

# City of Columbus

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



## Minutes - Final

Monday, February 6, 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. 7 OF COLUMBUS CITY COUNCIL,  
FEBRUARY 6, 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 Habash, 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, FEBRUARY 1, 2006:

New Type: C1, C2  
To: Revco Discount Drug Centers Inc  
DBA CVS Pharmacy 3484  
564 E Livingston Av  
Columbus, Ohio 43215  
permit # 73153073484

Transfer Type: D1, D2, D3, D6  
To: Meridian Henderson LLC  
DBA Red Door Tavern  
1736-42 W Fifth Av & Patio  
Columbus, Ohio 43212  
From: Red Door Enterprises Inc  
DBA Red Door Tavern  
1736-42 W Fifth Av & Patio  
Columbus, Ohio 43212  
permit # 5850801

Transfer Type: D5  
To: Ruby Tuesday Inc  
DBA Ruby Tuesday  
8160 E Broad St  
Columbus, Ohio 43213  
From: 3280 RCM Inc  
5720 Scarborough Blvd  
Columbus, Ohio 43232  
Connie Lynn Maxey  
permit # 75769890345

Transfer Type: C1, C2, D6  
To: North Zone DT Inc  
2601 E Dublin Granville Rd  
Columbus, Ohio 43231  
From: A and T Inc  
DBA Plaza Drive Thru  
2601 E Dublin Granville Rd  
Columbus, Ohio 43231

permit # 6448172

Transfer Type: D2, D2X, D3  
To: SWH Corporation  
DBA Mimis Cafe  
1428 Polaris Parkway  
Columbus, Ohio 43240  
From: Cooker Restaurant Corp  
Marc E Myers Rcvr  
8360 N High St  
Columbus, Ohio 43235  
Marc Myers  
permit # 76434160005

Transfer Type: C1, C2, D6  
To: Kwik N Kold Inc  
DBA Danis Drive Thru  
2899 Suwanee Rd  
Columbus, Ohio 43224  
From: 2899 Suwanee Inc  
DBA Danis Drive Thru  
2899 Suwanee Rd  
Columbus, Ohio 43224  
permit # 4948477

Transfer Type: C1, C2, D6  
To: Brave Bull Enterprises LLC  
DBA Brew House  
5311 Sinclair Rd  
Columbus, Ohio 43229  
From: Emfitz Holdings Inc  
DBA Brew House  
5311 Sinclair Rd  
Columbus, Ohio 43229  
permit # 0927000

Transfer Type: C1  
To: El Mercado LLC  
DBA El Mercado  
5443-45 Bethel Sawmill Center  
Columbus, Ohio 43235  
From: El Mercado LLC  
DBA El Mercado  
5425 Bethel Sawmill Ctr  
Columbus, Ohio 43235  
permit # 24939220001

Transfer Type: D5  
To: El Llano Ltd  
DBA Casa Fiesta  
8134 E Broad St  
Columbus, Ohio 43004  
From: Mivida Inc  
DBA Cucos Market & Taqueria

2162 W Henderson Rd  
Columbus, Ohio 43220  
permit # 2465430

Transfer Type: C1, C2  
To: Rays Market Inc  
DBA Rays Market  
1359 W Broad St  
Columbus, Ohio 43222  
From: Alex Market Inc  
DBA Alex Market  
1359 W Broad St  
Columbus, Ohio 43222  
permit # 7227488

Advertise 2/11/06  
Return 2/20/06

## RESOLUTIONS OF EXPRESSION

### MENTEL

To proclaim Sunday, February 5, 2006 *Four Chaplains Sunday* in the City of Columbus.

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

### ADDITIONS OR CORRECTIONS TO THE AGENDA

**PRESIDENT HABASH MOVED FOR A MOTION TO WAIVE THE READING OF THE TITLES OF LEGISLATION ON AGENDA AS FIRST READINGS BY THE CLERK:**

**The motion carried the following vote: Boyce: Affirmative, Hudson: Affirmative, President Pre Tem Mentel: Affirmative, O'Shaughnessy: Affirmative, Tavares: Affirmative, Thomas: Affirmative, President Habash: Affirmative.**

The reading of the titles were waived.

