

City of Columbus

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



Minutes - Final

Monday, January 22, 2007

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. 1 OF COLUMBUS CITY COUNCIL,
JANUARY 22, 2007 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S
OFFICE AS OF WEDNESDAY, JANUARY 17, 2007:

Transfer Type: C1
To: Radi Inc
DBA Fine Foods
1609 Cleveland Av 1st Fl
Columbus, Ohio 43211
From: Susan Food Inc
1609 Cleveland Av 1st Fl
Columbus, Ohio 43211
permit # 7160492

Transfer Type: C1, C2
To: Livingston Sunoco Inc
3172 E Livingston Av
Columbus, Ohio 43227
From: Mound Inc
DBA Livingston Sunoco
3172 E Livingston Av
Columbus, Ohio 43227
permit # 5243648

Transfer Type: C1, C2
To: Easy Stop I Inc
DBA Convenient Plus Foodmart
5435 E Livingston Av
Columbus, Ohio 43232
From: Mound Inc
DBA Convenient Plus Foodmart 4
5435 E Livingston Av
Columbus, Ohio 43232
permit # 2412996

Transfer Type: D1, D3
To: Uncle Sun Inc
DBA Lee Garden Restaurant
2691 Federated Blvd
Columbus, Ohio 43235
From: CYX Inc
DBA Mings Chinese Restaurant
3482 Sullivant Av
Columbus, Ohio 43204
permit # 9148477

Advertise: 1/27/07
Return: 2/8/07

LA

To amend Chapter 111 of the Columbus City Codes, 1959, as it relates to the Standing Committees of Council; and to declare an emergency.

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

READING AND DISPOSAL OF THE JOURNAL

A motion was made by Tavares, seconded by Thomas, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

RESOLUTIONS OF EXPRESSION

THOMAS

To acknowledge and congratulate The Reinhard Block Club and the area known as Ganthers Place for winning a national award from *Keep America Beautiful* at its 53rd National Conference.

Tavares

To support the Natural Hazards Mitigation Plan for Franklin County (Emergency Management & Homeland Security)

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

FR FIRST READING OF 30-DAY LEGISLATION

SAFETY:

FR

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2006 Justice Assistance Grant (JAG) program from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs, to authorize Lt. Ramona Patts as the official city representative to act in connection with the subgrant, and to authorize an appropriation of \$150,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the FY06 Justice Assistance Grant project. (\$150,000.00)

**DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON
MENTEL**

FR

To accept the application (AN06-010) of Quest Community Church for the annexation of certain territory containing 17.7 ± Acres in Plain Township.

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

FR

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Camp, Dresser and McKee, Inc., in connection with the Sewer System Capacity Model Project; to authorize the transfer of \$454,291.68 and expenditure of \$1,954,291.68 from within the Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$1,954,291.68)

FR

To amend the 2006 Capital Improvements Budget; to authorize the City Auditor to transfer of \$1,809.48 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the City Auditor to allow the Division of Power and Water's capital bond fund to reimburse the operating fund; for labor and equipment costs incurred in the installation of various street lighting projects; and to authorize the expenditure up to an amount not to exceed \$43,069.82. (\$43,069.82)

FR

To authorize the Director of Public Utilities to enter into contract with the Downing Construction Company for the construction of the Driving Park Downspout Elimination Pilot Project; to authorize expenditure of \$115,800.00 from the Voted Sanitary Bond Fund; and to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$115,800.00)

