

# City of Columbus

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



## Minutes - Final

Monday, December 5, 2005

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. 66 OF COLUMBUS CITY COUNCIL,  
DECEMBER 5, 2005 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 Tavares, 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, NOVEMBER 30, 2005:

New Type: D5A  
To: Thai Lagoon LLC  
DBA Thai Lagoon  
1001 Schrock Rd  
Columbus, Ohio 43229  
permit # 8858037

New Type: C1, C2  
To: Jacks Pizza LLC  
DBA Jacks Pizza & BBQ  
5701 Parkville St  
Columbus, Ohio 43229  
permit # 4192806

Transfer Type: D2, D2X, D3, D3A  
To: Amazon Steak & Grill LLC  
245 E Campus View Boulevard  
Columbus, Ohio 43085  
From: Grandview Cafe 2 LLC  
DBA Grandview Cafe  
1455 W 3rd Av Bsmt & Patios  
Columbus, Ohio 43212  
permit # 0155770

Transfer Type: C1, C2, D6  
To: Banana Bean Cafe Inc  
DBA Banana Bean Cafe  
410 E Whittier St  
Columbus, Ohio 43206  
From: Clacton Inc  
DBA Plaza Carryout  
3786 W Broad St Unit B  
Columbus, Ohio 43228  
permit # 0424601

Transfer Type: C1, C2  
To: 1080 Ahmad A Hassan Inc

DBA Hudson Market  
1080 E Hudson St  
Columbus, Ohio 43211  
From: 1080 E Hudson Inc  
DBA Hudson Market  
1080 E Hudson St  
Columbus, Ohio 43211  
permit # 6555495

Advertise 12/10/05  
Return 12/27/05

## **RESOLUTIONS OF EXPRESSION**

### **HUDSON**

In memory of William H. Hall.

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

## **ADDITIONS OR CORRECTIONS TO THE AGENDA**

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

**HEALTH, HOUSING & HUMAN SERVICES: 1686-2005,  
2077-2005**

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

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

**FR**

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Schneider Downs as provided in Columbus City Council Resolution 075X-2004, adopted March 29, 2004.

**FR**

An ordinance creating a tax increment financing district pursuant to Section 5709.41 of the Revised Code; declaring improvements to the real property located in the TIF district to be a public purpose; exempting from real property taxation 100 percent of those improvements; requiring the owners thereof to make service payments in lieu of taxes; establishing a municipal public improvements tax increment equivalent fund for the deposit of the service payments collected from the TIF district property owners; protecting the school district serving the TIF district against any loss of tax revenue as a result of the exemptions granted by this Ordinance; and describing the public infrastructure improvements to be made benefiting the TIF district.

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

FR

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property held in the Land Bank pursuant to the Land Reutilization Program. (2800 Bulen Avenue)

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

FR

To accept the plats titled **THE MEADOWS AT SHANNON LAKES SECTION 2 and THE MEADOWS AT SHANNON LAKES SECTION 3**, from **MARONDA HOMES INC. OF OHIO**, an Ohio corporation, by **MARK A. DEMAREST**, Vice President.

FR

To accept the plats titled **HAYDENS CROSSING SECTION 6 PART 1 and HAYDENS CROSSING SECTION 6 PART 2**, from **DOMINION HOMES INC.**, an Ohio corporation, by **JOSEPH A. SUGAR, III**, Vice President - Land Acquisition.

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

FR

To authorize the Director of Public Utilities to enter into a cooperative agreement with the Geological Survey, United States Department of Interior, for Investigation of Water Resources in Central Ohio, and Ground Water Levels in Franklin County for the Division of Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, and to authorize the expenditure of \$318,785.00 (\$318,785.00).