### FR FIRST READING OF 30-DAY LEGISLATION

**FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES  
HABASH**

- FR To transfer \$425,000 from the Hotel/Motel Tax Fund to the Recreation and Parks Operation and Extension Fund (\$425,000)

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

- FR To authorize the Director of the Department of Technology to renew the software maintenance and support agreement with Spescom Software on behalf of the Building Services and Neighborhood Services Divisions, to authorize the expenditure of \$28,261.00 from the Department of Technology information services fund. (\$28,261.00)

- FR To authorize and direct the Director of the Department of Technology to modify and extend a contract with Computer Associates International for maintenance and support associated with the City's Help Desk, for the Department of Technology, Information Services Division, to authorize the expenditure of \$24,000.00 from the information services fund. (\$24,000.00)

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

- FR To authorize an appropriation of \$28,000.00 from the unappropriated monies in the Hazardous Material Incidents Reimbursement Fund, for the Division of Fire to provide funds for supplies and equipment needed for hazardous material incidents. (\$28,000.00)

- FR To authorize and direct the Finance and Management Director to sell to Officer David Moody for the sum of \$1.00 a police canine with the registered name of "Tino " which has no further value to the Division of Police and to waive provisions of the City Code-Sale of City Owned Personal Property. (\$1.00)

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

- FR To appropriate \$1,476.77 within the Special Purpose Fund for the Transportation Division's 2006 Employee Award Program and to authorize the Public Service Director to expend these funds consistent with the program's award criteria. (\$1,476.77)

- FR To authorize the Director of the Public Service Department to execute those documents required to release the platted easement located along the south side of Lot 34 of Waggoner

Trace, Section 1 as shown on the plat of record in Plat Book 105, Page 73 of the Franklin County, Ohio, Recorder's Office.

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

FR

To rezone **5369 THOMPSON ROAD (43230)**, being 2.0± acres located on the south side of Thompson Road, 3550± feet east of North Hamilton Road, **From:** R, Rural District, **To:** PUD-8, Planned Unit Development District (Rezoning # Z04-079).

FR

To rezone **2100 MORSE ROAD (43229)**, being 22.6± acres located at the northwest corner of Morse Road and Northtowne Boulevard, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z05-002)

FR

To grant a Variance from the provisions of Section 3332.02, R, Residential District of the Columbus City codes for the property located at **5558 GENDER ROAD (43110)**, to permit limited commercial uses in the R, Residential District. (Council Variance # CV05-072)

FR

To rezone **1686 WILLIAMS ROAD (43207)**, being 6.62± acres located on the north side of Williams Road, 1820± feet west of Kleinline Lane, **From:** M-1, Manufacturing District **To:** L-M, Limited Manufacturing District (Rezoning # Z05-096).

**CA CONSENT ACTIONS**

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

CA

To authorize the Director of the Department of Development to enter into a contract with the Neighborhood Design Center; to authorize the expenditure of \$219,735 from the 2006 Community Development Block Grant Fund; and to declare an emergency. (\$219,735)

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

CA

To authorize the Director of the Department of Development to enter into a contract with Columbus State Community College, Small Business Development Center; to authorize the expenditure of \$23,085 from the 2006 Community Development Block Grant Fund; and to declare an emergency. (\$23,085)

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

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

CA

To authorize the acceptance a grant from the Franklin County Board of Commissioners, Office of Justice Programs, and the appropriation of said funds in the amount of Twenty-seven Thousand Two Hundred Sixty-eight Dollars (\$27,268.00) for the funding of the VAWA Domestic Violence Courtroom Advocate program, to authorize the transfer and appropriation of matching funds required by the acceptance of the grant in the amount of Nine Thousand Ninety Dollars (\$9,090.00) and to declare an emergency. (\$36,358.00)

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

CA

To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Justice Programs, and the appropriation of said funds in the amount of One Hundred One Thousand Nine Hundred Nine Dollars (\$101,909.00) for the funding of the VAWA Domestic Violence Prosecutors program, to authorize the transfer and appropriation of matching funds required by the acceptance of the grant in the amount of Thirty-three Thousand Nine Hundred Seventy Dollars (\$33,970.00) and to declare an emergency. (\$135,879.00)

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

CA

To authorize and direct the Finance and Management Director to sell to Sgt. David Knight, for the sum of \$1.00, a police horse with the registered name of "Zips Captain Crunch Catcher" (AKA Cappy) which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.

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

CA

To authorize and direct the Finance and Management Director to sell to Officer Whitney Lancaster, for the sum of \$1.00, a police horse with the registered name of "Rising Star's Oscar" (AKA Star) which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.

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

CA

To authorize an appropriation of \$81,950.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police to cover travel and training needs for the Division of Police, to purchase a vehicle and tactical vests; and to declare an emergency. (\$81,950.00)

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

CA

To authorize and direct the Safety Director to enter into contract for the purchase of hull and liability insurance for the Division of Police's helicopters, to authorize the expenditure of \$170,208.00 from the General Fund; and to declare an emergency. (\$170,208.00)

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

- CA To authorize an appropriation of \$40,000.00, from the unappropriated monies in the Hester F. Dysart Paramedic Continuing Education Trust Fund, for the Division of Fire, Department of Public Safety, in order to provide funds for continuing education and training materials for medic personnel in the Division of Fire, and to declare an emergency. (\$40,000.00)

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

- CA To authorize an appropriation of \$28,000.00 from the unappropriated balance of the EMS & Entrepreneurial Training Fund for the Public Safety Department, Fire Division, to provide funds for the purchase of goods and/or services for the Fire Division's Emergency Medical Services and Training Bureau, and to declare an emergency. (\$28,000.00)

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

- CA To authorize and direct the Finance and Management Director to execute those documents necessary for the acquisition of stabilized binoculars with image intensifier tubes; and to declare an emergency

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

- CA To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Alum Creek Sanitary Trunk Storage Facilities Project, and to declare an emergency.

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

- CA To authorize the acceptance a grant from the Ohio Office of Criminal Justice Services and the appropriation of funds in the amount of Thirty Thousand Dollars (\$30,000.00) for the funding of the Somali Victim Advocate program, to authorize the transfer and appropriation of matching funds required by the acceptance of the grant in the amount of Ten Thousand Dollars (\$10,000.00) 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 issue a purchase order for miscellaneous radio equipment from an existing Universal Term Contract established for such purpose by the Purchasing Office with B&C Communications, to authorize the expenditure of \$50,000.00 from the Safety Voted Bond Fund, Apparatus Replacement Project, and to declare an emergency. (\$50,000.00)

**This Matter was Approved on the Consent Agenda.****PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY,  
CHR. HUDSON TAVARES HABASH**

- CA To authorize the Public Service Director to modify and increase an existing contract with Decker Construction Company for the Utility Cut and Restoration - 2005 project for the Transportation Division; to authorize the expenditure of \$32,320.56 from the Sanitary Operating Fund and to declare an emergency. (\$32,320.56)



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

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

CA

To authorize the Board of Health to enter into a contract with Grant/Riverside Methodist Hospitals to provide laboratory testing services for various Health Department programs; to authorize the expenditure of \$114,000 from the Health Special Revenue Fund to pay the costs thereof; and to declare an emergency. (\$114,000)

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

CA

To authorize and direct the Board of Health to enter into a lease agreement with Clayton Ross for clinic space for the Health Department's Perinatal Program, to authorize a total expenditure of \$24,852 from the Health Special Revenue Fund, and to declare an emergency. (\$24,852)

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

CA

To authorize the Board of Health to enter into a revenue contract with Franklin County Children Services for the provision of public health nursing services, in an amount not to exceed \$153,202.00, and to declare an emergency. (\$153,202.00)

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

CA

To authorize the Board of Health to enter into a revenue contract with the Franklin County Children Services for the provision of home visiting services to their Family Ties Program, in an amount not to exceed \$119,000.00, and to declare an emergency. (\$119,000.00)

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

CA

To authorize and direct the Columbus Health Department to accept grant funds from Action For Children in the amount of \$13,870, to authorize the appropriation of \$13,870 from the Health Department Grants Fund, and to declare an emergency. (\$13,870)

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

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

CA

To authorize the Director of Public Utilities to enter into a contract with Affordable Choice Electric, Inc. for Booster Station Upgrades - Cleveland Avenue Booster Station Motor Control Center & Appurtenances 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, and to authorize the expenditure of \$255,113.25 from the Water Works Enlargement Voted 1991 Bonds Fund, (\$255,113.25)

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

CA

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements, located in the vicinity of Keswick Drive and Ogden Woods Boulevard, at the request of E. M. H. & T., Inc., in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

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

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

CA

To authorize the Director of the Recreation and Parks Department to execute those documents necessary to purchase certain real property located in the Island View Subdivision necessary for the expansion of parkland along the eastern bank of the Olentangy River; to expend \$5,028.00 from the Recreation and Parks Voted 1999/2004 Bond Fund, and to declare an emergency. **(\$5,028.00).**

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

CA

To authorize an appropriation of \$4,000.00 from the unappropriated balance of the Gatrell Arts & Vocational Development Fund, in accordance with the trust to support arts activities at Thompson Recreation Center, and to declare an emergency. **(\$4,000.00)**

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

CA

To authorize an appropriation of \$59,349.16 from the unappropriated balance of the Recreation and Parks Tree Replacement Fund to the Recreation and Parks Department for the purchase of trees and plant materials, and to declare an emergency. **(\$59,349.16)**

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

CA

To authorize an appropriation of \$30,765.72 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2006, and to declare an emergency. **(\$30,765.72)**

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

## **APPOINTMENTS**

**CA** Appointment of Lisa Bowers, 162 Cornell Road, Hebron, Ohio, 43025 to serve on the Columbus Tree Subcommittee replacing Barb Fair with a new term expiration date of December 31, 2010 (resume attached).

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

**CA** Appointment of Robert Caldwell, The Faith-Based Partnership Initiative, 303 East Sixth Avenue, Columbus, OH 43201, to serve on the University Area Commission replacing Berdawn Hutchinson with a new term expiration of May 31, 2008 (resume attached)

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

**CA** Appointment of Alvin Burzynski, 928 Grandon Avenue, Bexley, Ohio 43209 to serve on the Veterans Advisory Board with a new term expiration date of February 1, 2008 (resume attached).

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

**CA** Reappointment of Kathleen Chapin, 6288 Rockland Drive, Dublin, Ohio 43017, to the Sinking Fund Board of Trustees with a new term expiration date of January 31, 2010 (resume attached).

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

**CA** Appointment of Bradley Frick, 1265 Neil Avenue, Columbus, Ohio 43201 to serve on the Vehicle For Hire Board replacing David A. Wilson with a new term expiration of December 31, 2006.

**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 HABASH**

To make appropriations for the 12 months ending December 31, 2006, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. ~~(\$595,325,000)~~(\$598,833,000.00)

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

To make appropriations for the 12 months ending December 31, 2006, for 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 Thomas, 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 Thomas, that this matter be Approved. The motion carried by the following vote:**

To make appropriations for the 12 months ending December 31, 2006, 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 Thomas, 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 Thomas, that this matter be Approved. The motion carried by the following vote:**

To make appropriations for the 12 months ending December 31, 2006 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

**A motion was made by President Pro-Tem Boyce, seconded by Thomas, 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:**

To establish a new authorized strength ordinance for various city divisions; to repeal ordinance 1859-2005, and to declare an emergency.

**A motion was made by President Pro-Tem Boyce, seconded by Thomas, 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 Director of the Columbus Department of Development to apply to the Ohio Department of Development, Clean Ohio Council, for emergency assistance grant funding in an amount of up to \$750,000.00 for asbestos removal, demolition and other eligible costs for the Dominion Homes Wheatland Avenue Project; and to declare an emergency.

**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 Amended to 30 day. 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 authorize the Director of the Department of Development to enter into various contracts for the development and strengthening of neighborhood business organizations; to authorize the expenditure of \$193,230 from the 2006 Community Development Block Grant Fund; and to declare an emergency. (\$193,230)

**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 contract with the Greater Linden Development Corporation; to authorize the expenditure of \$51,300.00 from the 2006 Community Development Block Grant Fund; and to declare an emergency. (\$51,300.00)

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

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

To authorize and direct the City Attorney to settle the claim of Ohio Packing Company against the City of Columbus, Division of Sewers and Drains, in the total amount of Two Hundred Eighty-five Thousand One Hundred Thirty-seven and 19/100 (\$285,137.13) for property damage this business incurred as a result of flooding; and to declare an emergency (\$258,137.13)

**A motion was made by President Mentel, seconded by Thomas, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**

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

To authorize and direct the Director of Public Safety to enter into a contract for helicopter maintenance with Helicopter Minit-Men, Inc. for the Division of Police in accordance with the Sole Source procurement; to authorize the expenditure of \$732,819.00 from the General Fund; and to declare an emergency. (\$732,819.00)

**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 Franklin County Municipal Court Clerk to modify and extend a contract for support services with OmniTec, Inc.; to waive the provisions of Chapter 329 of the Columbus City Code, 1959, pertaining to competitive bidding; to authorize the expenditure of up to \$36,925.20 from the Municipal Court Clerk's computer fund; and to declare an emergency. (\$36,925.20)

**A motion was made by President Mentel, seconded by Thomas, that this**

**matter be Approved. The motion carried by the following vote:**

To authorize the City Attorney to modify an agreement for special legal counsel with representatives of the law firm of the Baller Herbst Law Group, P.C.; to authorize the expenditure of the sum of Thirty-five Thousand Dollars and no cents (\$35,000.00); and to declare an emergency.

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

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

To accept the application (AN05-018) of Howard & Muriel Hedrick for the annexation of certain territory containing 1.53 ± Acres in Franklin Township.

**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 authorize and direct the Finance and Management Director to issue purchase orders for credit card fuel and bulk fuel purchases for the Fleet Management Division, to authorize the expenditure of \$4,500,000.00 from the Fleet Management Services Fund, and to declare an emergency. (\$4,500,000.00)

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 02/13/06 The motion carried by the following vote:**

To authorize the Finance and Management Director to issue purchase orders for the purchase of tires for the Fleet Management Division per the terms and conditions of State contracts, to authorize the expenditure of \$400,000.00 from the Fleet Management Services Fund; and to declare an emergency. (\$400,000.00)

**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 release the platted easement located along the south side of Lot 34 of Waggoner Trace, Section 1 as shown on the plat of record in Plat Book 105, Page 73 of the Franklin County, Ohio, Recorder's Office.

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

**A motion was made by O'Shaughnessy, seconded by Hudson, 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 and direct the Board of Health to enter into contract with The Ohio State University to provide workforce development services, to waive the City Code provisions for competitive bidding, to authorize the expenditure of \$30,943 from the Health Department Grants Fund, and to declare an emergency. (\$30,943.00)

**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 Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. to provide primary health care services at community-based health centers; to authorize the expenditure of \$5,029,260 from the Health Special Revenue Fund; to waive the provisions of competitive bidding; and to declare an emergency. (\$5,029,260)

**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 contracts with three community service agencies for the provision of health education and risk reduction services related to HIV/AIDS for the period January 1, 2006 through December 31, 2006; to authorize the expenditure of \$292,587 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. (\$292,587)

**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 enter into a construction contract with Crace Construction Co., Inc. for the construction of the Southerly Wastewater Treatment Plant Digester Rehabilitation project; to authorize the appropriation of \$38,700,522.25, and the expenditure of \$32,940,400.00 from the Ohio Water Pollution Control Loan Fund; to amend the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$32,940,400.00)

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

To authorize the Director of Public Utilities to modify the professional engineering services agreement with R. D. Zande & Associates, Inc., for the Southerly Wastewater Treatment Plant Digester Rehabilitation Project; to authorize the expenditure of \$5,760,122.25 from the Ohio Water Pollution Control Loan Fund, for the Division of Sewerage and Drainage; and to declare an emergency. (\$5,760,122.25)

**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 United Survey, Inc., for the construction of the Torrence/Colerain Area Sanitary Improvements Project; to authorize the appropriation of \$1,298,378.54 and the expenditure of \$1,099,856.04 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,099,856.04)

**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 existing contract for the purchase of wholesale electric power with Constellation Energy Commodities Group for the Division of Electricity, to authorize the expenditure of \$26,700,000.00 from the Division of Electricity Operating Fund, and to declare an emergency. (\$26,700,000.00)

**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 modify a contract for the purchase of landfill gas-fueled electric power with Bio-Energy (Ohio) LLC, to authorize the expenditure of \$500,000.00 from the Electricity Operating Fund, and to declare an emergency. (\$500,000.00)

**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 a contract with Darby Creek Excavating, Inc. for Water Line Rehabilitation - Hamilton/Broad Street Water Line Improvements for the Division of Water and to authorize the expenditure of \$989,385.28 for construction and \$150,614.72 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 bonds Fund. (\$1,140,000.00)

**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 execute a construction contract with Kokosing Construction Company, Inc.; to provide for payment of material testing and related services to the Transportation Division for the Bliss Run Relief Trunk Sewer Phase 3 Project; to authorize the transfer of \$3,087,560.43 within the Storm Sewer Bond Fund; to authorize an amendment to the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; to authorize the expenditure of \$11,487,560.43 within the Storm Sewer Bond Fund; and to declare an emergency. (\$11,487,560.43)

**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 Director of Public Utilities to execute a construction contract with Shelly and Sands, Inc.; to provide for payment of inspection, material testing and related services to the



Transportation Division for the Briggs Road Open Channel Enclosure Project; to authorize the transfer of \$396,801.80 within the Storm Sewer Bond Fund; to authorize an amendment to the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; to authorize the expenditure of \$4,396,801.80 within the Storm Sewer Bond Fund; to authorize the expenditure of \$978,569.34 from Auditor's Certificate AC022717; and to declare an emergency. (\$5,375,371.14)

**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 modify and increase the existing yard waste collection contract with Rumpke of Ohio, Incorporated, for the Refuse Collection Division; to authorize the expenditure of \$351,654.88 or so much thereof as may be needed from the General Fund and to declare an emergency. (\$351,654.88)

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

To authorize the City Attorney to acquire fee simple title and lesser interests, to authorize the transfer and expenditure of \$800,000.00 from within the Waterworks Enlargement Voted 1991 Bonds Fund for costs in connection with the Upground Reservoir project, and to declare an emergency. (\$800,000.00)

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

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

To authorize the Directors of Recreation and Parks, Finance and Management and Public Safety to execute an Option Agreement with Gowdy Partners LLC for the sale of 2.529 acres of the property commonly known as Gowdy Field and to waive the provision of the Land Review Commission, Chapter 328 and the competitive bidding provisions of Chapter 329 of the Columbus City Codes.

**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 Executive Director of Recreation and Parks to modify that certain option contract entered into between the City of Columbus and Columbus Urban Growth Corporation as authorized by Ordinance No. 0785-2005, to permit assignment of the option contract with the consent of the Executive Director.

**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:**

## **ADJOURNMENT**

**A motion was made by President Mentel, seconded by Tavares, to adjourn**

this Regular Meeting. The motion carried by the following vote: