

alized to enter into an agreement with Buckeye Area Development Corporation for the Weizer Building Project, for the public purpose of retaining and creating jobs for City residents through the use of Ward 6 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$75,000 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1141-02.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an agreement with Park Works, Inc. for the Ward 13 Green Project through the use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Parks, Recreation and Properties is authorized to enter into an agreement with Park Works, Inc. for the Ward 13 Green Project, for the public purpose of providing educational and cultural programs on promoting the use of city parks for the residents of Cleveland through the use of Ward 13 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$100,000 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1142-02.

By Councilman Cimperman.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to St. Clair/Superior Neighborhood Development Association to stretch banners at the intersections of East 55th Street and St. Clair Avenue and East 55th Street and Superior Avenue, for the period from June 17, 2002 to July 1, 2002, inclusive, publicizing the St. Clair/Superior Neighborhood Festival.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to the St. Clair/Superior Neighborhood Development Association to install, maintain and remove a banners at the intersections of East 55th Street and St. Clair Avenue and East 55th Street and Superior Avenue for the period from June 17, 2002 to July 1, 2002, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1143-02.

By Councilman Cintron.

An emergency ordinance amending the Title and Section 2 of Ordinance 735-02, passed April 22, 2002 as it relates to the rehabilitation of the FL Thompson Building through the use of Ward 14 Neighborhood Equity Funds.

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

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

Section 1. That the Title and Section 1 of Ordinance No. 735-02 passed April 22, 2002 are hereby amended to read respectively as follows:

An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with **Mark A. Rivera Production, Inc.** for Rehabilitation of the FL Thompson Building through the use of Ward 14 Neighborhood Equity Funds.

Section 2. That the Director of Economic Development is authorized to enter into an agreement with **Mark A. Rivera Production, Inc.** for the rehabilitation of the FL Thompson Building located at 3101 W. 25th Street, Cleveland, Ohio, for the public purpose of creating and retaining jobs in the City of Cleveland through the use of Ward 14 Neighborhood Equity Funds.

Section 2. That the Title and existing Section 1 of Ordinance 735-02 passed April 22, 2002, are hereby repealed.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1144-02.

By Councilmen Cintron and Gordon.

An emergency ordinance authorizing the Director of Public Service to issue a permit to The MetroHealth System to encroach into the public right-of-way of West 25th Street and Seranton Road between Daisy, Marvin, Woodbridge, Trowbridge, Sackett, Meyer, Holmden, Althen, Blatt, Clark, Englundale, Prame, Kinkel, Southpoint, Seranton, Valentine, Clover, Brainard, Buhner and Rowley for an on-going District Banner System of a maximum of 40 (Public Interest/Location) Banners.

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

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

Section 1. That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to MetroHealth System, its successors and assigns, to construct, use and maintain up to 40 banners to be attached to utility poles (by separate permission) which will encroach into the right-of-way of West 25th Street and Seranton Road at the locations more fully described in File No. 1144-02-A.

Section 2. That nothing in this ordinance grants or shall be considered a grant to Permittee any right, privilege or permission to use or to attach

or affix any objects to poles described in Section 1 of this ordinance.

Section 3. That said banners will be placed within the public right-of-way as aforesaid in Section 1, and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction.

Section 4. That the permit herein authorized shall be prepared by the Director of Law and shall be issued only when in the opinion of the Director of Law, the City of Cleveland has been properly indemnified against any and all loss which may result from said permit.

Section 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1145-02.

By Councilman Conwell.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Informing Our Children, Inc. to provide a Child Care Services Program for Youth through the use of Ward 9 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Informing Our Children, Inc. to provide a Child Care Services Program for Youth for the public purpose of educating and tutoring children in order to improve academic performance through the use of Ward 9 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$35,460 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1146-02.

By Councilman Conwell.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Park Works, Inc. for the Adult Basic Landscape Training Program through the use of Ward 9 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Park Works, Inc. for the Adult Basic Landscape Training Program, for the public purpose of providing job training to Cleveland residents through the use of Ward 9 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$17,250 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1147-02.

By Councilman Conwell.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Temple of Deliverance Baptist Church to stretch a banner on Superior Avenue at East 114th St. for the period of May 20, 2002 to June 10, 2002, inclusive, publicizing their special event.

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 Temple of Deliverance Baptist Church, 11301 Superior Avenue, Cleveland, Ohio 44106, to stretch a banner on Superior Avenue at the northwest corner of East 114th Street for the period of May 20, 2002 to June 10, 2002, inclusive, publicizing their special event on the following Cleveland, Public Power utility poles and pole numbers (by separate permission): 11313 Superior Avenue (North), Pole # F-5-11; and the Northwest Corner of East 114th Street and Superior Avenue (South), Pole # NE 1/2-12. Said banner shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as

to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner, and said 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 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1148-02.

By Councilman Conwell.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Temple of Deliverance Baptist Church to stretch a banner across Superior Avenue at East 113th Street, for the period from May 28, 2002 to June 6, 2002, inclusive, publicizing the Spring Revival.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Temple of Deliverance Baptist Church to install, maintain and remove a banner on Superior Avenue at East 113th Street, for the period from May 28, 2002 to June 6, 2002, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1149-02.
By Councilman Gordon.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Park Works, Inc. for the Adult Basic Landscape Training Program through the use of Ward 15 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Park Works, Inc. for the Adult Basic Landscape Training Program, for the public purpose of providing job training to Cleveland residents through the use of Ward 15 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,700 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1150-02.
By Councilman Jackson.
An emergency ordinance authorizing the Clerk of Council to enter into contract with Legal News Publishing Company for compilation of the annual index of the City Record for City 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 the Clerk of Council is hereby authorized to enter into contract with Legal News Publishing Company for the professional services necessary to compile and edit the annual index of the City Record for the years 2000, 2001 and 2002 on the basis of its proposal dated May 28, 2002 in the total sum of \$36,750.00 payable from Fund No. 01001, for City Council.

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 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1151-02.
By Councilman Lewis.
An emergency ordinance authorizing the Director of Economic Development to enter into a contract amendment with MACROK, LLC, to accept a discount prepayment of a Community Development rental rehabilitation loan regarding the renovation of Stockbridge Apartments.

Whereas, the current owners of Stockbridge Apartments, MACROK, LLC, has requested the opportunity to prepay the \$392,000, five percent (5%) interest loan at its net present value determined by discounting by a rate of nine percent (9%) the principal payment due January 11, 2011; and

Whereas, this ordinance allows the Department of Community Development to use the lump sum repayment for other City programs or neighborhood housing projects in need of financial assistance; and

Whereas, this ordinance constitutes an emergency measure providing 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 Community Development is authorized to accept on behalf of the City, a discounted prepayment from MACROK, LLC, to be paid to the City, in an amount equal to the net present value of the loan using a discount rate equal to nine percent (9%) in full satisfaction of its loan of \$392,000 due January 11, 2011, which loan was made to partially finance the renovation of the Stockbridge Apartments. That the Director of Community Development is authorized to file all papers and execute all documents necessary to receive the funds under said prepayment.

Section 2. That the Rental Rehabilitation Loan 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 Community 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 Community Development is hereby authorized to deposit the prepayment into the appropriate fund.

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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1152-02.
By Councilman Rybka.
An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Slavic Village Development Corporation for the Golden Pin Redevelopment Project through the use of Ward 12 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Economic Development is authorized to enter into an agreement with Slavic Village Development Corporation for the Golden Pin Redevelopment Project, for the public purpose of creating new jobs for Cleveland residents, through the use of Ward 12 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$37,000 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1153-02.
By Councilman Scott.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Park Works, Inc. for the Adult Basic Landscape Training Program through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement

with Park Works, Inc. for the Adult Basic Landscape Training Program, for the public purpose of providing job training to Cleveland residents through the use of Ward 8 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$17,250 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 1154-02.

By Councilman White.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Mystic Knights to stretch one (1) banner on Cleveland Public Power utility poles (by separate permission), for the period from July 1, 2002 to July 31, 2002, inclusive, publicizing their annual event.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to the Mystic Knights, 11417 Miles Avenue, Cleveland, Ohio 44105, to install, maintain and remove one (1) banner to be placed on Cleveland Public Power utility poles, (by separate permission, for the period from July 1, 2002 to July 31, 2002, inclusive, publicizing their annual event, and which banner is to be placed at the following pole locations and on the following pole locations and number: Miles Avenue — 11404 Miles Avenue (south side of street) and 11407 Miles Avenue (north side of street); no tags or numbers on either pole, and which poles location and banner shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be placed must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner, and said banner shall be removed promptly upon the expiration of said

permit. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 1155-02.

By Councilman Brady.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 4200 West 130th Street.

Whereas, Council has been notified by the Department of Liquor Control for the issuance of a C1 Liquor Permit to Kamal Abuoun, Inc., DBA Friendly Market, 4200 West 130th Street, Cleveland, Ohio 44135, Permanent Number 0037135.

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section

4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Kamal Abuoun, Inc., DBA Friendly Market, 4200 West 130th Street, Cleveland, Ohio 44135, Permanent Number 0037135, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

Res. No. 1156-02.

By Councilman Britt.

An emergency resolution objecting to the transfer of license of a C2 and C2X Liquor Permit to 2609 East 110th Street.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of license of a C2 and C2X Liquor Permit from Horizon Foods, Inc., DBA Miles Eagle Market, 12900 Miles Avenue, Cleveland, Ohio 44105, Permanent Number 3970403 to Clar-mada C. Hodge, DBA East 110th Drive Thru, 2609 East 110th Street, Cleveland, Ohio 44104, Permanent Number 3884165; and

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

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

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

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

Whereas, the place for which the permit is sought is so located with