FR

To authorize the Director of Public Utilities to modify the contract with DLZ Ohio, Inc., for Professional Engineering Services for the South Wellfield Expansion - Raw Water Line, for the Division of Water, and to authorize the expenditure of \$295,499.94 from Waterworks

Enlargement Voted 1991 Bonds Fund. (\$295,499.94)

FR

To authorize the Director of Public Utilities to modify the contract with Metcalf & Eddy of Ohio, Inc., for Professional Engineering Services for the Dublin Road Water Plant Treatment Capacity Increase Study and Evaluation, for the Division of Water, to amend the 2005 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the City Auditor to transfer funds within the Water Limited Fund, to authorize the expenditure of \$3,242,874.90 from the Water Works Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$137,363.10 from the Water Limited Fund (\$3,380,238.00)

FR

To authorize the Director of Public Utilities to execute five (5) Water Resource Restoration Sponsor Program (WRRSP) agreements with the Ohio Environmental Protection Agency and the Ohio Water Development Authority; and to designate seven (7) Division of Sewerage and Drainage projects as the sponsoring projects.

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

FR

To amend various sections of Chapter 329 of the Columbus City Codes, 1959 by establishing authority to accept electronic signatures in preparation for the implementation of a citywide virtual government procurement solution (V.GOV).

#### **ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY TAVARES THOMAS**

FR

To rezone 2792 **EAST POWELL ROAD (43035)**, being 6.45± acres located on the south side of East Powell Road, 130± feet west of Prestwick Green Drive, **From:** R, Rural District, **To:** L-R-4, Limited Residential District (Rezoning # Z05-039).

FR

To grant a variance from the provisions of Sections 3333.04, Permitted Uses, 3333.22 Maximum Side Yard, 3333.23 Minimum Side Yard, 3333.24 Rear Yard, 3370.6 Standards and 3370.07 Conditions and Limitation, of the Columbus City Codes for the property at **6037 CENTRAL COLLEGE ROAD (43054)** to permit a multiple dwelling development of one story and one and one-half story two-, three- and four-unit buildings with no internal perimeter yard in the L-AR-O Limited Apartment Office District (CV05-048)

FR

To grant a Variance from the provisions of Sections 3363.01, M, Manufacturing districts, 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of

loading spaces required; of the Columbus City Codes for the property located at **435 WEST TOWN STREET (43215)**, to permit a maximum of 134 multi-family dwelling units and restaurant, theater and office uses with reduced development standards in the M, Manufacturing District (Council Variance # CV04-044).

**FR**

To rezone **5551 CHATTERTON ROAD (43232)**, being 5.16± acres located at the southeast corner of Chatterton Road and Falcon Bridge Drive, **From:** L-AR-12, Limited Apartment Residential District, **To:** L-M, Limited Manufacturing, and CPD, Commercial Planned Development Districts (Rezoning # Z03-048).

**FR**

To rezone **7520 SANCUS BOULEVARD (43085)**, being 10.2± acres located on the east side of Sancus Boulevard, 200± feet south of Worthington Woods Boulevard (610-146450). **From:** CPD, Commercial Planned Development District **To:** L-AR-12, Limited Residential District. (Rezoning # Z05-057).

**FR**

To grant a variance from the provisions of Sections 3363.01, M, Manufacturing District; 3342.28, Minimum number of parking spaces required; and 3390.04, Temporary use permit required; of the Columbus City codes for the property located at **2199 WILSON ROAD (43228)**, to permit a single-family model home complex with reduced development standards in the L-M, Limited Manufacturing District (Council Variance # CV05-049).

**FR**

To rezone **1500 GEMINI PLACE (43240)**, being 1.19± acres located at the northwest corner of Gemini Place and Lyra Drive, **From:** L-C-4, Limited Commercial District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z05-051)

## **CA CONSENT ACTIONS**

### **ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH**

**CA**

To authorize the Finance and Management Director to modify a contract for the Facilities Management Division with Physical Planning Technologies, LTD, for server hosting for a Comprehensive Municipal Capital Planning and Asset Management System, to authorize the expenditure of \$36,000.00 from the General Fund, and to declare an emergency. (\$36,000.00).

**This Matter was Approved on the Consent Agenda.**

**CA**

To authorize and direct the Finance and Management Director to enter into a contract for an option to contract for Collection, Sale & Recycling of Mixed Recovered Office By-Products with Rumpke of Ohio, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize and direct the Finance and Management Director to contract for the purchase of tactical vests with Roy Tailors Uniforms for the Division of Police, to authorize the expenditure of \$30,533.88 from the Law Enforcement Contraband Seizure Fund; and to declare an emergency. (\$30,533.88)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Finance and Management Director to enter into a contract for the purchase of Chevrolet Impalas with Byers Chevrolet, LLC; to authorize an appropriation and the expenditure of \$157,700.00 from the Capital South Fund and to declare an emergency. (\$157,700.00)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Finance and Management Director to enter into three contracts for an option to purchase Service and Training Ammunition with Matre Arms & Ammunition Inc., Pennsylvania Police Supply, Inc. and Vance Outdoors, Inc., to authorize the expenditure of three dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award and enter into a contract with the Franklin County Board of Commissioners via the Franklin County Office of Homeland Security and Justice Programs for the FY2005 Violence Against Women Act (VAWA) grant, to authorize an appropriation of \$12,642.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the Sexual Abuse Squad FY2005 VAWA grant project and to declare an emergency. (\$12,642.00)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$40,000.00 from the FRA Olentangy Trail Bridge Project (State Job 465874), and to declare an emergency. (\$40,000.00).

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Finance and Management Director to contract for the 3rd year option for the lease of copy machines for the Division of Police with Xerox Corporation; and to authorize the expenditure of \$86,500.00 from the General Fund budget. (\$86,500.00)

**This Matter was Approved on the Consent Agenda.**

**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.

**This Matter was Approved on the Consent Agenda.**

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

CA

To accept the plats titled THE TRAILS AT CHATTERTON EAST SECTION 1 PART 1, THE TRAILS AT CHATTERTON EAST SECTION 1 PART 2 and THE TRAILS AT CHATTERTON EAST SECTION 1 PART 3, from MARONDA HOMES, INC. OF OHIO, an Ohio corporation, by MARK A. DEMAREST, Vice President.

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

CA

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the south side of the East State Street right-of-way adjacent to 229 East State Street to allow for the construction of footings for a proposed building addition to the Schoedinger Funeral Home at 229 East State Street.

**This Matter was Approved on the Consent Agenda.**

CA

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant a 0.001-acre encroachment easement into the south side of Grove Street to Columbus State Community College.

**This Matter was Approved on the Consent Agenda.**

CA

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 a roadway improvement project to install a cable barrier on a portion of IR-70 and IR-270 for the Transportation Division and to declare an emergency. (\$-0-)

**This Matter was Approved on the Consent Agenda.**



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

CA

To authorize and direct the Board of Health to enter into a lease agreement with the Central Ohio Transit Authority for clinic space for the Health Department's Perinatal Program, to authorize a total expenditure of \$36,308 from the Health Special Revenue Fund, to authorize the Board of Health to sublease a portion of the space to other health care providers, and to declare an emergency. (\$36,308)

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

CA

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Public Safety in the amount of \$68,667.00; to authorize the appropriation of \$68,667.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$68,667.00)

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

CA

To authorize and direct the Columbus Health Department to accept grant funds from the Central Ohio Breathing Association in the amount of \$23,843, to authorize the appropriation of \$23,843 from the Health Department Grants Fund, and to declare an emergency. (\$23,843)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize the Director of the Department of Development to modify a contract with P & K Homes dba Reliable Research to extend the termination date to December 31, 2006; and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$150,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund for costs in connection with the Watershed Protection Easements (2005) project, and to declare an emergency. (\$150,000.00)

**This Matter was Approved on the Consent Agenda.**

CA

To levy a special assessment upon the lots and lands benefited by the Willow Springs Area

Assessment Sewer Project, in accordance with the assessment procedures set forth by the Columbus City Charter; to authorize the appropriation, transfer, and expenditure of \$40,065.65 from the Sewer System Bond Fund to the Sewer Special Assessments Fund; to amend the 2005 Capital Improvements Budget, for the Division of Sewerage and Drainage, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

CA

To authorize the Director of Finance and Management to establish a purchase order with Bob McDorman Chevrolet Inc. for the purchase of one (1) Tandem Axle Dump Truck for the Division of Sewerage and Drainage, and to authorize the expenditure of \$81,727.00 from the Sewerage System Operating Fund. (\$81,727.00)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Finance and Management Director to enter into two (2) contracts for an option to Purchase US Filter/Envirex Parts with US Filter Envirex Products and Allied-Locke Industries, to authorize the expenditure of two dollars to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Director of Finance and Management to enter into one contract for the option to purchase Sludge Sampler System Parts with Columbus Supply, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize and direct the Finance and Management Director to enter into a contract for the option to Lease of Riding Golf Carts with E-Z-GO Division of Textron Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

**This Matter was Approved on the Consent Agenda.**

CA

To authorize the Director of the Recreation and Parks Department to execute a "Deed of Conservation Easement" and any ancillary documents necessary to grant the State of Ohio, Ohio Department of Natural Resources, a perpetual conservation/scenic easement across certain City owned property, located in the vicinity of Olentangy River Road and Mason Place, for the preservation of the Olentangy Scenic River, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

**Passed The Consent Agenda**

## **EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION**

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

To authorize the Director of the Department of Finance and Management to enter into a three (3) year lease agreement with Directions for Youth and Families, Inc., an Ohio non-profit corporation, for the lease of City owned real property located at 657 Ohio Avenue, including an option to purchase, to waive the competitive bidding provisions of Chapter 329 of the Columbus City Codes with respect to the option to purchase, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, 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:**

To authorize and direct the City Auditor to provide for the transfer of \$5,175,214 between various objects and divisions within the general fund to all to allow divisions to continue to operate through the end of 2005 without interruption; and to declare an emergency (\$5,175,214).

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

To amend Management Compensation Plan, Ordinance No. 2944-99, as amended, by providing increases in salaries to City Council Members, the City Council President, the City Auditor, and the City Attorney in 2006 and setting a wage scale for the succeeding three years; 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:**

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

An ordinance amending the geographic boundary of Columbus City Council Ord. No. 0671-2004; declaring improvements to certain parcels of real property contiguous to the area known as the former AC Humko site, to be a public purpose; requiring the owners thereof to make service payments in lieu of taxes; establishing an urban redevelopment tax increment equivalent fund for the deposit of such service payments; describing the improvements to be made; and to declare an emergency.

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

**A motion was made by Hudson, seconded by Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 12/12/05 The motion carried by the following vote:**

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with S4 Consulting as provided for in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

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

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with BHDP Architecture as provided in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

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

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

To authorize and direct the Finance and Management Director to enter into a contract for the purchase of police motorcycles from Renegade Harley Davidson; to waive the provisions of competitive bidding; to authorize the appropriation and expenditure of \$71,100.00 from the Capital South Fund and to declare an emergency. (\$71,100.00)

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

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

To appropriate \$471,112.12 within the State Issue Two Projects Fund and transfer it to the Federal State Highway Engineering Fund; to authorize the transfer of \$240,000.00 between grants within the Federal State Highway Engineering Fund; to appropriate \$711,112.12 within the Federal State Highway Engineering Fund; to authorize the Public Service Director to modify and increase the existing construction contract with Trucco Construction Company, Incorporated, for construction of the Hard Road Phase B Improvement project for the Transportation Division; to authorize the expenditure of \$711,112.12 from the Federal State Highway Engineering Fund and to declare an emergency. (\$711,112.12)

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

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

To authorize a transfer of \$173,124 within the Fleet Management Services Fund; to authorize a supplemental appropriation of \$631,449 from the unappropriated balance of the Fleet Management Services Fund; to authorize the Finance and Management Director to issue

purchase orders for the purchase of credit card and bulk fuel for the Fleet Management Division per the terms of Universal Term Contracts; to authorize the expenditure of \$665,000 from the Fleet Management Services Fund; and to declare an emergency. (\$665,000.00)

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

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

To approve Resolution No. 05-24 adopted by the Columbus Board of Health granting the Health Commissioner certain authority in the event of a public health emergency that requires immediate responsive action; and to declare an emergency.

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

To approve Resolution No. 05-25 adopted by the Columbus Board of Health creating Title Seven of the Columbus Health Code consisting of new Sections 775.01 through 775.05 to address Emergency Preparedness in the context of public health emergencies; and to declare an emergency.

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

To authorize the Board of Health to enter into a contract with the Council On Healthy Mothers And Babies to provide needs assessment and consultation services for the Healthy Start grant program; to authorize the expenditure of \$77,139 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (77,139)

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

To authorize and direct the City Auditor to make payment of \$2,080.00 to Joseph Rossetti for vacation time and benefits which have been accumulated in excess of the maximum amount established by the Collective Bargaining Contract between the City of Columbus and AFSCME Local 1632; to authorize the expenditure of \$2,080.00 from the Community Development Block Grant Fund; and to declare an emergency. (\$2,080.00)

**A motion was made by Tavares, seconded by O'Shaughnessy, 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 modify the professional engineering services agreement with Malcolm Pirnie, Inc. for the Wastewater Treatment Facilities Upgrade General Program - Overall Engineering Consultant (OEC) Services; to authorize the expenditure of \$4,160,000.00 from the Voted Sanitary Sewer Bond Fund; to amend the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$4,160,000.00)

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

To appropriate and authorize the City Auditor to transfer \$2,077,538.82 from the Water System Reserve Fund to the Waterworks Enlargement Voted 1991 Bonds Fund for the purpose of funding the Dublin Road Water Plant Treatment Capacity Increase Study and Evaluation, for the Division of Water, and to declare and emergency. (\$2,077,538.82)

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

To levy a special assessment upon the lots and lands benefited by the McDannald Estates Sanitary Assessment Sewer Project, in accordance with the assessment procedures set forth by the Columbus City Charter; to authorize the appropriation, transfer and expenditure of \$279,284.40 from the Sanitary Sewer Fund to the Sewer Special Assessments Fund; the appropriation of \$181,859.79 within the Voted Sanitary Bond Fund; the transfer and expenditure of \$339,947.78 from the Voted Sanitary Bond Fund to the Sewer Special Assessments Fund; to amend the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage, 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:**

To authorize the Director of Public Utilities to execute a construction contract with Complete General Construction Company; to provide for payment of inspection, material testing and related services to the Transportation Division for the Woodland/5th Avenue Drainage Stormwater System Improvements Project; to authorize the transfer of \$3,496,939.61 within the Storm Sewer Bond Fund; to authorize the transfer, appropriation, and expenditure of \$128,422.90 from the Storm Sewer System Reserve Fund to the Storm Sewer Bond Fund; to authorize the expenditure of \$4,083,762.60 within the Storm Sewer Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$4,083,762.60)

**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 execute a construction contract with Storts Excavation, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Parkside Road Stormwater System Improvements Project; to authorize the transfer, appropriation, and expenditure of \$639,187.00 from the Storm Sewer System Reserve Fund to the Storm Sewer Bond Fund; to authorize an amendment to the 2005 Capital Improvements Budget; to authorize the expenditure of \$639,187.00 within the Storm Sewer Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$639,187.00)

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

To authorize the Finance and Management Director to enter into a contract with MH Equipment Company, for two personnel/burden carriers for the Division of Water, to waive the provisions of competitive bidding, to authorize the expenditure of \$21,420.24 from Water Systems Operating Fund, and to declare an emergency. (\$21,420.24)

**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 execute nineteen (19) Water Pollution Control Loan Fund Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for the financing of 19 Sewerage and Drainage Division projects, 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:**

To authorize the Director of the Department of Public Utilities to execute an Environmental Covenant, by the City, Solid Waste Authority of Central Ohio, and the Ohio EPA, for the purpose of implementing activity and use limitations as part of the closure of the Waste-to-Energy Facility's hazardous waste management unit, located at 2500 Jackson Pike, 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:**

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

To amend Section 1105 of the Columbus City Codes, 1959, as it relates to collection of overdue charges for provision of services to customers of the Division of Water, and as it relates to tenant accounts; and to repeal the existing section being amended.

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

To amend Section 11.05.045 of the Columbus City Codes, 1959, as it relates to collection of overdue charges for provision of services to customers of the Division of Water; and to repeal the existing section being amended.

**A motion was made by Thomas, seconded by Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 12/12/05 The motion carried by the following vote:**

To amend section 4113.79 of the Columbus Building Code, Title 41, in order to provide for a seventy-five (75) day review period and electronic posting of applications prior to the issuance of demolition permits.

A motion was made by O'Shaughnessy, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 12/12/05 The motion carried by the following vote:

## **ADJOURN**

A motion was made by President Pro-Tem Boyce, seconded by Hudson, to adjourn this Regular Meeting ADJOURNED: 6:16 p.m. The motion carried by the following vote: