

# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org



## Minutes - Final

Monday, May 22, 2006

5:00 PM

City Council Chambers, Rm 231

## Columbus City Council

***ELECTRONIC READING OF MEETING DOCUMENTS AVAILABLE DURING COUNCIL OFFICE HOURS. CLOSED CAPTIONING IS AVAILABLE IN COUNCIL CHAMBERS. ANY OTHER SPECIAL NEEDS REQUESTS SHOULD BE DIRECTED TO THE CITY CLERK'S OFFICE AT 645-7380 BY FRIDAY PRIOR TO THE COUNCIL MEETING.***

**REGULAR MEETING NO. 26 OF COLUMBUS CITY COUNCIL,  
MAY 22, 2006 at 5:00 P.M. IN COUNCIL CHAMBERS.**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, MAY 17, 2006:

New Type: D1  
To: Jnyd LLC  
811 Highland St Bsmt & Patio  
Columbus, Ohio 43215  
permit # 418679

New Type: D1  
To: Lindo Mexico Restaurant Inc  
DBA Lindo Mexico Restaurant  
3203 Sullivant Av  
Columbus, Ohio 43204  
permit # 52167980005

New Type: D1  
To: Camilles Columbus 1 Ltd  
DBA Camilles Sidewalk Cafes  
1305 W Lane Av  
Columbus, Ohio 43221  
permit # 12061800005

New Type: C1, C2  
To: La Michoacana Mexican  
Market LLC  
DBA La Michoacana Fresh  
Market 1  
2175 Morse Rd  
Columbus, Ohio 43229  
permit # 49571990010

New Type: D5A, D6  
To: Mackenzies Beverage Services LLC  
DBA Embassy Suites Hotel  
2700 Corporate Exchange Dr  
Columbus, Ohio 43231  
permit # 5402846

New Type: D1

To: LSK Services LLC  
7520 High Cross Blvd  
Columbus, Ohio 43235  
permit # 5326003

Transfer Type: D1, D2, D3, D3A, D6  
To: Richard F Miller Cynda Search  
DBA Rafters Bar & Grill  
4404 Indianola Av  
Columbus, Ohio 43214  
From: Cynda E Search  
DBA Rafters Bar & Grill  
4404 Indianola Av  
Columbus, Ohio 43214  
permit # 5999162

Transfer Type: D1, D2, D3, D6  
To: Ciel Corp  
3945 Easton Station  
Columbus, Ohio 43219  
From: Hama LLC  
DBA Restaurant Hama - Sushi in Columbus  
3945 Easton Station  
Columbus, Ohio 43219  
permit # 1483926

Transfer Type: D2, D2X, D3, D3A, D6  
To: Pudas Inc  
894 W Broad St & Patio  
Columbus, Ohio 43222  
From: Colombinis Bar & Grill Inc  
DBA Colombinis Sports Diner  
894 W Broad St & Patio  
Columbus, Ohio 43222  
permit # 71080220005

Transfer Type: D5, D6  
To: G & J Pubs Inc  
DBA Murphy McFlips  
1037 Polaris Pkwy  
Columbus, Ohio 43240  
From: Murphy McFlips Inc  
1037 Polaris Pkwy  
Columbus, Ohio 43240  
permit # 2977563

Transfer Type: D1, D3  
To: Charles F Brown  
DBA High Street Bar  
2324 W Broad St 1st Fl Bsmt & Patio  
Columbus, Ohio 43204  
From: Daniel L Pizzurro  
DBA El Grotto  
2324 W Broad St 1st Fl Bsmt & Patio

Columbus, Ohio 43204  
permit # 09986500005

Transfer Type: D1, D2, D3, D3A  
To: 5316 North High Street Inc  
5316 N High St  
Columbus, Ohio 43214  
From: Zarczynski Enterprises Inc  
DBA VIP Lounge  
5316 N High St  
Columbus, Ohio 43214  
permit # 2760904

Transfer Type: C1, C2  
To: Safco Food & Oil Co  
DBA Marathon Gas Station  
1010 Harmon Av  
Columbus, Ohio 43223  
From: Adnan Inc  
DBA Fast & Fair  
1010 Harmon Av  
Columbus, Ohio 43224  
permit # 7649044

Transfer Type: D5  
To: 1058 CC Road Inc  
1058 Country Club Rd  
Columbus, Ohio 43227  
From: 1120 NH Inc  
DBA Spirits on High  
1120 N High St 1st Fl  
Columbus, Ohio 43201  
permit # 8842555

Transfer Type: D1, D3, D3X, D6  
To: 2222 Henderson LLC  
2507 Summit St 1st Fl & Patio  
Columbus, Ohio 43202  
From: Bob Evans Farms Inc  
DBA Bob Evans  
6193 Cleveland Av  
Columbus, Ohio 43231  
permit # 9116394

Stock Type: D1, D3, D3A, D6  
To: Lynn Enterprises Ohio Inc  
1690 W Mound St  
Columbus, Ohio 43223  
permit # 5371541

Advertise 5/27/06  
Return 6/05/06

**RESOLUTIONS OF EXPRESSION**

**TAVARES**

To proclaim the month of May as Foster Care Awareness month in the City of Columbus.

**A motion was made by Tavares, seconded by Thomas, that this matter be Adopted. The motion carried by the following vote:**

**HABASH**

To honor and recognize the members of the Indian Mound Wrestling Team for their success in the 2006 Grade School State Wrestling Tournament.

**A motion was made by President Habash, seconded by President Mentel, that this matter be Adopted. The motion carried by the following vote:**

**ADDITIONS OR CORRECTIONS TO THE AGENDA**

**THE FOLLOWING ORDINANCES WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING:**

**PUBLIC SERVICE & TRANSPORTATION: 0875-2006**

**FR FIRST READING OF 30-DAY LEGISLATION**

**A MOTION WAS MADE BY COUNCILMEMBER BOYCE, SECONDED BY COUNCILMEMBER TAVARES TO WAIVE THE READING OF THE TITLES OF FIRST READING LEGISLATION. THE MOTION CARRIED THE FOLLOWING VOTE:  
AFFIRMATIVE: 7 NEGATIVE: 0**

**ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH**

**FR**

To authorize the Director of Finance and Management, for the Department of Technology to purchase replacement desktop computers and related equipment and accessories on behalf of the Department of Development from a pre-established universal term contract with Resource One; to authorize the expenditure of \$62,700.00 from the Department of Technology Internal Service Fund; (\$62,700.00)

**JOBS AND ECONOMIC DEVELOPMENT COMMITTEE:  
HUDSON, CHR. O'SHAUGHNESSY THOMAS HABASH**

FR

To authorize the appropriation of \$114,810 from the Capital South Fund; to authorize the Director of the Department of Development to enter into an agreement with the Columbus Downtown Development Corporation; and to authorize the expenditure of \$114,810 from the Capital South Fund. (\$114,810.00)

**SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS  
HABASH**

FR

To authorize the Director of Public Safety to execute a contract modification with Kenneth W. Borror for E-911 Consulting Services for the Department of Public Safety, Division of Support Services, and to authorize the expenditure of \$30,531.00 from the General Fund. (\$30,531.00).

FR

To authorize and direct the Finance Director to enter into a contract with Arrow Energy, Inc. for purchase of jet fuel for the Division of Police; to authorize the expenditure of \$217,000.00 from the General Fund. (\$217,000.00)

**DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES  
HABASH**

FR

To accept the application (AN06-001) of Kenneth R. Gunn, et al. for the annexation of certain territory containing 1.32 ± Acres in Orange Township.

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY,  
CHR. HUDSON TAVARES HABASH**

FR

To authorize the Public Service Director to write off as uncollectible unpaid amounts totaling \$64,125.31 that were invoiced by and owed to the Public Service Department, Transportation Division, for traffic calming services rendered in connection with the 2001, 2002 and 2003 Heritage Festivals.

FR

To authorize the Director of the Public Service Department to execute those documents required to transfer that right-of-way identified as the unimproved fifteen foot wide alley east of Mulberry Street from the alley south of Old Leonard Avenue to vacated Patton Avenue to Jerry D. Robinson, Willie L. Gaddis and Melvin Hoston for a total of \$1,684.61 and to waive the competitive bidding provisions of Columbus City Codes.

- FR** To authorize the Public Service Director to reimburse the Electricity Division for costs germane to the design and installation of streetlights at the intersection of West Fifth Avenue and Lakeshore Drive for the Transportation Division and to authorize the expenditure of \$20,000.00 or so much thereof as may be necessary for this purpose from the 1995, 1999, 2004 Streets and Highways Fund. (\$20,000.00)
- FR** To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with Grant/Riverside Methodist Hospitals Corporation for the construction of downtown streetscape improvements on Sixth Street, Town Street, State Street and Grant Avenue for the Transportation Division; to waive the competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$350,000.00 from the 1995, 1999, 2004 Voted Streets and Highways Fund. (\$350,000.00)
- FR** **To accept the plat titled SUMMERLYN SECTION 1, from BROAD/GALLOWAY ASSOCIATES, LLC, an Ohio limited liability company, by M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, Managing Member, by STEPHEN M. CAPLINGER, Vice President Land Operations and DOMINION HOMES, INC., an Ohio corporation, Member, by JOSEPH A. SUGAR III, Vice President - Land Acquisition.**
- FR** **To accept the plats titled THE VILLAGE AT ABBIE TRAILS SECTION 3 PART 1 and THE VILLAGE AT ABBIE TRAILS SECTION 3 PART 2, from BEAZER HOMES INVESTMENTS, LLC, a Delaware liability company, by MARK HOSTETTLER, Vice President of Finance.**
- FR** **To accept the plats titled WAGGONER TRACE SECTION 2 PART 1, WAGGONER TRACE SECTION 2 PART 2 and WAGGONER TRACE SECTION 2 PART 3, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.**
- FR** To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for the reconstruction of MSE wall structures at eight bridge locations at Morse Road and I-270. ( \$0 )
- FR** To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for the construction of noise wall structures along IR71 from Fifth Avenue to the pedestrian bridge over IR71 south of SR161. ( \$0 )
- FR** To accept various DEEDS for real property to be used as road right-of-way and to dedicate

and name those properties as Cosgray Road, Harrisburg Pike and Hopkins Avenue, Menerey Lane, Menery Lane, Sunbury Road, Sawmill Road, Lehman Road, Morse Road, Wilson Road, Tussing Road, Henderson Road, Griggs Avenue, Watkins Road, Lee Ellen Place, Reed Road, Williams Road, Wilson Road, Hayden Run Road, Edwards Farms Road and Bethel Road.

**UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY  
HABASH**

FR

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Ribway Engineering Group, Inc.; to provide construction administration services for the Manchester/Hiawatha/Cooke Stormwater System Improvements; to authorize the transfer of \$40,000.00 within the Storm Sewer Bond Fund; to authorize an amendment to the 2005 Capital Improvements budget; for the Division of Sewerage and Drainage; and to authorize the expenditure of \$40,000.00 within the Storm Sewer Bond Fund. (\$40,000.00)

FR

To authorize the Director of Public Utilities to modify the contract for Janitorial Services with K&M Kleening Service, Inc. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$188,270.00 from the Sewerage System Operating Fund. (\$188,270.00)

**RECREATION & PARKS: HABASH, CHR. BOYCE, MENDEL,  
THOMAS**

FR

To support the filing of an application for Cooperative Boating Facility Grant financial assistance through the Ohio Department of Natural Resources Waterway Safety Fund.

**CA CONSENT ACTIONS**

**RESOLUTIONS OF EXPRESSION**

**HABASH**

CA

To recognize Cheryl Keeler for 17 years of outstanding service to AFSCME Ohio Council 8.

**TAVARES**

CA

To honor and congratulate Nancy Wilson, Host of The King Arts Complex 19th Anniversary Celebration Gala, "The Colors of Passion".



CA

To recognize Columbus's 12th Annual Asian Festival, to be celebrated on May 27 and 28, 2006, at the Franklin Park.

**ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH**

CA

To authorize the Director of Finance and Management, for the Department of Technology to purchase replacement desktop computers and related accessories on behalf of The Columbus Health Department from a pre-established universal term contract with Resource One; to authorize the expenditure of \$70,000.00 from the Department of Technology's Internal Service Fund; and to declare an emergency. (\$70,000.00)

CA

To authorize the Finance and Management Director to extend a contract for the Facilities Management Division with Pad Door Systems for the maintenance and repair of overhead garage doors and entrance doors, to authorize the expenditure of \$95,000.00 from the General Fund, and to declare an emergency. (\$95,000.00)

CA

To authorize the Finance and Management Director to assign to Shelly Materials, Inc., the contract represented by purchase order EL005803 with Miller Pavement Maintenance, Inc., and to declare an emergency. (\$-0-)

**A motion was made by President Mentel, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

CA

To authorize the Director of the Department of Finance and Management to execute a "Tenth Modification of Lease" to shorten the renewal term for the Franklin County Municipal Court Building, from ten years to 5 years and to authorize such other changes as are mutually agreed upon to clarify conflicting language and to reflect allocation of common and maintenance expenses and to declare an emergency.

**JOBS AND ECONOMIC DEVELOPMENT COMMITTEE:  
HUDSON, CHR. O'SHAUGHNESSY THOMAS HABASH**

CA

To authorize the appropriation of \$56,024.42 from the Crewville TIF Fund; to authorize and direct the payment of \$56,024.42 to Crewville, LP in accordance with the Tax Increment Financing and Economic Development Agreement; to authorize the expenditure of \$56,024.42 from the Crewville TIF Fund; and to declare an emergency. (\$56,024.42)

**SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS  
HABASH**

CA

To authorize and direct The Director of Public Safety to modify and extend a contract with Public Safety Systems, Inc. (PSSI), for software support and services for the Computer Aided Dispatch System for the Department of Public Safety, to authorize the expenditure of \$116,850.00 from the Division of Support Services General Fund and to declare an emergency. (\$116,850.00)

CA

To authorize and direct the Finance Director to contract for Nextel services with Sprint Solutions, Inc. for the Division of Police, to authorize the expenditure of \$206,500.00 from the General and the General Grant Funds; and to declare an emergency. (\$206,500.00)

CA

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Sawmill Road at Billingsley Road Improvement project, and to declare an emergency.

CA

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **McKinley Avenue 36" Water Main**, and to declare an emergency.

CA

To authorize and direct the Director of Finance and Management, to enter into contract with Leeds Precision Instruments, Inc., in accordance with the Sole Source procurement; to authorize the expenditure of \$64,354.00 from the General Government Grant Fund; and to declare an emergency. (\$64,354.00)

CA

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to enter into contract with Southeast, Inc. for up to \$42,500 for provision of case management support for the Court's mental health docket; to authorize the expenditure of an amount not to exceed \$42,500 from the general government grant fund; and to declare an emergency. (\$42,500.00)

CA

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to enter into contract with National Alliance for the Mentally Ill Ohio for up to \$32,760 for provision of a crime prevention specialist for the Court's mental health docket; to authorize the expenditure of an amount not to exceed \$32,760 from the general government grant fund; and to declare an emergency. (\$32,760.00)

**A motion was made by President Mentel, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

**DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES  
HABASH**

CA

To authorize assessments for weed and solid waste removal on properties in violation of weed and solid waste regulations as set forth in the Columbus City Code; and to declare an emergency.

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY,  
CHR. HUDSON TAVARES HABASH**

- CA** To amend the 2005 Capital Improvements Budget; to authorize the transfer of \$180,000.00 between projects within the 1995, 1999, 2004 Voted Streets and Highways Fund; to authorize the Finance and Management Director to establish purchase orders for the purchase of sign posts, aluminum sign blanks, strain poles, polyvinyl chloride (PVC) conduit, rigid conduit, steel, thermoplastic pavement marking materials and preformed plastic pavement markings for the Transportation Division per the terms and conditions of eight existing citywide universal term contracts with as many vendors; to authorize the expenditure of \$770,000.00 or so much thereof as may be necessary from the 1995, 1999, 2004 Voted Streets and Highways Fund; and to declare an emergency. (\$770,000.00)
- CA** To authorize the Finance and Management Director to enter into a contract with the McLean Company for the purchase of an asphalt recycler for the Transportation Division; to authorize the expenditure of \$139,076.00 from the 1995, 1999, 2004 Voted Streets and Highways Fund; and to declare an emergency. (\$139,076.00)
- CA** To authorize the Finance and Management Director to enter into two contracts for the purchase of two vibratory rollers from Nations Rent and two trailers from Rocks Trailer Sales, Incorporated, for \$79,400.00 and \$9,920.00, respectively, for the Transportation Division; to authorize the expenditure of \$89,320.00 from the 1995, 1999, 2004 Voted Streets and Highways Fund; and to declare an emergency. (\$89,320.00)
- CA** To authorize the Public Service Director to enter into agreement with the Director of the Ohio Department of Transportation for this US Route 62 urban paving project; to authorize the expenditure of \$150,924.57 within the 1995, 1999, 2004 Voted Street and Highway Fund and appropriate and authorize the expenditure of \$21,543.43 from the the Street and Highway Improvement Fund; and to declare an emergency. (\$172,468.00)
- CA** To authorize and direct the Finance and Management Director to modify and extend the citywide UTC contract for the option to purchase Auto Body Repair Supplies with NAPA Distribution Center, and to declare an emergency.
- CA** To authorize the Public Service Director to enter into a contract with American Pavements, Incorporated, for the Slurry Seal 2006 project for the Transportation Division; to authorize the expenditure of \$357,091.83 from the 1995, 1999, 2004 Voted Streets and Highways Fund and to declare an emergency. (\$357,091.83)
- CA** To authorize the City Attorney's Office, Real Estate Division, to hire professional services relative to the acquisition of the necessary right-of-way and negotiate with the property owners to acquire fee simple title and lesser interests in and to those parcels needed for the

Longrifle Road project for the Transportation Division; to expend \$150,000.00 of so much thereof as may be needed for this purpose from the 1995, 1999, 2004 Voted Streets and Highways Fund and to declare an emergency. (\$150,000.00)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR.  
BOYCE THOMAS HABASH**

CA

To authorize and direct the Board of Health to enter into contract with Act 1 Videotape Production, Inc., to authorize the expenditure of \$23,000 from the Health Department Grants Fund, and to declare an emergency. (\$23,000)

CA

To authorize the Board of Health to enter into a contract with Converse Electric for electrical services; to authorize the expenditure of \$17,839.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$17,839.00)

CA

To authorize the Columbus Health Department to enter into a revenue contract with the City of Worthington for the provision of public health services in the amount of \$25,298, and to declare an emergency. (\$25,298)

**UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY  
HABASH**

CA O'Shaughnessy Dam - 48" Culvert Repair

CA O'Shaughnessy Dam - 48" Culvert Repair

CA

To authorize the Director of Public Utilities to enter into a contract with Miller Pipeline Corporation. for the O'Shaughnessy Dam Miscellaneous Improvements - 48" Culvert Joint Sealing, for the Division of Water, to authorize the expenditure of \$35,351.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2005 C.I.B. and to declare an emergency (\$35,351.00)

CA

To authorize and direct the Finance and Management Director to modify and extend the UTC contract for the option to purchase Giarida and Cryptosporidium Sample Analysis and to declare an emergency.

CA

To authorize and direct the Finance and Management Director to modify and extend the UTC contract for the option to purchase MMO-MUG Materials and to declare an emergency.

**RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL  
THOMAS**

CA

To authorize and direct the Executive Director of Recreation and Parks to grant consent to an organization to apply for permission to sell alcoholic beverages at the 2006 WaterFire on the Mile, and to declare an emergency.

**APPOINTMENTS**

CA

Reappointment of Lavea Brachman, 39 S. Parkview Ave., Columbus, Ohio 43209, to serve on the Columbus Urban Growth Board of Trustees effective May 1, 2005 and with a new term expiration date of April 30, 2008 (resume attached).

CA

Reappointment of Sherry Keys-Hebron, 6042 Medallion Drive West, Westerville, Ohio 43082 to serve on the Columbus Urban Growth Board of Trustees effective May 1, 2006 with a new term expiration date of April 30, 2009 (resume attached).

CA

Appointment of Bob McLaughlin, Columbus Downtown Development Corp., 20 E. Broad Street, Suite 100, Columbus, Ohio 43215 to serve on the Columbus Urban Growth Board of Trustees for the remainder of Michael Flowers unexpired term ending on April 30, 2007 (resume attached).

CA

Appointment of Aaron M. Riley, 3379 Crossing Hill Way, Columbus, Ohio 4319, to the Columbus Community Relations Commission with a new term expiration date of May 31, 2009 (resume attached)

**A motion was made by President Mentel, seconded by Hudson, that this matter be Read and Approved. The motion carried by the following vote:**

**Passed The Consent Agenda****EMERGENCY, TABLED AND 2ND READING OF 30-DAY  
LEGISLATION****FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES  
HABASH**

To establish a new authorized strength ordinance for various city divisions; to repeal ordinance 0674-2006, and to declare an emergency. **REPEALED BY ORDINANCE 1504-2006 PASSED 09/18/06**

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

**ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH**

To authorize the Director of the Office of Education to accept, appropriate and expend monies from the Jobs Growth Fund from the Department of Development, \$100,000; from the Public Service Department Community Development Block Grant fund, \$155,287.00; and to authorize the appropriation of \$473,810.00 to the Office of Education within the Jobs Growth Fund as allocated by City Council; to accept and appropriate \$282,000 grant from COWIC; to authorize the expenditure and enter into contract with 3 agencies to support summer employment programs for Columbus youth from June 1-August 31, 2006; and to declare an emergency. (\$1,011,097.00).

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Taken from the Table. The motion carried by the following vote:**

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion failed by the following vote:**

To authorize the Director of the Office of Education to accept, appropriate and expend monies from the Jobs Growth Fund from the Department of Development, \$100,000; from the Public Service Department Community Development Block Grant fund, \$155,287.00; and to authorize the appropriation of \$473,810.00 to the Office of Education within the Jobs Growth Fund as allocated by City Council; to accept and appropriate \$382,000 grant from COWIC; to authorize the expenditure and enter into contract with 2 agencies to support summer internship programs for Columbus youth from June 1-August 31, 2006; and to declare an emergency. (\$1,111,097.00)

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

To authorize the Finance and Management Director to enter into contract for the Facilities Management Division with Jess Howard Electric Co. for the replacement of fire alarm and fire sprinkler systems at various Fire Division locations, to authorize the expenditure of \$350,147.00 from the General Government Grant Fund; to authorize the expenditure of \$199,623.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$549,770.00).

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

To authorize the Department of Technology to donate miscellaneous computer equipment to Mt. Vernon District Improvement Association, to waive Section 329.30 of the Columbus City Codes, 1959, which governs the sale of city-owned personal property; and to declare an emergency.

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Tabled Indefinitely. The motion carried by the following vote:**

To authorize the Director of the Department of Technology on behalf of the Department of Public Utilities, to modify and extend the contract with Indus Utility Systems, Incorporated

for software maintenance, to authorize the expenditure of \$452,395.00 from the Department of Technology information services fund; and to declare an emergency (\$452,395.00)

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

To amend Ordinance No. 2944-1999, as amended, by amending Sections 4, Compensation Plan; 5, Classifications and Assigned Rates of Pay; 12(H), Vacation Leave for Certain City Officials; 14(T), Sick Leave for Certain City Officials; and 15, Disability Program; and to declare an emergency.

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

To authorize the Finance and Management Director to modify a contract for the Facilities Management Division with eS Architecture and Development, Inc. in order to develop a plan to physically consolidate, in one location within 757 Carolyn Avenue, appropriate employees from the Departments of Development, Public Service and Public Utilities' plat and construction plans review staff into a single review location, to authorize the expenditure of \$119,500.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$119,500.00).

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

## **JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR. O'SHAUGHNESSY THOMAS HABASH**

To authorize and direct the payment of \$23,496.53 to Virginia Homes, Ltd. in accordance with the Downtown Office Incentive agreement; and to authorize the expenditure of \$23,496.53 from the General Fund. (\$23,496.53)

**A motion was made by Hudson, seconded by President Mentel, that this matter be Approved. The motion carried by the following vote:**

To authorize the Director of Development to enter into an agreement with Oasis Properties for a tax abatement of sixty-five percent (65%) for a period of seven (7) years in consideration of a proposed \$2.3 million investment in real property and the creation of eighteen (18) new jobs; and to declare an emergency.

**A motion was made by Hudson, seconded by President Mentel, that this matter be Approved. The motion carried by the following vote:**

## **SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH**

To authorize the Public Safety Director to enter into a contract with Pamela S. Krivda of Krivda Law Offices, LLC for external investigative services in connection with allegations of misconduct in the Division of Fire, Fire Prevention Bureau/Inspection Section, to waive the competitive bidding provisions of the Columbus City Codes, to authorize the expenditure of Eighty-Thousand Dollars (\$80,000.00), and to declare an emergency.

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**

To provide for salaries, wages, and working conditions for the positions of Fire Chief and Assistant Fire Chief who are not part of the International Association of Fire Fighters, Local 67 bargaining unit; to repeal existing Ordinance No. 125-2001, as amended; and to declare an emergency. (AMENDED BY ORDINANCE 1115-2009 PASSED 12/07/09) (AMENDED BY ORDINANCE 1849-2010 PASSED 1/31/11)

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**

To provide for salaries, wages, and benefits for the classifications of Police Chief and Police Deputy Chief who are not part of the FOP, Capital City Lodge No. 9 bargaining unit; to repeal Ordinance No. 1258-2004; and to declare an emergency. (AMENDED BY ORDINANCE 1848-2010 PASSED 1/31/11)

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**

To authorize an appropriation of \$1,160,293.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police, to purchase equipment, supplies, and services; and to declare an emergency. (\$1,160,293.00)

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**

To authorize and direct the City Attorney to settle the lawsuit of *Mark Cramblit, et al. v. City of Columbus, et al.*, United States District Court, Southern District of Ohio, Eastern Division, Case No. C2-05-301, to authorize the expenditure of \$150,000.00, and to declare an emergency.

**A motion was made by President Mentel, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

To authorize the City Attorney to enter into the second year of a two year flat-fee contract with LexisNexis for the provision of on-line legal research services, to authorize the expenditure of Fifty-Seven Thousand Nine Hundred Eighty-Four Dollars (\$57,984.00), to waive the competitive bidding requirements of Chapter 329 of the Columbus City Codes, and to declare an emergency. (\$57,984.00)

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**



To authorize and direct the Director of Finance and Management to enter into contracts for purchase of unmarked police vehicles for Mayor's Summer Safety Initiative Project, to waive the provisions of competitive bidding; and to authorize the transfer and expenditure of \$168,675.00 from the General Fund for the Division of Police; and to declare an emergency. (\$168,675.00)

**A motion was made by President Mentel, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

#### **DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH**

To authorize and direct the Finance and Management Director to modify and extend the existing citywide contract for the option to purchase voice mail services, from Voicecom, to waive competitive bidding requirements and to declare an emergency.

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

#### **PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH**

To appropriate \$166,155 within the Pay As We Grow Northwest Corridor Area Fund; to authorize the Public Service Director to make payment to Lifestyle Communities for design services for the widening of Hayden Run Road consistent with the Memorandum of Understanding for financial commitments for infrastructure improvements based on the Pay As We Grow Plan for the Hayden Run Corridor; to authorize the expenditure of \$166,155 or so much thereof as may be needed from the Pay As We Grow Northwest Corridor Area Fund and \$29,845 from the 1995, 1999, 2004 Voted Streets and Highways Fund and to declare an emergency. (\$196,000)

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

To appropriate \$1,237,253.00 within the Pay As We Grow Northwest Corridor Area Fund; to authorize the City Auditor to transfer \$748,695.00 between projects within this Fund; to authorize the Public Service Director to pay the Franklin County Engineer \$1,300,000.00 for right-of-way acquisition, design and construction services for the Hayden Run Road/Cosgray Road intersection improvement project consistent with the Pay As We Grow Plan for the Hayden Run corridor; to authorize the expenditure of \$1,237,253.00 from the Pay As We Grow Northwest Corridor Area Fund and \$62,747.00 from the 1995, 1995, 2004 Streets and Highways Fund and to declare an emergency. (\$1,300,000.00)

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

To grant consent and propose cooperation with Empire Ventures/6200 East Broad Street, LLC ("Continental") to provide design services for the improvement of East Broad Street tax increment financing (TIF) projects consistent with the Tax Increment Financing Agreement

for East Broad Street corridor TIF projects authorized by Ordinance 1159-2005; to authorize the Public Service Director to enter into agreement(s) with Continental as necessary to complete the design of these improvements for the Transportation Division; and to declare an emergency. (\$-0-)

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Amended to 30 day. The motion carried by the following vote:**

To authorize the Director of the Public Service Department to execute those documents required to transfer that right-of-way identified as a portion of Denton Alley, from Lisle Alley to Wager Street, grant an aerial encroachment easement over a portion of the intersection of Denton Alley and Lisle Alley and grant foundation encroachment easements into the south side of Denton Alley near its intersection with Lisle Alley to Children's Hospital at no charge as recommended by the Land Review Commission, to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency.

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Tabled Indefinitely. The motion carried by the following vote:**

To authorize the Public Service Director to enter into contract with Resource International, Incorporated, for construction materials testing and inspection services for the Transportation Division; to authorize the expenditure of \$350,000.00 or so much thereof as may be needed from the Development Services Fund; and to declare an emergency. (\$350,000.00)

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

To authorize the Director of the Public Service Department to execute those documents required to transfer that right-of-way identified as the unimproved alley north of Stewart Avenue from Parsons Avenue to the alley east thereof to Pizza Hut of America, Inc., for a total of \$1,843.63, to waive the competitive bidding provisions of Columbus City Codes and to declare an emergency.

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**

To amend Ordinance 1844-2005 to reflect an expenditure for the Morse Road Phase I (OPWC) Improvement project being authorized from the State Issue Two Street Project Fund instead of the 1995, 1999, 2004 Voted Streets and Highways Fund for the Transportation Division and to declare an emergency. (\$59,575.82)

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:**

To accept the plats titled THE VILLAGE AT ABBIE TRAILS SECTION 3 PART 1

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and THE VILLAGE AT ABBIE TRAILS SECTION 3 PART 2, from BEAZER HOMES INVESTMENTS, LLC, a Delaware liability company, by MARK HOSTETTLER, Vice President of Finance.

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Amended to Emergency. The motion carried by the following vote:**

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:**

To accept the plats titled WAGGONER TRACE SECTION 2 PART 1, WAGGONER TRACE SECTION 2 PART 2 and WAGGONER TRACE SECTION 2 PART 3, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Amended to Emergency. The motion carried by the following vote:**

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:**

## **HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS HABASH**

To authorize the appropriation of \$9,495.00 from the unappropriated balance of the Emergency Human Services Fund to the Department of Development; to authorize the Director of the Department of Development to enter into a grant agreement with and provide grant monies to the Cambodian Mutual Assistance Association; to authorize the expenditure of \$9,495.00 from the Emergency Human Services Fund; and to declare an emergency. (\$9,495.00)

**A motion was made by Tavares, seconded by Thomas, that this matter be Approved. The motion carried by the following vote:**

To authorize the Board of Health to enter into a contract with Access Health Columbus for primary care services, to authorize the expenditure of \$125,000 from the Health Special Revenue Fund, and to declare an emergency. (\$125,000)

**A motion was made by Tavares, seconded by Thomas, that this matter be Approved. The motion carried by the following vote:**

To authorize the Director of the Department of Development to release the recorded interest of the City of Columbus in the property located at 1561 E. Fourth Avenue; and to declare an emergency.

**A motion was made by Tavares, seconded by Thomas, that this matter be Approved. The motion carried by the following vote:**

**UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY  
HABASH**

To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power, to waive provisions of Columbus City Code relating to award of contracts through the request for proposal process, to authorize the expenditure of \$1.00 from the Electricity Operating Fund and to declare an emergency. (\$1.00)

**A motion was made by Thomas, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

To authorize the Public Service Director to enter into contract with the Africentric Personal Development Shop (APDS), Incorporated, to abate negative environmental conditions and develop community beautification projects within a target area bounded by Whittier Street, Mooberry Street, Parsons Avenue and Rhoads Avenue for the Refuse Collection Division, Keep Columbus Beautiful Program, consistent with the anti-gang initiative intent of a grant received from the United States Department of Justice; to authorize the expenditure of \$23,500.00 or so much thereof as may be needed from the General Government Grant Fund; and to declare an emergency. (\$23,500.00)

**A motion was made by Thomas, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

To authorize the Director of Public Utilities to reimburse Schottenstein Management Company for over-payment of Stormwater charges, to authorize a revenue reduction transaction of \$27,571.87 and to declare an emergency. (\$27,571.87)

**A motion was made by Thomas, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

**RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL  
THOMAS**

To authorize the Executive Director of the Department of Recreation and Parks to execute various agreements by and between the City of Columbus and the Greater Columbus Habitat for Humanity authorizing Greater Columbus Habitat for Humanity to remove recyclable materials from structures purchased by the City as a part of the Milo Grogan Recreational Center Expansion; to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency.

**A motion was made by President Habash, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**

To authorize the Director of Recreation and Parks to enter into a contract with the Columbus Zoological Park Association to provide transportation, shirts and novelties for children from Recreation and Parks' playgrounds to the Columbus Zoo and Aquarium as a part of the 2006

Melvin B. Dodge Summer Zoo Days, and to declare an emergency.

**A motion was made by President Habash, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:**

To support the filing of an application for Cooperative Boating Facility Grant financial assistance through the Ohio Department of Natural Resources Waterway Safety Fund.

**A motion was made by President Habash, seconded by President Pro-Tem Boyce, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**

**A motion was made by President Habash, seconded by President Pro-Tem Boyce, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

**A motion was made by President Habash, seconded by President Pro-Tem Boyce, that this matter be Approved as Amended. The motion carried by the following vote:**

## **RULES & REFERENCE: HABASH, CHR. MENTEL HUDSON TAVARES**

To amend various sections of Chapter 329 of the Columbus City Codes, 1959 to provide for the purchase of materials, supplies, equipment, construction and services from environmentally preferable bidders or offerors.

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:**

## **ADJOURNMENT**

**A motion was made by President Pro-Tem Boyce, seconded by Hudson, to adjourn this Regular Meeting. The motion carried by the following vote:**