 per hour	\$16.86 per hour
183.	Refugee Outreach Worker .....	\$ 8.40 per hour	\$11.39 per hour
184.	Registered Animal Health Technician .....	\$ 7.94 per hour	\$12.25 per hour
185.	Rehabilitation Advisor .....	\$ 6.71 per hour	\$15.86 per hour
186.	Sanitarian Aide .....	\$10.53 per hour	\$11.88 per hour
187.	Secretary .....	\$ 6.30 per hour	\$13.23 per hour
188.	Secretary to Director of Consumer Affairs .....	\$ 9.51 per hour	\$21.58 per hour
189.	Senior Assistant Architect .....	\$ 7.96 per hour	\$18.38 per hour
190.	Senior Assistant City Planner .....	\$ 7.96 per hour	\$18.38 per hour
191.	Senior Assistant Civil Engineer .....	\$ 7.96 per hour	\$18.38 per hour
192.	Senior Assistant Electrical Engineer .....	\$ 7.96 per hour	\$18.38 per hour
193.	Senior Assistant Mechanical Engineer .....	\$ 7.96 per hour	\$18.38 per hour
194.	Senior Assistant Traffic Engineer .....	\$ 7.96 per hour	\$18.38 per hour
195.	Senior Bacteriologist .....	\$ 6.71 per hour	\$15.86 per hour
196.	Senior Cashier .....	\$ 6.36 per hour	\$15.11 per hour
197.	Senior Chemist .....	\$ 7.53 per hour	\$17.44 per hour
198.	Senior Clerk .....	\$ 9.32 per hour	\$13.23 per hour
199.	Senior Computer Operator .....	\$ 8.96 per hour	\$20.48 per hour
200.	Senior Data Conversion Operator .....	\$ 5.73 per hour	\$13.79 per hour
201.	Senior Development Officer .....	\$12.63 per hour	\$26.87 per hour
202.	Senior Draftsman .....	\$ 8.74 per hour	\$14.82 per hour
203.	Senior Engineering Draftsman and Photographer .....	\$ 7.12 per hour	\$16.58 per hour
204.	Senior Information Control Analyst .....	\$ 7.38 per hour	\$17.44 per hour
205.	Senior Laboratory Technician .....	\$10.86 per hour	\$13.49 per hour
206.	Senior Landscape Architect .....	\$ 9.73 per hour	\$22.85 per hour
207.	Senior Site Inspector - Demolition .....	\$ 8.43 per hour	\$19.43 per hour
208.	Sewer Service Man .....	\$13.58 per hour	\$14.42 per hour
209.	Site Inspector .....	\$ 7.53 per hour	\$17.44 per hour
210.	Social Worker for Homeless .....	\$13.82 per hour	\$17.16 per hour
211.	Starter (Golf) .....	\$ 5.15 per hour	\$10.14 per hour
212.	S.T.D. Clerk .....	\$ 7.88 per hour	\$ 9.80 per hour
213.	Stenographer I .....	\$ 8.86 per hour	\$11.12 per hour
214.	Stenographer II .....	\$ 9.77 per hour	\$12.41 per hour
215.	Stenographer III .....	\$ 7.37 per hour	\$13.79 per hour
216.	Stock Clerk .....	\$ 5.46 per hour	\$13.63 per hour
217.	Storekeeper .....	\$ 6.36 per hour	\$15.53 per hour
218.	Street Obstruction Inspector .....	\$ 6.04 per hour	\$14.43 per hour
219.	Surveyor .....	\$ 8.96 per hour	\$20.48 per hour
220.	Tax Auditor I .....	\$ 7.12 per hour	\$16.58 per hour
221.	Tax Auditor II .....	\$ 7.96 per hour	\$18.38 per hour
222.	Technical Specialist .....	\$ 7.53 per hour	\$17.44 per hour
223.	Technical Specifications Writer .....	\$ 9.08 per hour	\$18.39 per hour
224.	Telephone Operator .....	\$ 5.24 per hour	\$12.70 per hour
225.	Telephone Supervisor .....	\$ 5.46 per hour	\$13.23 per hour
226.	Timekeeper .....	\$ 5.46 per hour	\$13.23 per hour
227.	Traffic Engineer .....	\$ 9.50 per hour	\$21.58 per hour
228.	Traffic Sign and Marking Technician .....	\$12.40 per hour	\$13.23 per hour
229.	Typist .....	\$ 8.99 per hour	\$11.51 per hour
230.	Urban Planning and Development Technician .....	\$ 5.73 per hour	\$13.79 per hour
231.	Utility Adjuster .....	\$ 9.64 per hour	\$14.64 per hour
232.	Vector Control Assistant .....	\$ 8.90 per hour	\$11.04 per hour
233.	Veteran's Counselor .....	\$ 7.38 per hour	\$15.01 per hour
234.	Water Hydraulic Repairman .....	\$13.58 per hour	\$14.42 per hour
235.	Water Meter Repairman .....	\$13.18 per hour	\$14.42 per hour
236.	Water Pipe Repairman.....	\$12.30 per hour	\$14.81 per hour
237.	Water Serviceman .....	\$ 9.05 per hour	\$12.30 per hour
238.	Water System Construction Inspector .....	\$14.20 per hour	\$18.38 per hour

**Section 3.** That existing Section 8 of Ordinance No. 436-97, passed April 14, 1997, as amended by Ordinance No. 1474-97, passed October 13, 1997, is hereby repealed.

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

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

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



**Ord. No. 1891-98.**

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

**An emergency ordinance approving the collective bargaining agreement with the Longshoreman's Association, Local 1317; and amending Section 17 of Ordinance No. 436-97, passed April 14, 1997, relating to compensation for various classifications.**

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

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

**Section 1.** That in accordance with division(B) of Section 4117.10 of the Revised Code, this Council hereby approves a collective bargaining agreement with the Longshoreman's Association, Local 1317, which contains the terms set forth in File No. 1891-98-A, for the period from April 1, 1998 through March 31, 2001, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

<b>Increase</b>	<b>Effective Date of Increase</b>
Three percent (3%)	April 1, 1998
Three and one-half percent (3.5%)	April 1, 1999
Three and one-half percent (3.5%)	April 1, 2000

**Section 2.** That Section 17 of Ordinance No. 436-97, passed April 14, 1997, is hereby amended to read as follows:

Section 17. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Bridge Attendant.....	\$7.82 per hour	\$12.11 per hour
2. Electric Bridge Operator .....	\$9.39 per hour	\$14.62 per hour

**Section 3.** That existing Section Section 17 of Ordinance No. 436-97, passed April 14, 1997, is hereby repealed.

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

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

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

**Ord. No. 1892-98.**

**By Councilman Cimperman.**

**An emergency ordinance authorizing certain persons to engage in peddling in Ward 13. (Steven Spalek).**

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

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 13; and

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

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 13: Steven Spalek on West 24th Street near Lorain Avenue.

**Section 2.** That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

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

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

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

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

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

**Res. No. 1893-98.**

**By Councilmen Cintron, Westbrook, Sweeney, Polensek, Rybka, Lewis, Melena, Johnson, Patmon, Robinson, White, Jones, Cimperman, Dolan, Gordon and Zone.**

**An emergency resolution urging representatives of Carpet Barn to comply fully and quickly with state laws requiring refunds of deposits.**

Whereas, the Council of the City of Cleveland is concerned about the adverse impact of unanticipated and unannounced closures of businesses in the City of Cleveland; and

Whereas, the recent closure of Carpet Barn has caused financial and personal disruption to many residents of the City; and

Whereas, the Ohio Consumer Sales Practices Act, together with other

laws of the State of Ohio, mandate certain safeguards for consumers who have provided deposits for goods and services; now, therefore,

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

**Section 1.** That the Council of the City of Cleveland urges representatives of Carpet Barn to treat its former customers fairly and equitably and to comply fully with state law provisions requiring that deposits be refunded to customers in a timely manner.

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

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

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

**SECOND READING EMERGENCY ORDINANCES PASSED**

**Ord. No. 1247-98.**

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

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Alcohol and Drug Addiction Ser-

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ices Board of Cuyahoga County for the 1998-1999 Drug Prevention, Treatment and Intervention Program.

Approved by Directors of Public Health, Finance, Law; Recommended by Committees on Public Health, Finance, when, amended as follows:

1. In Section 1, line 4, delete "\$464,530.00" and insert "\$232,265.00".

2. In Section 1, line 3, after "grant" delete "estimated".

3. In Section 1, lines 4 and 5, delete "and such other funds as may become available during the grant period."

4. In Section 1, line 12, after "grant." insert "**Should additional grant funds be made available to the City of Cleveland, Department of Public Health, from the Alcohol and Drug Addiction Services Board of Cuyahoga County to conduct the 1998-1999 Drug Prevention, Treatment and Intervention Program, the Director of Public Health shall be required to seek legislative approval prior to the acceptance of such funds.**"

Amendments agreed to.

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

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

**Ord. No. 1731-98.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Business Opportunity contract with Mary Daniels to provide economic development assistance to partially finance the renovation of a commercial building located at 1216-20 East 105th Street, Cleveland, Ohio.

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

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

**Ord. No. 1762-98.**

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the Director of Finance to pay the cost of extraction of 1997 Ohio income tax master file data.

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

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

**Ord. No. 1763-98.**

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into contract without competitive bidding with Data Compression Technology for the purchase and installation, if necessary, of STAX software, for records retrieval, for the Division of Taxation, Department of Finance.

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

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

**MOTION**

The Council adjourned at 8:15 p.m. to meet at 7:00 p.m. on Monday, November 9, 1998.

*Artha Woods*

Clerk of Council

**THE CALENDAR**

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

NONE

**BOARD OF CONTROL**

October 21, 1998

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, October 21, 1998, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Absent: None.

Others: William A. Moon, Commissioner, Purchases and Supplies, Laura A. Williams, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

**Resolution No. 703-98.**

By Director Carmody.  
Resolved, by the Board of Control of the City of Cleveland that the bid of Cleveland Business Machines, Inc. for an estimated quantity of Typewriter Maintenance (all items) (plus 3.5% quantity discount) for the various divisions of City Government, Department of Finance, for the period of two (2) years beginning with the date of execution of a contract received on September 4th, 1998, pursuant to the authority of Ordinance No. 292-98, passed March 23rd, 1998, which on the basis of the estimated quantity would amount to Forty Nine Thousand Eight Hundred Thirty-Five and 49/100 Dollars, (\$49,835.49), (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 17485

which shall be certified against such contract in the sum of Eleven Thousand Nine Hundred Fifty-Four and 00/100 Dollars (\$11,954.00).

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

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.

Absent: None.

**Resolution No. 704-98.**

By Director Konicek.

Resolved, by the Board of Control of the City of Cleveland that the bid of J.J. Turner Inc., dba Turner Equipment Company for an estimated quantity of various equipment and appurtenances for vac-all catch basin cleaners for the Division of Water Pollution Control, Department of Public Utilities, for the period of one (1) year beginning with the date of execution of a contract received on April 27, 1998, pursuant to the authority of Ordinance No. 2016-97, passed January 26, 1998, which on the basis of the estimated quantity would amount to Seventy Thousand and 00/100 Dollars, (\$70,000.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 27000

which shall be certified against such contract in the sum of Forty Thousand and 00/100 Dollars (\$40,000.00) (Net).

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

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.

Absent: None.

**Resolution No. 705-98.**

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on July 30, 1998 for test equipment, all items, for the Division of Cleveland Public Power, Department of Public Utilities, pursuant to the authority of Ordinance No. 213-93, passed by the Council of the City of Cleveland on March 15, 1993, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.

Absent: None.

**Resolution No. 706-98.**

By Director Balraj.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 1279-97, passed by the Cleveland City Council on May 11, 1998, Dodson - Stilson, Inc. ("Consultant") is hereby selected upon the nomination of the Director of Port Control to from a list of qualified consultants available for such employment and determined after a full and complete canvass by said Director as the engineering firm to be employed by contract for the purpose of providing professional engineering services for the design of the relocation of Brookpark Road.

Be it further resolved that the Director of Port Control is hereby authorized to enter into a written contract with Dodson - Stilson, Inc.



based on its proposal dated February 20, 1998, letter dated July 1, 1998, Scope of Services dated July 1, 1998, Summary of Fees dated July 1, 1998, Summary of Man-Hours dated July 1, 1998 and Schedule dated June 17, 1998. The fee for such services shall be an amount not to exceed Seven Hundred Twenty Five Thousand Eight Hundred Ninety Six dollars (\$725,896.00). The contract authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Dodson - Stilson, Inc. for the above-mentioned contract is hereby approved:

**SUBCONTRACTOR SERVICES**

Advanced Engineering PC  
Engineering Services and CAD  
(MBE - \$118,088/16.27%)

Prime Engineering and  
Architecture, Inc. Geotechnical and  
Inspection Services  
(MBE - \$118,674/16.35%)

KS Associates, Inc.  
Surveying and Mapping  
(FBE - \$42,605/5.87%)

Oxbow Engineering, Inc.  
Traffic and Signal  
Engineering  
(FBE - \$33,660/4.64%)

City Blue, Inc.  
Reprographics  
(FBE - \$12,000/1.65%)

Espey Huston and Associates, Inc.  
FAA Coordination  
(\$10,000/1.38%)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.  
Nays: None.  
Absent: None.

**Resolution No. 707-98.**

By Director Balraj.  
Resolved by the Board of Control of the City of Cleveland that all bids received on May 13, 1998 for landscaping package for the ready return building at Cleveland Hopkins International Airport for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 561-97, passed by the Council of the City of Cleveland on June 2, 1997, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.  
Nays: None.  
Absent: None.

**Resolution No. 708-98.**

By Director Balraj.  
Be it resolved by Board of Control of the City of Cleveland that the bid of Lipsky Enterprises, for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, Group "T", for the Division of Cleveland Hopkins International Airport, Department of

Port Control, received on September 11, 1998, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, upon a unit basis, for the improvement in the aggregate amount of \$597,397.00 is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractor by Lipsky Enterprises for the public improvement of the Phase 2 continuation of the Residential Sound Insulation Program, Group "T", hereby is approved:

General Construction \$179,219.00  
(MBE)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 709-98.**

By Director Balraj.  
Be it resolved by Board of Control of the City of Cleveland that the bid of Interstate Design & Construction Company, for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, Group "R", for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on September 11, 1998, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, upon a unit basis, for the improvement in the aggregate amount of \$644,144.00 is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractor by Interstate Design & Construction Company for the public improvement of the Phase 2 continuation of the Residential Sound Insulation Program, Group "R", hereby is approved:

Thanos Contracting Company \$67,770.00  
(FBE)

MAP International \$57,854.00  
(MBE)

MAP International \$171,270.00  
(MBE)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.  
Nays: None.  
Absent: None.

**Resolution No. 710-98.**

By Director Balraj.  
Be it resolved by Board of Control of the City of Cleveland that the bid of Koch Corporation, for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, Group "S", for the Division of Cleveland Hopkins International Airport, Department of Port

Control, received on September 11, 1998, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, upon a unit basis, for the improvement in the aggregate amount of \$721,303.00 is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractor by Koch Corporation for the public improvement of the Phase 2 continuation of the Residential Sound Insulation Program, Group "S", hereby is approved:

New Era Builders \$190,326.00  
(MBE)

Ridge Painting \$90,045.00  
(MBE)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.  
Nays: None.  
Absent: None.

**Resolution No. 711-98.**

By Director Balraj.  
Be it resolved by Board of Control of the City of Cleveland that the bid of Lipsky Enterprises, for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, Group "V", for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on September 11, 1998, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, upon a unit basis, for the improvement in the aggregate amount of \$543,931.00 is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractor by Lipsky Enterprises for the public improvement of the Phase 2 continuation of the Residential Sound Insulation Program, Group "V", hereby is approved:

General Construction \$163,179.00  
(MBE)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.  
Nays: None.  
Absent: None.

**Resolution No. 712-98.**

By Director Balraj.  
Be it resolved by Board of Control of the City of Cleveland that the bid of Interstate Design & Construction Company, for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, Group "U", for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on September 11, 1998, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on





May 18, 1998, upon a unit basis, for the improvement in the aggregate amount of \$635,444.00 is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder and

Be it further resolved that the employment of the following sub-contractors by Interstate Design & Construction Company for the public improvement of the Phase 2 continuation of the Residential Sound Insulation Program, Group "U", hereby is approved:

Thanos Contracting Company	\$57,730.00 (FBE)
MAP International	\$64,500.00 (MBE)
MAP International	\$164,300.00 (MBE)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 713-98.**

By Director Denihan.  
Whereas, pursuant to the authority of Ordinance Nos. 1333-88 and 1578-90, passed by the Council of the City of Cleveland on September 19, 1988, and February 24, 1992, and Resolution No. 193-95 adopted by this Board on March 15, 1995, the City, through its Director of Public Safety, entered into City Contract No. 48506 with the Osborn Engineering Company ("Engineer") to provide the professional services necessary for the Renovation, Rehabilitation and Remodeling of the Justice Center Garage and Elevators; and,

Whereas, the City has decided to add the renovation of the Justice Center Plaza to this contract; and,

Whereas, Engineer has proposed by its letter dated August 5, 1998, to perform such additional services; now therefore,

Be it resolved by the Board of Control of the City of Cleveland, that the Director of Public Safety is hereby authorized to enter into a first modification to City Contract No. 48506 with the Osborn Engineering Company on the basis of Engineer's letter dated August 5, 1998, to include the aforementioned additional services for an increase in fees of One Hundred Twenty Six Thousand and No/100 Dollars (\$126,000.00), and to increase Reimbursable expenses by Thirteen Thousand and No/100 Dollars (\$13,000.00), for a total contract cost, not to exceed Four Hundred Ninety Four Thousand and No/100 Dollars (\$494,000.00).

Be it further resolved, that all other terms and provisions of City Contract No. 48506 not expressly modified herein shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 714-98.**

By Director Hamilton.  
Whereas, City has acquired Permanent Parcel No. 103-31-051 under said Land Reutilization Program; and

Whereas, pursuant to Ordinance No. 1731-78 passed by the Council of the City of Cleveland on September 28, 1998, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, said Resolution had an incorrect Ordinance number for the land to be sold; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution Number 693-98, adopted by this Board of Control on October 7, 1998, is hereby amended by changing the Ordinance Number 1731-98 to 1728-98; and

Be it further resolved that all provisions of said Resolution No. 693-98 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 715-98.**

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

Whereas, City has acquired Permanent Parcel No. 103-21-090 under said Land Reutilization Program; and

Whereas, Ordinance No. 1772-98 passed October 5, 1998, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Famicos Foundation has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1772-98 passed October 5, 1998, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Famicos Foundation for the sale and development of Permanent Parcel No. 103-21-090, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$100.00, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 716-98.**

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 003-30-091 located at 4111 Woodbine Avenue in Ward 14; and

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

Whereas, A.F.F.O.R.D., Incorporated, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

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

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

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with A.F.F.O.R.D., Incorporated for the sale and development of Permanent Parcel No. 003-30-091 located at 4111 Woodbine Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

Nays: None.  
Absent: None.

Nays: None.  
Absent: None.

**Resolution No. 717-98.**

By Director Warren.  
Whereas, pursuant to the authority of Ordinance No. 477-98, passed June 15, 1998, the Commissioner of Purchases and Supplies ("Commissioner") is authorized, by and at the direction of the Board of Control, to sell certain City-owned property in the Village of Highland Hills ("Highland Hills") no longer needed for public use, known as Light Industrial Site 2, P.P. No. 751-01-021, ("Sale Parcel") to Metropolitan Savings Bank of Cleveland, n.k.a. Metropolitan Bank and Trust Company, ("Metropolitan") at a price of not less than One Hundred Thousand Dollars (\$100,000.00) per acre; and

Whereas, pursuant to the authority of said Ordinance, the Project Agreement shall provide that Metropolitan shall have an option to purchase the Option Parcel, which option shall expire five (5) years from the date of recording of conveyance of the Sale Parcel ("Option Period"). The project agreement shall provide for an annual fee to be paid by Metropolitan for said option ("Option Fee"), which Option Fee shall be applied to the purchase price of the Option Parcel; and



Whereas, pursuant to the authority said Ordinance, the Commissioner is authorized, by and at the direction of the Board of Control, to sell certain City-owned property in Highland Hills no longer needed for public use, known as Light Industrial Site 1A, P.P. No. 751-01-019, ("Option Parcel") to Metropolitan during the Option Period for a price of not less than One Hundred Thousand Dollars (\$100,000.00) per acre; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, pursuant to authorization of Ordinance No. 477-98, passed June 15, 1998 by Cleveland City Council, the Commissioner of Purchases and Supplies is hereby directed to sell certain City-owned property, no longer needed for public use, known as Light Industrial Site 2, P.P. No. 751-01-021, ("Sale Parcel") to Metropolitan Bank and Trust Company, f.k.a. Metropolitan Savings Bank of Cleveland, ("Metropolitan"); the consideration to be paid for the Sale Parcel is fixed at One Million, Five Hundred Forty Thousand Dollars (\$1,540,000.00), which amount is determined to be not less than the fair market value when taking into account all restrictions and encumbrances placed by the City in the deed of Conveyance. The quit claim deed from the City to Metropolitan shall contain such terms and conditions as the Director of Economic Development and the Director of Law deem appropriate and necessary to protect and benefit the interest of the City of Cleveland.

Be it further resolved by the Board of Control of the City of Cleveland that, pursuant to authorization of said Ordinance No. 477-98, the Commissioner of Purchases and Supplies is hereby directed to sell the Option Parcel to Metropolitan within five (5) years of conveyance of the Sale Parcel ("Option Period"), for the consideration of Eight Hundred Seventy Thousand Dollars (\$870,000.00) during the first year of the Option Period, or such higher amount during the Option Period as determined by the project agreement, less the Option Fee, which amount is determined to be not less than the fair market value, when taking into account all restrictions and encumbrances placed by the City in the deed of Conveyance. The quit claim deed from the City to Metropolitan shall contain such terms and conditions as the Director of Economic Development and the Director of Law deem appropriate and necessary to protect and benefit the interest of the City of Cleveland.

Be it further resolved by the Board of Control of the City of Cleveland that the Mayor and the Commissioner of Purchases and Supplies are hereby requested to execute and deliver the official deed of the City of Cleveland conveying said property.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 718-98.**

By Director Konicek.  
Be it resolved, by the Board of Control of the City of Cleveland that all bids received on August 12, 1998 for labor and materials to repair various air tools for the Division of

Water, Department of Public Utilities, pursuant to the authority of Ordinance No. 2017-97, passed by the Council of the City of Cleveland on January 26, 1998, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 719-98.**

By Director Jackson.  
Be it resolved by the Board of Control of the City of Cleveland, that the bid of Precision Design & Construction, Inc. for the public improvement of Rockefeller/Gordon/Wade Parks Pavement Improvements - Phase V, for Base Bid Items 0-10, 13-18, 21, 23, 26-31, 33, 37, 39-42 and 44-45, for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties, received on August 19, 1998 pursuant to the authority of Ordinance No. 1605-98, passed October 19, 1998, upon a unit basis, for the improvement in the aggregate amount of Three Hundred Fifty Thousand, Ninety Four and 97/100 Dollars (\$350,094.97), is hereby affirmed and approved as the lowest responsible bid; and the Director of Parks, Recreation & Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the following subcontractors for Precision Design & Construction, Inc. on the public improvement of Rockefeller/Gordon/Wade Parks Pavement Improvements - Phase V are hereby approved:

**SUBCONTRACTORS RESPONSIBILITY**

- United Ready Mix  
Ready Mix Concrete (MBE)
- Thompson Ground Development  
Trucking (MBE)
- Barrow Sign  
Signage (FBE)

Yeas: Mayor White, Acting Director Milton, Directors Carmody, Konicek, Balraj, Guzman, Staib, Denihan, Jackson, Hamilton, Nolan, Warren and Axelrod.

Nays: None.  
Absent: None.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the

commission not later than the final closing date slated in the examination announcement.

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

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

FREDDIE J. FENDERSON,  
President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, NOVEMBER9, 1998**

**9:30 A.M.**

**Calendar No. 98-218:** 998 East 63rd Street

Josephine J. Sczurek, owner, appeals to install approximately 40 linear feet of 6' high board on board wood fencing on the northerly side of a 40' x 140' lot occupied by a dwelling house and located in a Two-Family District at 998 East 63rd Street; said installation being contrary to the accessory uses in Residence District Requirements where the maximum height of fence permitted along the north lot line shall not be greater than 2', which equals the distance from the property line to the adjoining main building and 6' is proposed pursuant to Section 337.23(a)(6) of the Codified Ordinances.

**Calendar No. 98-219:** 17721 South Miles Road, S.E.

John Smith, owner, and Gregory Jones, tenant, appeal to change the use of the southerly portion (approximately 76' x 40') of an existing 136' x 40' one-story masonry warehouse building into an auto repair garage that is situated on a 160' x 80' lot and located in a Semi-Industry District on the north side of South Miles at 17721 South Miles Road; said use being contrary to the Semi-Industry District Regulations where a repair garage use located in a Semi-Industry District must be located at least 100' from a Residence District and 40' is provided, per Section 345.03(C)(2) of the Codified Ordinances.

**Calendar No. 98-221:** 2049 West 106th Street

Jennings and Zelma Smith, owners, appeal to construct a 19' x 14' one-story frame bedroom and bathroom addition to the rear of an existing 19' x 50' one family dwelling house situated on a 25' x 113' lot and located in a Two-Family District on the easterly side of West 106th Street at 2049 West 106th Street; said construction being contrary to the Yards and Courts Requirements of Section 357.09(b)(2)(B) in which the required aggregate width of side yard is 10' and 6' is proposed, but subject to the expansion limitations of Section 359.01 of the Codified Ordinances.



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**Calendar No. 98-222:** 2515 Market Avenue, a.k.a. 2528 Lorain Avenue One Market Square Park Ltd., Partnership, owner c/o Michael K. Dostal and James Hayes, appeal to change the use and renovate the second, third and fourth floors of an existing 45' x 100' four-story masonry commercial building into twelve residential apartments, all located on a 45' x 100' parcel in a General Retail District and situated on the northerly side of Lorain Avenue and the southerly side of Market Avenue at 2515 Market Avenue, a.k.a. 2528 Lorain Avenue; said change of use and renovation being contrary to the Required Interior Side Yards Regulations of Section 357.09(b)(2)(C) where no interior side yard shall be less than 8' and 0' is proposed and contrary to the Required Rear Yards Regulations of Section 357.08(2)(C) where the depth of a required rear yard shall not be less than 20' and 0' is proposed and contrary to the Off-Street Parking and Loading Requirements of Section 349.05 where accessory off-street parking shall be located on the same lot or within 400' and the lot shall be in the same ownership or control as the building and the maximum gross floor area of a residential building in a "C" district shall not exceed 1/2 of the lot area, pursuant to Section 355.04 of the Codified Ordinances.

EUGENE CRANFORD, JR.,  
Secretary

### REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 26, 1998

At the Meeting of the Board of Zoning Appeals on Monday, October 26, 1998, the following appeals were heard by the Board:

The following appeals were **Approved**:

**Calendar No. 98-208:** 4178 West 62nd Street

Eddie Rosa, owner, appealed to erect approximately 92 linear feet of 5' high wood privacy fence on the south property line of a 40' x 120' irregular shaped lot occupied by a one family dwelling house located in a One-Family District.

**Calendar No. 98-209:** 3845 Riveredge Road, S.W., a.k.a. 3843-47 Riveredge Road

George Packis, owner, and Dan Anderson Printing Company c/o Dan Anderson, tenant, appealed to change use from a health care products retail store to a print shop at the ground floor storeroom of a 50' x 120' three-story masonry non-conforming store and 14 dwelling units building in a Multi-Family District.

**Calendar No. 98-210:** 1633 East 40th Street, a.k.a. 1633-53 East 40th Street, a.k.a. 1608-14 East 41st Street

Victor Jazbec, owner, appealed to add a 55' x 157' one-story pre-engineered metal building to an existing 120' x 157' shop building and to con-

struct a 21 car accessory off-street parking lot on an irregular shaped through parcel in a Multi-Family District and Semi-Industry District.

**Calendar No. 98-213:** 14808 Alger Road

John Goodman and Margaret Schorer, owners, appealed to erect a 26'8" x 10' "L" shaped open front porch to an existing two-story one-family dwelling house in a One-Family District.

**Calendar No. 98-220:** 7901-8101 Euclid Avenue

Midtown Square Limited Partnership, owner, appealed to legalize the setback encroachment for the 390' x 193' two-story masonry shopping center stores building on the northeast corner of East 79th Street and Euclid Avenue located in a Shopping Center District.

The following appeal was **Refused**:

**Calendar No. 98-212:** 17419 Dorchester Drive, N.E.

Zachariha Cohan, appealed from a Notice of Violation issued by the Division of Building and Housing dated August 18, 1998 for premises located in a One-Family District.

**On October 26, 1998 in Executive Session:**

The following appeal was heard on Monday, October 19, 1998, and said decision to **GRANT** was approved and adopted by the Board on October 26, 1998:

**Calendar No. 98-204:** 2129 Random Road

Angie Sanders, owner, appealed to construct a second story frame addition to an existing 22' x 30' one-story dwelling unit located in the rear of a 33' x 126' parcel with an existing 25' x 46' two-story dwelling house in the front of property located in a Multi-Family District.

The following appeals were heard on Monday, October 19, 1998, and said decisions to **REFUSE** were approved and adopted by the Board on October 26, 1998:

**Calendar No. 98-172:** 5301 Broadway, S.E.

Donald Bram, owner, and Golden Motors, Inc., tenant, appealed to convert an existing 40' x 95' lot with a two-story storefront building, existing one-story concrete garage work area and two-bay garage into an automotive repair garage, automotive services and used auto sales lot in a General Retail Business District.

**Calendar No. 98-173:** 5307-5313 Broadway

Donald Bram, owner, and Golden Motors, Tenant, appealed to convert a 40' x 145' lot with a 12' x 46' trailer on said lot into a used auto sales lot in a General Retail Business District.

**Calendar No. 98-174:** 5417 Mumford Avenue

Donald Bram, owner, and Golden Motors, Inc., tenant, appealed to convert a 120' x 60' vacant parking lot into a storage lot for autos in need of automotive services and a used

auto sales lot in a Two-Family District.

**Calendar No. 98-191:** 1902 Treadway Avenue

James Ridella, owner, appealed to install 131 linear foot of 6' high board on board wooden fencing in the northerly rear portion of a 42' x 120' parcel located in a Single Family District.

**Calendar No. 98-207:** 2002 Broadview Road

Sul H. Choi, owner, appealed for an expansion of use of an existing one-story masonry auto repair shop into a lot for the sale of used cars and an auto repair shop located in a Local Retail District.

EUGENE CRANFORD, JR.,  
Secretary

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

NO MEETING

### PUBLIC NOTICE

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

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

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

### NOTICE OF PUBLIC HEARING

NONE

### CITY OF CLEVELAND BIDS

For All Departments

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

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

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

**Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applica-**



tions for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the Office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties'

**FRIDAY, NOVEMBER 6, 1998**

**Paper Stock and Envelopes**, for the Division of Printing and Reproduction, Department of Finance.

**Window Washing Services**, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1596-98, passed by the Council of the City of Cleveland, September 28, 1998.

**Towel and Linen Services**, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1743-97, passed by the Council of the City of Cleveland, October 13, 1997.

October 21, 1998 and October 28, 1998

**THURSDAY, NOVEMBER 12, 1998**

**Repair Parts for Pumps, Small Engines and Saws**, as authorized by Section 129.25 of the Codified Ordinances of the City of Cleveland, 1976.

**One (1) Direct-Fired Air Make Up Unit**, for the Department of Public Safety, as authorized by Ordinance No. 2839-90, passed by the Council of the City of Cleveland, January 28, 1991.

October 21, 1998 and October 28, 1998

**FRIDAY, NOVEMBER 13, 1998**

**Kinsman Water Tower Rehabilitation**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 312-98, passed by the Council of the City of Cleveland, June 15, 1998.

A DEPOSIT OF ONE HUNDRED FIFTY DOLLARS (\$150.00) 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 WEDNESDAY, NOVEMBER 4, 1998, 10:00 A.M. AT THE DIVISION OF WATER, ENGINEERING CONFERENCE ROOM, 75 ERIEVIEW PLAZA, CLEVELAND, OHIO.

**Various Automotive and Truck Parts**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 998-98, passed by the Council of the City of Cleveland, June 15, 1998.

**Two (2) Mower Decks and One (1) Hydroseeder**, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

October 21, 1998 and October 28, 1998

**FRIDAY, NOVEMBER 20, 1998**

**Remanufactured Transmissions**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 554-98, passed by the Council of the City of Cleveland, May 18, 1998.

October 21, 1998 and October 28, 1998

**WEDNESDAY, NOVEMBER 11, 1998**

**Labor and Materials to Remove, Remediate and Replace Underground Storage Tanks**, for the Department of Port Control, as authorized by Ordinance No. 550-98, passed by the Council of the City of Cleveland.

A NON-REFUNDABLE FEE OF TWENTY FIVE DOLLARS (\$25.00) CERTIFIED CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS.

A PRE-BID MEETING WILL BE HELD ON FRIDAY, NOVEMBER 6, 1998, 9:00 A.M., IN THE ENGINEERING OFFICE CONFERENCE ROOM, CLEVELAND HOPKINS INTERNATIONAL AIRPORT.

October 28, 1998 and November 4, 1998

**THURSDAY, NOVEMBER 12, 1998**

**Service and Maintenance of Various Ventilation and Air Conditioning Equipment**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 989-98, passed by the Council of the City of Cleveland, June 15, 1998.

A MANDATORY PRE-BID MEETING WILL BE HELD ON THURSDAY, NOVEMBER 5, 1998, 9:00 A.M., AT THE OFFICE OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108. BIDDERS WHO DO NOT ATTEND WILL NOT BE CONSIDERED.

**Manhole Risers**, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 297-98, passed by the Council of the City of Cleveland, April 27, 1998.

**Emulsion and Emulsion Service Management**, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 302-98, passed by the Council of the City of Cleveland, April 27, 1998.

October 28, 1998 and November 4, 1998

**FRIDAY, NOVEMBER 13, 1998**

**Ready-Mixed Concrete**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 2203-96, passed by the Council of the City of Cleveland, January 13, 1997.

October 28, 1998 and November 4, 1998

**FRIDAY, NOVEMBER 20, 1998**

**Labor and Materials to Refill, Repair and Replace Fire Extinguishers**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 1222-98, passed by the Council of the City of Cleveland, August 19, 1998.

October 28, 1998 and November 4, 1998

**WEDNESDAY, NOVEMBER 25, 1998**

**Alignment Machine Equipment**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1231-98, passed by the Council of the City of Cleveland, September 28, 1998.

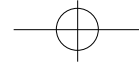
A PRE-BID MEETING WILL BE HELD ON TUESDAY, NOVEMBER 17, 1998, 10:00 A.M. AT THE EAST 55TH STREET, CARR SERVICE CENTER, STATION 344.

**Diesel Fuel**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1236-98, passed by the Council of the City of Cleveland, September 28, 1998.

**Hazardous and Non-Hazardous Waste Testing and Removal**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 679-98, passed by the Council of the City of Cleveland, June 8, 1998.

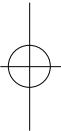
A PRE-BID CONFERENCE WILL BE HELD AT 2:00 P.M. ON WEDNESDAY, NOVEMBER 11, 1998 AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO. REPRESENTATIVES OF THE CLEVELAND PUBLIC POWER WILL BE PRESENT TO ADDRESS THE BID AND RESPOND TO QUESTIONS FROM PROSPECTIVE BIDDERS.

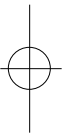
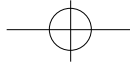
October 28, 1998 and November 4, 1998

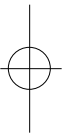
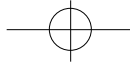


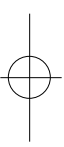
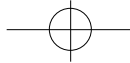
**Certified MBEs and FBEs  
Third Quarter, 1998**

Pursuant to Chapter 187 of the Codified Ordinances of the City of Cleveland, Ohio, listed below are the firms that have been certified as Minority Business Enterprise (MBE) and Female Business Enterprise (FBE) by the Mayor's Office of Equal Opportunity during the Third Quarter of 1998.

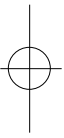
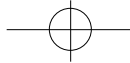












### ADOPTED RESOLUTIONS AND ORDINANCES

#### Res. No. 929-98.

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

An emergency resolution declaring it necessary to provide for the control of blight and disease of shade trees by removing, planting, trimming, watering and creating or excavating cutouts for shade trees, and other related activities in and along the streets of portions of the City of Cleveland; establishing a district for said purpose in accordance with the provisions of Section 727.011 of the Revised Code; providing for the assessment of the cost and expense of such work upon benefited property in said district; and declaring an emergency.

Whereas, the maintenance of trees in the downtown area of the City of Cleveland involves special costs due to adverse natural conditions; and

Whereas, it is immediately urgent and necessary that work be authorized for the purpose of controlling blight and disease of shade trees within public rights of way by removing, planting, trimming, watering and creating or excavating cutouts for shade trees, and other related activities in and along the streets of the downtown area of the City of Cleveland during the 1999-2000 season; and

Whereas, the Director of Parks, Recreation and Properties has recommended to Council the planting, trimming, creating or excavating cutouts for shade trees and other related activities in and along the streets of the downtown area of the City of Cleveland during a 12-month period beginning during 1999 in accordance with plans, specifications, profiles and cost estimates on file in the Office of the Clerk of Council and

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

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

**Section 1.** That it is hereby determined and declared necessary and conducive to the public health, convenience and welfare of the City of Cleveland and the inhabitants thereof to control the blight and disease of shade trees within public rights of way by removing, planting, trimming, watering and creating or excavating cut-outs for shade trees, and other related activities (collectively, "Tree Maintenance") in and along the streets of a portion of the downtown area of the City of Cleveland for a 12-month period beginning during 1999.

**Section 2.** That for such Tree Maintenance, there is hereby created and established, pursuant to the provisions of Section 727.011, Ohio Revised Code, a district known as the "1999-2000 Tree Maintenance District" which shall include all territory within the following boundaries:

#### BOUNDARIES OF TREE MAINTENANCE DISTRICT

Beginning on the centerline of the Conrail Railroad right-of-way at its intersection with the Northerly prolongation of the centerline of West 10th Street;

Thence Southerly and Southeast-ly along the Northerly prolonga-

tion and the centerline of West 10th Street to its intersection with the centerline of Superior Avenue N.W.;

Thence Easterly along the centerline of Superior Avenue N.W.; to its intersection with the Northerly prolongation of the Easterly right-of-way line of Columbus Road N.W.;

Thence Southerly along said Northerly prolongation and the Easterly right-of-way line of Columbus Road N.W. and its Southerly prolongation to its intersection with the centerline of the Cuyahoga River;

Thence Easterly and Southeast-ly along the centerline of the Cuyahoga River to its intersection with the Southwesterly prolongation of the Southerly line of Huron Road, S.E.;

Thence Northwesterly along the Southwesterly prolongation and Southerly right-of-way line of Huron Road S.E. to its intersection with the most Southerly right-of-way line of Prospect Avenue S.E.;

Thence Southeast-ly along the most Southerly right-of-way line of Prospect Avenue S.E. to its intersection with the centerline of East 18th Street;

Thence Northerly along the centerline of East 18th Street and along its Northerly prolongation to its intersection with the centerline of said Conrail right-of-way;

Thence Westerly along said centerline of the Conrail right-of-way to its intersection with the Northerly prolongation of the centerline of West 10th Street and the place of beginning.

**Section 3.** That the plans, specifications and profiles for said Tree Maintenance, at the estimated cost of \$167,580.00, heretofore prepared and placed in File No. 929-98-A in the Office of the Clerk of Council, are hereby approved.

**Section 4.** That the entire cost of such Tree Maintenance in the 1999-2000 Tree Maintenance District, less the one-fiftieth of such entire cost which shall be paid by the City, be specially assessed by a percentage of the tax value of all lots and lands within the 1999-2000 Tree Maintenance District, which said lots and lands are hereby determined to be specially benefited by said work in the amount equal to the amount specially assessed against each such lot and land. The cost of said work shall include the cost of plans, specifications, profiles and estimates and of printing, serving and publishing notices, resolutions and ordinances, the amount of damages resulting from the work assessed in favor of any owner of land affected by the work and the interest thereon, the costs incurred in connection with the preparation, levy and collection of special assessments, the cost of purchasing, appropriating and otherwise acquiring therefor any required real estate or interests therein, expenses of legal services, the cost of all labor and materials, and all other necessary expenditures.

**Section 5.** That the assessments to be levied shall be payable in cash within thirty (30) days after passage of the City's ordinance of assessment or at the option of the owner in one (1) annual installment. All cash payments remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of this Council to the County Auditor as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

**Section 6.** That no notes or bonds of the City of Cleveland shall be issued in anticipation of the collection of the special assessment.

**Section 7.** That the Commissioner of Assessments and Licenses has prepared and filed in the Office of the Clerk of Council and placed in the File referenced in Section 3 of this ordinance an estimated assessment in accordance with the provisions of this resolution showing the amount of the assessment against each lot or parcel of land to be assessed based upon the estimated cost of the Tree Maintenance which is now on file in the Office of the Clerk of Council.

**Section 8.** The Commissioner of Assessments and Licenses is directed to cause notice of passage of this resolution and of the filing of the estimated assessment to be served on the owners of all lots and lands to be assessed, as provided by law.

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

Adopted October 12, 1998.

Effective October 21, 1998.

#### Ord. No. 68-98.

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 professional services necessary for the design and implementation of improvements to enhance the Division of Water's Waterworks plants, and authorizing the Director of Public Utilities to apply and pay for permits, licenses and plan reviews and to enter into various written standard purchase and requirements contracts in connection with the performance of the various professional consulting contracts authorized herein.

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized and directed to employ by contract or contracts design engineers, architects and other consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for the design and implementation of improvements to enhance only the Division of Water's Baldwin, Crown, Morgan and Nottingham Waterworks Plants and their on-site appurtenances, for purposes, including, but not limited to, addressing current and foreseeable regulatory requirements, enhancing water quality and reliability of service, meeting projected demands, utilizing sites, acreage and existing facilities to their best use, providing functional, safe working environments for operations personnel, and improving plant operation organizational structure. Professional consulting services authorized herein may include, but are not limited to, environmental audit-

October 28, 1998

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ing, necessary control systems and communications support, mandated process safety management program development, required testing and analysis, comprehensive start-up assistance, technical support, preparation of operations and maintenance manuals, and operational process enhancements.

The selection of said consultant or 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 Director of Public Utilities is hereby authorized and directed to apply and pay for such permits, licenses, plan reviews, or other authorizations required by any regulatory entity or other public authority in connection with the performance of the various consulting contracts authorized in Section 1 of this ordinance.

**Section 3.** That the Director of Public Utilities is hereby authorized and directed to make written standard purchase contracts and written requirement contracts in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, the period of requirements to be determined by said director, for the necessary items of necessary services, information, materials, labor, training, equipment and supplies required in connection with the performance of the various consulting contracts authorized in Section 1 of the ordinance, and labor and materials needed to install and maintain any or all of the foregoing items, if necessary, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis or upon a lump sum basis, as appropriate, to be determined by the Director of Public Utilities for the Division of Water, Department of Public Utilities. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine.

**Section 4.** That the costs for such services herein contemplated shall be paid from Fund No. 52 SF 001, 52 SF 219 and 52 SF 223, Request No. 23420. This legislation shall not authorize any capital expenditures.

**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 October 19, 1998.

Effective October 27, 1998.

**Ord. No. 432-98.**  
By Councilmen Gordon, Zone and Johnson (by departmental request).  
An emergency ordinance to amend Section 203.10 of the Codified Ord-

nances of Cleveland, Ohio, 1976, as amended by Ordinance No. 711-93, passed June 14, 1993, relating to lead paint.

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

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

**Section 1.** That Section 203.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 711-93, passed June 14, 1993, is hereby amended to read as follows:

**Section 203.10 Lead Paint**

(a) No person shall possess, sell, hold for sale, give away or leave in any place a paint containing more than six-hundredths of one percent (.06%) of metallic lead, based upon total nonvolatile content of the paint, unless, in addition to the matter required by State or Federal law, the labeling bears the following statement:

"Contains lead. Harmful if eaten. Do not apply on toys, furniture or surfaces which might be chewed by children."

This division does not apply to marine paints, roof cements and coatings, automotive finishes which are not sold at retail or to paints other than paints for toys, children's furniture or surfaces which might be chewed by children, which are sold, for purposes other than resale, to the City, State or Federal Government, or if a manufacturer, an industrial plant, a public utility or metal structural contractor.

(b) No person shall manufacture children's toys or children's furniture which have a paint containing more than six-hundredths of one percent (.06%) of metallic lead based on the total nonvolatile content of the paint.

(c) No person shall sell or hold for sale children's toys or children's furniture which have a paint containing more than six-hundredths of one percent (.06%) of metallic lead based on the total nonvolatile content of the paint.

(d) No person shall use a paint containing more than six-hundredths of one percent (.06%) of metallic lead based on the total nonvolatile content of the paint, on the interior or exterior surfaces of any dwelling unit.

(e) When the Commissioner of Environment or an authorized City housing or health inspector finds that there is lead-based paint as defined in Section 240.01 on the interior or exterior surfaces of any dwelling unit, or if there is an x-ray fluorescent lead analyzer reading equal to or greater than 1mg/cm<sup>2</sup> and the paint is deteriorated or is present on accessible, friction, or impact surfaces, such person shall notify the Commissioner of Environment who shall order the removal or repair of such paint and the refinishing of removed or repaired paint areas with a safe suitable finish.

(f) The Commissioner of Environment is authorized to establish a program for the loaning, at no cost, of City-owned equipment for the removal of lead from buildings located in the City of Cleveland and is authorized to enter into contracts, as approved by the Director of Law, for the purpose of loaning the equipment.

(g) The Director of Public Health is hereby authorized to employ by contract, for the purpose of supplementing the regularly employed personnel of the Department of Public Health, such laboratory testing services and other professional services as may be necessary for the administration of the lead paint program by the Department of Public Health. The selection of said consultant or consultants for such services shall be made by the Board of Control upon the nomination of the Director of Public Health 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 Health for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. Prior to the presentation of any resolution to the Board of Control for the selection of any consultant under the authority of this section, the Director of Public Health shall report to the Council the identity of the proposed consultant, the proposed scope of work, and the proposed compensation. The contract herein authorized shall be prepared by the Director of Law, approved by the Director of Public Health, and certified by the Director of Finance. That the costs for such services herein contemplated shall be paid from the fund or funds appropriated for use by the Department of Public Health for this purpose.

**Section 2.** That existing Section 203.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 711-93, passed June 14, 1993, is hereby repealed.

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

Passed October 19, 1998.

Effective October 28, 1998.

**Ord. No. 1605-98.**

By Councilmen Willis, Rybka and Johnson (by departmental request).

An emergency ordinance determining the method of making the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving certain City-owned parks and recreation facilities and Moreland Boulevard landscape and medians, including site improvements and appurtenances; authorizing the Director of Parks, Recreation and Properties to enter into contract for the making of such improvements; to employ one or more architectural, landscape architectural or engineering firms and other consultants necessary to provide professional services relating to such improvement; and authorizing said director to enter into contract for the making of the improvement to parks and to proceed with the improvement to recreation facilities not otherwise improved by the direct employment of the necessary labor, for the Divisions of Recreation and Research, Planning and Development, 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, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving certain City-owned recreation facilities, including all site improvement and appurtenances necessary and incidental thereto; for the Division of Recreation, Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidder after competitive bidding for a gross price for the improvements.

**Section 2.** That, provided the City of Cleveland sells the general obligation bonds authorized by Ordinance No. 980-98, passed July 29, 1998, the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding for a gross price 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 for a gross price. Upon request of said director the contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of said improvement.

**Section 3.** That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving certain City-owned parks and playgrounds, excluding Mall C, and Moreland Boulevard landscape and medians, including all site improvement and appurtenances necessary and incidental thereto; for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvements.

**Section 4.** That, provided the City of Cleveland sells the general obligation bonds authorized by Ordinance No. 980-98, passed July 29, 1998, the Director of Parks, Recreation and Properties 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 for a gross price.

**Section 5.** That, provided the City of Cleveland sells the general obligation bonds authorized by Ordinance No. 980-98, passed July 29, 1998, the Director of Parks, Recreation and Properties is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the items comprising the necessary supplies and materials for said improvement, including the rental of necessary equipment to be purchased by the Commissioner of Pur-

chases and Supplies upon a unit basis for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties.

**Section 6.** That, provided the City of Cleveland sells the general obligation bonds authorized by Ordinance No. 980-98, passed July 29, 1998, the Director of Parks, Recreation and Properties is hereby authorized to employ by contract one or more architects, landscape architects and engineers, or one or more firms of architects, landscape architects and engineers, necessary to implement the public improvements authorized in this ordinance. The selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Parks, Recreation and Properties from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Parks, Recreation and Properties 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 Parks, Recreation and Properties and certified by the Director of Finance.

**Section 7.** That the cost of said improvement and professional services authorized above shall be paid from Fund No. 20 SF 354, 20 SF 353, 20 SF 343, 20 SF 330, 20 SF 323, 20 SF 322, 20 SF 313, 20 SF 303, and from the proceeds of the sale of general obligation bonds of the City of Cleveland authorized by Ordinance No. 980-98, passed July 29, 1998, Request No. 20567.

**Section 8.** That of the \$230,000.00 that was originally anticipated to be used for improvements to Mall C, which improvements are not authorized by this legislation, \$200,000.00 shall instead be divided equally among the ten even-numbered wards, and the remaining \$30,000.00 shall instead be allocated for a City-wide purpose. The use of these monies shall be consistent with the purposes described in Section 1 of this ordinance.

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

Passed October 19, 1998.

Effective October 20, 1998.

**Ord. No. 1691-98.**  
By Councilmen Willis and Johnson (by departmental request).

**An emergency ordinance to amend Section 4 of Ordinance No. 1282-96, passed October 14, 1996, as amended by Ordinance No. 321-98, passed April 6, 1998, relating to rehabilitating, renovating or otherwise improving City Hall and for the professional services necessary therefor.**

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

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

**Section 1.** That Section 4 of Ordinance No. 1282-96, passed October 14, 1996, as amended by Ordinance No.

321-98, passed April 6, 1998, is hereby amended to read as follows:

**Section 4.** That the cost of said improvement and professional services hereby authorized shall be paid from Fund Nos. 10 SF 006, 20 SF 300, 20 SF 310, 20 SF 320, 20 SF 331, 20 SF 340, and 20 SF 351, Request No. 20559.

**Section 2.** That existing Section 4 of Ordinance No. 1282-96, passed October 14, 1996, as amended by Ordinance No. 321-98, passed April 6, 1998, is hereby repealed.

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

Passed October 19, 1998.

Effective October 27, 1998.

**Ord. No. 1692-98.**  
By Councilman Johnson (by departmental request).

**An emergency ordinance authorizing the Director of Personnel and Human Resources to enter into contracts with Medical Mutual of Ohio, Medical Life Insurance Company, Personal Physician Care, HMO Health Ohio, Kaiser Permanente, Aetna USHealthcare, Inc, and Personal Physician Care, Inc, to provide medical and life insurance coverage for City employees; and to enter into contract with a joint venture to provide dental insurance for City Employees.**

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

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

**Section 1.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with Medical Mutual of Ohio to provide SuperMed Plus group preferred provider medical insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, on the basis of its proposal dated November 5, 1997.

**Section 2.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with Medical Mutual of Ohio to provide SuperMed Select point of service-style health insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, on the basis of its proposal dated November 5, 1997.

**Section 3.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with Medical Life Insurance Company to provide group term life insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, and voluntary additional group term life insurance coverage, and to provide Section 125 Premium Pass Through services, on the basis of its proposal dated October 17, 1997.



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**Section 4.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with HMO Health Ohio to provide health maintenance organization-style group health insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, on the basis of its proposal dated November 5, 1997.

**Section 5.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with Kaiser Permanente to provide health maintenance organization-style group health insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, on the basis of its proposal dated December 18, 1997.

**Section 6.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with Aetna US Healthcare, Inc. to provide health maintenance organization-style group health insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, on the basis of its proposal dated January 23, 1998.

**Section 7.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to enter into a contract with Personal Physician Care, Inc., to provide health maintenance organization-style group health insurance coverage for City of Cleveland employees for a one year term commencing April 1, 1998, on the basis of its proposal dated January 6, 1998.

**Section 8.** That notwithstanding any Codified Ordinance of Cleveland, Ohio, 1976, to the contrary, the Director of Personnel and Human Resources is hereby authorized to contract for the issuance of a policy or policies of dental insurance, on a joint venture basis, which joint venture shall include at least one minority insurance agency, to provide group dental insurance coverage for eligible City of Cleveland employees and officers for a one year term commencing April 1, 1998. The selection of the contractor for such services shall be made by the Director of Personnel and Human Resources after a full and complete canvass.

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

Passed October 19, 1998.  
Effective October 28, 1998.

**Ord. No. 1699-98.**  
**By Councilmen Cimperman, Jackson and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract amendment with Renaissance Center Limited Partnership to accept a**

**discount prepayment of the UDAG loan regarding an office tower and parking garage located at East 14th Street and Huron Road in the Playhouse Square District.**

Whereas, pursuant to Ordinance No. 2628-87, Council authorized the Director of Economic Development to accept an Urban Development Action Grant ("UDAG") from the United States Department of Housing and Urban Development ("HUD") and to enter into a contract with a limited partnership formed by Ross C. Farro and Phoenix Mutual Life Insurance Company (the "Contract"), or its designee, for construction of an office tower and parking garage located at East 14th Street and Huron Road in the Playhouse Square District; and

Whereas, Renaissance Center Limited Partnership was the authorized designee under the Contract; and

Whereas, Renaissance Center Limited Partnership has requested the opportunity to prepay the \$7,729,398.00 zero interest loan at its net present value determined by discounting by the prime rate the balloon principal payment due October 31, 2009; and

Whereas, this ordinance allows the Department of Economic Development to secure financial assistance funds for the fourth quarter 1998 and 1999 City-wide projects; and

Whereas, this ordinance constitutes an emergency measure that the same provides for the immediate preservation of the public peace, safety, property and welfare, in 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; now, therefore

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

**Section 1.** That the Director of Economic Development is authorized to accept on behalf of the City, a discounted prepayment from Renaissance Center Limited Partnership in an amount equal to the net present value of the loan using a discount rate equal to the prime rate in effect on the date of passage of this ordinance in full satisfaction of its loan of \$7,729,398.00 due in a balloon payment October 31, 2009 which loan was made to partially finance the construction of an office tower and parking garage on the southwest corner of East 14th Street and Huron Road in the Playhouse Square District. That the Director of Economic Development is authorized to file all papers and execute all documents necessary to receive the funds under said prepayment.

**Section 2.** That the UDAG Development contract amendment authorized herein shall be prepared by the Director of Law and shall contain such terms and conditions as shall be deemed necessary or appropriate to protect the interests of the City.

**Section 3.** That the Director of Economic Development is hereby authorized to release any and all collateral taken to secure repayment of said loan and to execute all documents necessary to release said collateral. Any release of security instruments shall be prepared and approved by the Director of Law.

**Section 4.** That the Director of Economic Development is hereby authorized to deposit the prepayment into Fund No. 17 SF 006.

**Section 5.** That One Million Dollars (\$1,000,000.00) of the prepay-

ment proceeds is appropriated to create a Neighborhood Retail Assistance Program to provide financial assistance to small retail businesses and merchants located on commercial streets of the City outside of downtown and the Empowerment Zone. Financial assistance would be limited to no more than \$50,000.00 per business. That the Director of Economic Development is authorized to enter into contracts with small retail businesses on commercial streets outside the downtown area described below and the Empowerment Zone pursuant to the Neighborhood Retail Association Program, provided that no assistance will be provided without the written consent of the City Council member in whose ward the business is located. Council members shall be notified at the point of application for funds by a business. As used in the Section, "the downtown area" shall mean the area bounded on the north by Lake Erie; bounded on the east by East 12th Street, easterly along Euclid Avenue to East 14th Street; bounded on the south by Carnegie Avenue; and, bounded on the west by Ontario Avenue to West Huron, northerly to West 9th Street to Lake Erie.

**Section 6.** That Five Hundred and Eighty-Six Thousand Dollars (\$586,000.00) of the prepayment proceeds is appropriated to create a ward-based Neighborhood Planning Program that would administer twenty (20) equal grants to all wards, each in the sum of Twenty-Nine Thousand Three Hundred Dollars (\$29,300.00), excluding Ward 7, for third party contractors to complete neighborhood-specific land use and market studies designed to enhance the City's economic development planning in these wards. Program guidelines will be developed by the Department of Economic Development in consultation with City Council members after passage of this ordinance. That the Director of Economic Development is authorized to enter into contracts with the appropriate entities pursuant to the Neighborhood Planning Program.

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

Passed October 19, 1998.  
Effective October 28, 1998.

**Ord. No. 1727-98.**  
**By Councilmen Willis and Johnson (by departmental request).**

**An emergency ordinance authorizing the purchase by contract of labor and materials necessary to renovate not to exceed five gymnasium floors, 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: labor and materials necessary to renovate not to exceed five (5) gymnasium floors, 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. 13 SF 705, Request No. 21407.

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

Passed October 19, 1998.  
Effective October 27, 1998.

**Ord. No. 1845-98.**

**By Councilman Westbrook.**

**An emergency ordinance to amend Section 173.071 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 882-92, passed April 13, 1992 relating to reimbursement of expenses for members of Council.**

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

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

**Section 1.** That Section 173.071 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 882-92, passed April 13, 1992, is hereby amended to read as follows:

**Section 173.071 Reimbursement of Expenses for Members of Council**

The members of Council shall be entitled to be reimbursed the cost of expenses incurred by them in the performance of their official duties in an amount not to exceed twelve hundred dollars (\$1,200) per month. Requests for reimbursement shall be submitted monthly in writing to the Clerk of Council. Expenses submitted for reimbursement must be substantiated by written documentation in accordance with guidelines for the reporting of expenses by members of Council promulgated by the President of Council and approved by the rules Committee of the Council based upon the applicable reporting requirements of the federal income tax code for employee expense reimbursement programs. Notwithstanding the requirements of Section 171.43, members of Council may be reimbursed for the use of their vehicles in the performance of their official duties at the rate for mileage allowance promulgated by the Internal Revenue Service. Members of Council shall receive reimbursement from the Department of Finance, either by wire transfer or warrant, within two (2) business days following approval by the Clerk of Council and submission for reimbursement to the Department of Finance.

**Section 2.** That existing Section 173.071 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 882-92, passed April 13, 1992, is hereby repealed.

**Section 3.** That this ordinance is hereby declared to be an emergency measure and, provided it receives

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

Passed October 19, 1998.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1863-98.**

**By Councilman Jackson.**

**An emergency ordinance authorizing certain persons to engage in peddling in Ward 5. (Robert Shephard).**

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

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 5; and

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

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 5: Robert Shephard.

**Section 2.** That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

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

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

Passed October 19, 1998.

Effective October 28, 1998, without the signature of the Mayor.

**Ord. No. 1864-98.**

**By Councilman Jackson.**

**An emergency ordinance authorizing certain persons to engage in peddling in Ward 5. (Damian Williams).**

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

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 5; and

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

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 5: Damian Williams.

**Section 2.** That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

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

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

Passed October 19, 1998.

Effective October 28, 1998, without the signature of the Mayor.

**Ord. No. 1865-98.**

**By Councilman Westbrook.**

**An emergency ordinance authorizing the President of Council to enter into contract with West Group to prepare the 1997-98 cumulative supplement to the Codified Ordinances of Cleveland, Ohio, 1976.**

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 President of Council is hereby authorized to enter into contract with West Group for professional services necessary to compile, verify, edit, index, compose, print and package the 1997-98 cumulative supplement to the Codified Ordinances of Cleveland, Ohio, 1976, to be current through August 31, 1998, in accordance with its proposal dated September 9, 1998, payable from fund appropriated for the use of the Council during 1998. The President of Council is further authorized to order by contract or contracts from West Group, sufficient copies of the Codified Ordinances.

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

Passed October 19, 1998.

Effective October 27 1998.

**COUNCIL COMMITTEE  
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