- FR** To authorize the Director of Public Utilities to enter into a contract with The Righter Company, Inc. for construction of the Livingston Avenue Booster Station for the Division of Power and Water, to amend the 2006 C.I.B., and to authorize the expenditure of \$1,371,700.00 for construction from the Water Works Enlargement Voted 1991 Bonds Fund, (\$1,371,700.00)
- FR** To authorize the Director of Public Utilities to enter into contract with EMH&T, Inc. for Construction Administration Services for the Livingston Avenue and Griggs Booster Stations for the Division of Power and Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$336,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$336,000.00)
- FR** To authorize the Director of Public Utilities to enter into a contract with Danis Industrial Construction Company for the Hap Cremean Water Plant Basin Improvements - Collector Arms, for the Division of Power and Water , to authorize the expenditure of \$1,149,942.50 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2006 C.I.B. and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$1,149,942.50)
- FR** To authorize the Director of Public Utilities to modify the professional construction management services agreement with H.R. Gray & Associates, Inc. for the Southerly Wastewater Treatment Plant New Headworks Project; to authorize the expenditure of \$2,872,864.00 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$2,872,864.00).

ZONING:

- FR** To rezone **6037 CENTRAL COLLEGE ROAD (43054)**, being 12.47± acres located on the south side of Central College Road, 300± feet west of New Albany Road West, **From:** CPD, Commercial Planned Development and L-ARO, Limited Apartment Residential / Office Districts, **To:** CPD, Commercial Planned Development District. (Rezoning # Z05-094)
- FR** To grant a Variance from the provisions of Sections 3356.03, Permitted Uses; 3356.05C, C-4 district development limitations; 3342.15, Maneuvering; 3342.18, Parking setback line; 3372.609B, Setback requirements; 3372.611, Design standards; for property located at **263-277 WEST NORWICH AVENUE (43201)**, being 0.15 ± acres located at the southwest corner of West Norwich Avenue and Tuttle Park Place, to permit ground level residential use and second floor residential use not located over a commercial use, thereby permitting an apartment building in the C-4, Commercial District.
- FR** To rezone **6261 MAPLE CANYON AVENUE (43229)**, being 7.73± acres located on the west side of Maple Canyon Avenue, 100± feet north of Sprucefield Drive, **From:** R-1,

Residential District, To: CPD, Commercial Planned Development, and L-R-4, Limited Residential Districts (Rezoning # Z06-039).

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

BOYCE, MENDEL, O'SHAUGHNESSY, TAVARES, THOMAS

CA

To express the appreciation of the Council of the City of Columbus to Matthew D. Habash for his service to this Council and his commitment to the citizens of this City.

This Matter was Adopted on the Consent Agenda.

MENDEL

CA

To proclaim Sunday, February 4, 2007, *Four Chaplains Sunday* in the City of Columbus.

This Matter was Adopted on the Consent Agenda.

THOMAS

CA

To express our gratitude and deep appreciation to Cheryl L. Roberto for her nine years of exceptional service to the people of Columbus and Central Ohio upon her retirement as Director of the Department of Public Utilities.

This Matter was Adopted on the Consent Agenda.

ADMINISTRATION:

CA

To authorize and direct the City Auditor to make payment of \$2,304.00 to Patricia VanDyke for vacation time and benefits which have been accumulated in excess of the maximum amount established by the Management Compensation Plan; to authorize the expenditure of \$2,304.00 from the General Fund; and to declare an emergency. (\$2,304.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Auditor to request advance payments of property and estate taxes from the Franklin, Fairfield and Delaware County Auditors during 2007 and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

SAFETY : GINTHER, CHR. BOYCE THOMAS MENTEL

CA

To authorize the appropriation of \$315,200 for 2007 from the unappropriated balance of the Franklin County Municipal Court Judges probation fee fund for all anticipated expenses associated with the enhancement of probation services; and to declare an emergency. (\$315,200.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Franklin County Municipal Court Judges, through the Administrative and Presiding Judge, to enter into the fourth year of a potential four-year contract with Willo Security, Inc. for the provision of security guard services in the Municipal Court building; to authorize the expenditure of \$300,000 from the Municipal Court special projects fund; and to declare an emergency. (\$300,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the appropriation of \$350,000 from the indigent driver alcohol treatment fund to the Franklin County Municipal Court Judges, pursuant to the requirements of O.R.C. 4511.191 (H); and to declare an emergency. (\$350,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to modify and extend the contract with iSECUREtrac; to authorize the expenditure of up to \$60,000 with iSECUREtrac for electronic monitoring of offenders; and to declare an emergency. (\$60,000.00)

This Matter was Approved on the Consent Agenda.

CA

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Tuttle Crossing Boulevard project**, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Petzinger Road Storm Sewer Project**, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY,
CHR. SON TAVARES THOMAS MENTEL**

CA

To accept the plat titled The Lakes at Taylor Station Section 2 Part 1, from M/I Homes of Central Ohio, LLC, an Ohio Limited Liability Company by Stephen M. Caplinger, Vice President Land Operations; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To accept the plat titled Haydens Crossing Section 3 Part 2, from Dominion Homes, Inc., an Ohio corporation, by Joseph A. Sugar III, Vice President Land Acquisitions; and to declare an emergency.

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

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

CA

To authorize the transfer of \$991,706 (cash only) from the CDBG subfund known as the Revolving Loan Fund to the CDBG subfund known as the Entitlement Fund to provide resources for all approved 2007 CDBG program activities, and to declare an emergency. (\$991,706)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of Public Utilities to pay inspection, testing and prevailing wage coordination services to the Transportation Division for Greenlawn/Eaton Stormwater System Improvements in the amount of \$268,725.95; to authorize the transfer of \$268,725.95 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage; and to authorize the expenditure of \$268,725.95 within the Storm Sewer Bond Fund. (\$268,725.95)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a professional engineering services contract with ms Consultants, Inc., in connection with the Franklin No. 1 Trunk Sewer Rehabilitation Project; to authorize the transfer and expenditure of \$528,755.24 from within the Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$528,755.24)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Finance and Management to establish a purchase order with Causeway Equipment Inc for the purchase of a Compost Screen with Trade-In for the Division of Sewerage and Drainage, and to authorize the expenditure of \$222,590.00 from the

Sewerage System Operating Fund. (\$222,590.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Attorney's Office to modify and extend the contract with McNeese, Wallace & Nurick LLC to provide legal service regarding issues related to the purchase of power for the Division of Power and Water for the years 2008 and 2009, and to authorize the expenditure of \$50,000.00 from the Electricity Operating Fund. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the City Auditor to transfer \$380,716.45 within the Voted Street Lighting and Electricity Distribution Improvements Fund, to replenish the Urban Infrastructure Recovery Fund (UIRF), and to declare an emergency. (\$380,716.45)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to enter into a contract with Prime Engineering & Architecture, Inc. for the design of the Alum Creek Storm Water Pollution Prevention Systems for the Refuse Collection Division; to authorize the expenditure of \$140,473.52 from the 1995, 1999, 2004 Voted Refuse Collection Fund; and to declare an emergency. (\$140,473.52)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

CA

To authorize the expenditure of \$100,000.00 from the Voted 1999/2004 Parks and Recreation Bond Fund for various expenditures for golf course equipment to be purchased through the City of Columbus Purchasing system, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the expenditure of \$50,000.00 for various Golf Course Improvements from the Voted 1999/2004 Parks and Recreation Bond Fund, and to declare an emergency. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Recreation and Parks to enter into contract with Jess Howard Electric Co. for the Livingston Park Lighting Improvements project, to authorize the expenditure of \$120,000.00 from the Recreation and Parks Voted bond fund, and to declare an emergency. (\$120,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Recreation and Parks to enter into contract with Quality Masonry Co. for the Goodale Park Terrace improvements project, to authorize the expenditure of \$70,000.00 from the Recreation and Parks Voted bond fund, and to declare an emergency. (\$70,000.00)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA

Re - appointment of Sharon Francis , 2006 Hegemon Crest Drive, Columbus, Ohio 43219 to serve on the Joint Columbus and Franklin County Housing Advisory Board, with a new term expiration of December 31, 2009 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Re-appointment of Samuel Gresham, Common Cause, 50 West Broad Street Suite 1705, Columbus, Ohio 43215 to serve on the Joint Columbus and Franklin County Housing Advisory Board with a new term expiration of December 31, 2009 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of William Goldman, 155 West Main Street, Columbus, Ohio 43215 to serve on the Columbus Zoo Board replacing Philip Craig with a new term expiration of December 1, 2009 (resume attached).

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

CA

Re-appointment of Andy Bittinger, 4949 Oldbridge Drive Columbus, Ohio 43220 to serve on the Franklin Park conservatory Joint Recreation District Board with a new term expiration of January 31, 2009(resume attached).

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

CA

Appointment of Russell Austin, Battelle 505 King Ave. Columbus Ohio 43201 to serve on the Columbus Downtown Development Corporation replacing Carl Kohrt with a new term expiration of July 8, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of John W. Kessler New Albany Co. 220 Market Street, Suite 200, New Albany, Ohio 43054 to serve on the Columbus Downtown Development Corporation replacing Douglas Kridler with a new term expiration date of July 8, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of Bruce A. Soll, Limited Brands, Three Limited Parkway, Columbus, Ohio 43230 to serve on the Columbus Downtown Development Corporation replacing Les Wexner with a new term expiration date of July 8, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

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

To make appropriations for the 12 months ending December 31, 2007, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

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

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

To make appropriations for the 12 months ending December 31, 2007 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

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

ADMINISTRATION: THOMAS, CHR. BOYCE TYSON MENTEL

To amend the 2006 Capital Improvements Budget; to authorize the cancellation of \$13,127.00 from an existing EL005509 (AC024591) associated with the Safety Voted Bond Fund; to authorize the Finance and Management Director to enter into contract for the Facilities Management Division for flooring renovations of various areas in City buildings with Flooring Foundations, LLC; to authorize the expenditure of \$200,000.00 from the Construction Management Capital Improvement Fund, to authorize the expenditure of \$13,127.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$213,127.00)

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

To authorize the Director of Development to enter into an Enterprise Zone Agreement with the Columbus Compact Corporation for a tax abatement of 75% for a period of ten years for real property improvements and 75% for a period of two years for personal property in consideration of a proposed \$2.5 million investment and the creation of 16 new jobs.

A motion was made by O'Shaughnessy, seconded by Thomas, that this matter be Taken from the Table. The motion carried by the following vote:

A motion was made by O'Shaughnessy, seconded by Thomas, that this matter be Tabled to Certain Date. The motion carried by the following vote:

To authorize the Director of the Department of Development to enter into an agreement with Crafts Americana Group, Inc. for a real estate tax abatement of 75% for a period of ten years and a personal property tax abatement of 75% for a period of two years; and to declare an emergency.

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

SAFETY : GINTHER, CHR. BOYCE THOMAS MENTEL

To authorize and direct the Finance and Management Director to enter into an agreement with MD Helicopters, Inc. for the purchase of a 500E helicopter, in accordance with sole source procurement for the Division of Police, to authorize the appropriation and the expenditure of \$1,356,545.00 from the Special Income Tax Debt Fund; and to declare an emergency. (\$1,356,545.00)

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

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

To authorize an appropriation of \$11,937,687 in various divisions and object levels of the Community Development Block Grant Fund, to provide funding for approved programs, and to declare an emergency (\$11,937,687).

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

To make appropriation for the twelve months ending December 31, 2007, for the Health Department Grants Fund, to the Department of Health, in various projects and object level ones, for the continued operations of grant programs, and to declare an emergency. (\$1,029,807)

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

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

To authorize the Director of Public Utilities to enter into an agreement with Critical Path Consultants for provision of consultant services related to realignment of responsibilities within the Department of Public Utilities, to waive provisions of competitive bidding and to authorize expenditure of \$23,490.00 from the Sewerage System Operating Fund, \$16,965.00 from the Storm Water System Operating Fund, \$1,305.00 from the Electricity Operating Fund and \$23,490.00 from the Water System Operating Fund. (\$65,250.00)

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 Finance and Management to enter into a contract for hydraulic and pneumatic tools with E.H. Wachs Company for the Division of Power and Water, to waive formal competitive bidding requirements, and to authorize the expenditure of \$60,312.70 from the Water System Operating Fund. (\$60,312.70)

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 modify the agreement with Malcolm Pirnie, Inc., for Professional Program Management Services for the 2006-2010 Capital Improvements Program under the Wet Weather Management Plan, for the Division of Sewerage and Drainage; to authorize the expenditure of \$12,000,000.00 from the Voted Sanitary Bond Fund; and to declare an emergency. (\$12,000,000.00)

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 enter into contract with Reynolds, Inc., for the construction of the Morse Rd./Elks Drive Area Sanitary Improvements Project; to authorize the transfer and expenditure of \$6,600.00 from the Storm Sewer Bond Fund; to authorize the appropriation and expenditure of \$896,832.00 from the Ohio Water Pollution Control Loan Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$903,432.00)

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

To appropriate \$14,000,000.00 within the Special Income Tax Fund; to authorize the Public Service Director to establish an encumbrance in this amount to pay 2007 refuse tipping fees to the Solid Waste Authority of Central Ohio for the Refuse Collection Division pursuant to an existing lease agreement; to authorize the expenditure of \$14,000,000.00 or so much thereof as may be necessary from the Special Income Tax Fund; to waive the competitive bidding

requirements of the Columbus City Code; and to declare an emergency. (\$14,000,000.00)

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

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$596,100.00 and enter into agreements with the State of Ohio - the Ohio public works program, for land acquisition along Big Walnut Creek , to authorize an appropriation of \$596,100.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$596,100.00)

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

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$184,850.00 and enter into agreements with the State of Ohio - the Ohio public works program, for land acquisition known as Dysart Run Forested Floodplain Preservation , to authorize an appropriation of \$184,850.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$184,850.00)

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

To authorize the transfer of \$25,044.55 within the voted 1999/2004 Parks and Recreation Bond Fund, to authorize the Director of Recreation and Parks to enter into contract with Central Ohio Building Co. for the Barnett Park and Sprayground Improvements project, to authorize the expenditure of \$1,150,000.00 from the Recreation and Parks Voted bond fund, to amend the 2006 Capital Improvements Budget, and to declare an emergency. (\$1,150,000.00)

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

To authorize an appropriation of \$82,613.00 from the unappropriated balance of the Recreation and Parks Special Purpose Fund to the Recreation and Parks Department for the purchase of various supplies, services, and equipment in 2007 which are supported by donations and fees, and to declare an emergency. (\$82,613.00)

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

RULES & REFERENCE: MENTEL, CHR. BOYCE O'SHAUGHNESSY TAVARES

To supplement and amend sections of Chapter 3389, "Special Permit Uses," of the Columbus Zoning Code, in order to update and modernize terminology and add uses that require a Special Permits; add Impound Lots to the list of uses that require a Special Permit and a license under Chapter 3392, "Junk and Salvage Yards" of the Columbus Zoning Code.

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

To repeal and enact a new Chapter 3387, Prohibited Uses, of the Columbus Zoning Code, in order to update the list of prohibited uses and to modernize the language associated with them by amending and adding various definitions to Chapter 3303 of the Columbus Zoning Code.

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

To amend various sections of the City of Columbus Fire Prevention Code (Title Twenty-five), relating to the fees charged for plan review, inspections, and other services. **(REPEALED BY ORDINANCE 1446-2007) PASSED 09/10/07**

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

To amend various sections within Chapters 921, 2133 and 2141 of the Columbus City Codes, 1959, to maintain consistency between state OVI laws and City OVI ordinances; 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:

**RECESSED AT 6:48 P.M. UNTIL THURSDAY, 1/25/07 AT 10:00
A.M.**

A motion was made by Tavares, seconded by Thomas, to Motion to Recess the Regular Meeting. The motion carried by the following vote: