

City of Columbus

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



Minutes - Final

Monday, December 1, 2003

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. 51 OF COLUMBUS CITY COUNCIL,
MONDAY, DECEMBER 1, 2003 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 TUESDAY, NOVEMBER 25, 2003:**

New Type: C1, C2
To: Nicks Carryout LLC
DBA Nicks Carryout
3516 W Dublin Granville Rd
Columbus Ohio 43235

New Type: C1, C2
To: Aldi Inc
3350 Cleveland Av
Columbus Ohio 43224

New Type: C1, C2
To: Aldi Inc
3043 Gender Rd
Columbus Ohio 43068

New Type: C1, C2
To: Aldi Inc
2395 Silver Dr
Columbus Ohio 43211

New Type: C1, C2
To: Aldi Inc
1331 W Mound St
Columbus Ohio 43223

New Type: C1, C2
To: Aldi Inc
5487 W Broad St
Columbus Ohio 43228

Transfer Type: C1, C2
To: Eastern Grocery Inc
DBA Crestview Market
2950 N High St

Columbus, Ohio 43202
From: Oriental Merchant Inc
DBA Crestview Market
2950 N High St
Columbus Ohio 43202

Transfer Type: C1, C2
To: 3428 Westpoint Inc
DBA Stewart Carryout
691 E Stewart Av
Columbus Ohio 43206
From: Circle 7 Inc
DBA Bull Dawg Carryout
691 E Stewart Av
Columbus Ohio 43206

ADVERTISE 12/06/03
RETURN 12/18/03

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

ADMINISTRATION: 2477-2003

SAFETY & JUDICIARY: 2524-2003, 2571-2003

DEVELOPMENT: 2606-2003, 2609-2003

HEALTH, HOUSING & HUMAN SERVICES: 2566-2003

UTILITIES: 2504-2003

FR FIRST READING OF 30-DAY LEGISLATION

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

FR

To authorize the City Attorney to modify an agreement for special legal counsel services with

representatives of the law firm of Porter, Wright, Morris & Arthur and to authorize the expenditure of the sum of One Hundred Twenty Thousand Dollars and no/cents (\$120,000.00).

FR

To authorize the City Attorney to modify an agreement for special legal counsel services with representatives of the law firm of Carlile, Patchen & Murphy, L.L.P. and to authorize the expenditure of the sum of One Hundred Five Thousand Dollars and no/cents (\$105,000.00).

FR

To authorize the City Attorney to modify an agreement for special legal counsel services with representatives of the law firm of Schottenstein, Zox & Dunn Co. LPA and to authorize the expenditure of the sum of Twenty Thousand Dollars and no/cents (\$20,000.00).

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

FR

To amend Ordinance 1793-03, passed July 28, 2003, in order to correct the legal description contained in the original ordinance designating the Continent as a Community Entertainment District.

FR

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Cornerstone Home Financial as provided in Columbus City Council Resolution 144X-02 adopted July 22, 2002.

FR

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Midwest Communications and Media as provide in Columbus City Council Resolution 144X-02 adopted July 22, 2002.

FR

To accept the application (AN03-025) of Rockford Homes, Inc. for the annexation of certain territory containing 15.0 ± Acres in Jefferson Township.

FR

To authorize the acceptance and disposition of a deed for a parcel of land to be included in the Land Bank inventory.

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

FR

To authorize the Public Service Director to execute those documents required to grant an underground encroachment easement into Children's Drive for The Children's Hospital.

FR

To accept the plat titled SUNBURY PLACE, from BENCHMARK LAND TRUST, an Ohio trust, by DANIEL P. REIDEL, Trustee.

**UTILITIES: THOMAS, CHR. MENTEL 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 \$232,450.00 (\$232,450.00).

**RULES & REFERENCE: HABASH, CHR. MENTEL
SENSENBRENNER TAVARES**

FR

To supplement Chapter 4113 of the Columbus City Codes, 1959, by amending existing Section 4113.505 of the Columbus Building Code by eliminating archaic home improvement limited license classifications and by augmenting the current qualifications of an applicant for any home improvement license classification to include an Ohio registered design professional that is experienced in residential design and construction.

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

FR

To rezone **2270 EAKIN ROAD (43223)**, being 0.62± acres located at the northwest corner of Eakin Road and Midland Avenue, **From:** R-2, Residential District, **To:** L-C-4, Limited Commercial District (Rezoning # Z03-051).

FR

To rezone **2764 FREEDOM TRAIL (43068)**, being 0.92± acres located on the east side of Freedom Trail, 190± feet south of Tussing Road, **From:** CPD, Commercial Planned Development District, **To:** L-ARLD, Limited Apartment Residential District (Rezoning #Z03-065).

FR

To rezone **3614 LIFESTYLES BOULEVARD (43219)**, being 122.7± acres located west of the terminus of Lifestyles Boulevard and 950± feet north of Agler Road (Rezoning # Z03-021).

FR

To grant a Variance from the provisions of Sections 3332.037, Residential District; 3332.25, Minimum side yard; 3332.26, Maximum side yard; 3332.27, Rear yard; and 3342.28,

Minimum number of parking spaces for the property located at **121 THURMAN AVENUE (43206)**, to permit office, restaurant, and non-accessory parking uses in the R-2F, Residential District, and to repeal Ordinance 572-73, passed April 16, 1973. (Council Variance # CV03-032)

FR

To rezone **211 OAK STREET (43235)**, being 2.07± acres located on the south side of Oak Street, 115± feet west of Station Street, **From:** R, Rural District **To:** L-M, Limited Manufacturing District. (Z03-013)

FR

To grant a Variance from the provisions of Sections 3342.15, Maneuvering; 3342.18, Parking setback line; 3342.28, Minimum number of parking spaces required; for the property located at **211 OAK STREET (43235)**, to permit a office/warehouse and storage units with reduced development standards in the L-M, Limited Manufacturing District. (Council Variance # CV03-035)

FR

To rezone **7909 STATION STREET (43235)**, being 1.25± acres located at the northwest corner of Station and Oak Streets, **From:** R, Rural District **To:** L-M Limited Manufacturing District. (Rezoning Z03-014)

FR

To grant a Variance from the provisions of Sections 3342.11, Landscaping; 3342.15, Maneuvering; 3342.17, Parking lot screening, 3342.18, Parking setback line; 3342.28, Minimum number of parking spaces required; and 3363.24, Building lines in an M-manufacturing district; for the property located at **7909 STATION STREET (43235)**, to permit a commercial/office/warehouse and storage units with reduced development standards in the L-M, Limited Manufacturing District. (Council Variance # CV03-007)

CA CONSENT ACTIONS

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

CA

To authorize and direct the Finance Director to modify the citywide contract for the option to purchase or lease 55 cpm/ppm Digital Copiers/Printers, with Blue Technologies, Inc., and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of the Department of Finance to increase a purchase order with US Laser for printer services and supplies for the Department of Technology, on behalf of

numerous City agencies, to authorize the expenditure of \$55,900.00 from Telecommunications Division's Cable Fund; \$700.00 from the Technology Director's Office Internal Service Fund and to declare an emergency. (\$56,600.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Finance to increase a purchase order with VoiceCom for the purchase of voice-mail services for the Department of Technology, on behalf of numerous City agencies, to authorize the expenditure of \$11,793.01 from Technology Department, Internal Service Fund; and to declare an emergency. (\$11,793.01)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Director of the Department of Technology to enter into contract with Babbage Simmel for the purchase of professional services to assist in a citywide software migration for the Department of Technology, Information Services Division, to authorize the expenditure of \$53,636.00 from the Information Services Fund, and to declare an emergency. (\$53,636.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Department of Technology Director, on behalf of The Equal Business Opportunity Office (EBOCO), to enter into a maintenance agreement with Business Innovations Plus, (BiPlus) for the maintenance of the BizTrak system; to authorize the expenditure of \$34,000.00 from the Telecommunications Division Cable Fund, and to declare an emergency (\$34,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Technology to modify and extend the contract with Class Software Solutions for maintenance and support services on behalf of Recreation and Parks, to authorize the expenditure of \$25,000.00 from the Telecommunications Division Cable Fund, and to declare an emergency. (\$25,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Technology to modify and extend a contract with ReQUESTPEOPLE to provide staff support services within the DoT fiscal section, to authorize the expenditure of \$10,000.00 from the Telecommunications Cable Fund; and to declare an emergency. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

CA

To authorize and direct the Director of Recreation and Parks to modify the revenue-generating contract with C.A.T. Catering, Inc.; Charlotte Alexander, for food concessions at Raymond Memorial Golf Course.

This Matter was Approved on the Consent Agenda.

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

CA To authorize and direct the transfer of \$25,000.00 from the City Auditor's Office to the Division of Fire General Fund Budget to provide funds for pharmaceutical and medical supplies purchases to provide for EMS-related usage; and to declare an emergency. (\$25,000.00)

This Matter was Approved on the Consent Agenda.

CA To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio to participate in the Ohio Safe Commute program and to authorize an appropriation of \$66,169.00 from the unappropriated balance of the General Government Grand Fund to the Division of Police to cover the costs associated with the CPD-Ohio Safe Commute project and to declare an emergency. (\$66,169.00)

This Matter was Approved on the Consent Agenda.

CA **To authorize and direct the Finance Director to issue a purchase order to Howell Rescue Systems, Inc. for the purchase of combination rescue tools and related equipment for the Fire Division; to authorize the expenditure of \$32,000.00 from the General Permanent Improvement Fund; to authorize the expenditure of \$9,710.00 from the General Fund; and to declare an emergency. (\$41,710.00)**

This Matter was Approved on the Consent Agenda.

CA To authorize and direct the Finance Director to contract for the rental of parking spaces for the Division of Police, to authorize the expenditure of \$117,600.00 from the General Fund; and to declare an emergency. (\$117,600.00)

This Matter was Approved on the Consent Agenda.

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

CA To accept the plat titled ASHTON POINT SECTION 1, from ROCKFORD HOMES, INC., by DONALD R. WICK, Vice President.

This Matter was Approved on the Consent Agenda.

CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Automotive Glass Repair, with HARRIS AUTO GLASS, 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 Public Service Director to establish agreements with private vendors for snow and ice removal, if necessary, for the Transportation Division; to authorize the expenditure of \$100,000.00 or so much thereof as may be needed from the Municipal Motor Vehicle License Tax Fund and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of Public Utilities to reimburse the Pennsylvania Railroad Holding Company for the construction of a 12" water main along James Road for the Division of Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$254,761.91 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$254,761.91)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance director to establish blanket purchase orders for the purchase of Transformers and Regulators for the Division of Electricity in accordance with terms and conditions of universal term contracts with Delta-Y Electric Company and WESCO, and to authorize the expenditure of \$113,193.32 from the Division of Electricity Operating Fund. (\$113,193.32)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance Director to enter into a contract with E.H. Wachs Company, for an air excavation system, for the Division of Water, to authorize the expenditure of \$35,885.00 from Water Systems Operating Fund, and to declare an emergency. (\$35,885.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Departments of Public Utilities and Technology to enter into a contract with Oracle Corporation, to purchase Oracle application server licenses and services for the WASIMS billing system, for the Division of Water, to authorize the expenditure of \$48,800.00 from Water Systems Operating Fund, and to declare an emergency. (\$48,800.00)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

**THE FOLLOWING ORDINANCES WERE REMOVED FROM THE
TABLE IN ONE MOTION**

RECREATION & PARKS: 2352-2003, 2475-2003

SAFETY & JUDICIARY: 2452-2003

DEVELOPMENT: 2602-2003

**PUBLIC SERVICE & TRANSPORTATION: 2251-2003, 2433-2003,
2440-2003, 2598-2003**

UTILITIES: 2357-2003

RULES & REFERENCE: 2406-2003

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

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

To provide for the continuation of insurance benefits, including medical and prescription drug; and dental and vision, if eligible, for a period of 90 days beginning from the date of the insurance termination for certain full-time non-uniformed employees who were terminated through layoff during the months of November and December 2003; and to declare an emergency.

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

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

To authorize the Director of the Department of Technology to modify a contract with PlanGraphics, Inc. for the purchase of GIS Project Management and System Services for the Department of Technology, to authorize the expenditure of \$300,000.00 from the Technology Director's Office General Fund, and to declare an emergency. (\$300,000.00)

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

Mentel, that this matter be Approved. The motion carried by the following vote:

To repeal ordinance 1843-2003 passed July 22, 2003; to authorize the City Auditor to appropriate and transfer funds from the Health Department grants fund to the Health Department operating fund; to authorize the Director of the Department of Technology to enter into a contract with Mount Carmel Health Systems for the purchase of a clinical application for the Health Department; to waive the City Code provisions for competitive bidding; to authorize the expenditure of up to \$75,000 from the Department of Technology, Telecommunications Division cable fund and up to \$60,000 from the Health Department grants fund; and to declare an emergency. (\$135,000.00)

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

To authorize the City Treasurer to modify contracts for banking services with Huntington for \$2,000.00 and National City Bank for \$5,000.00; to authorize the expenditure of up to \$7,000.00 from the General Fund and to declare an emergency (\$7,000.00).

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

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

To authorize and direct the Director of Recreation and Parks to enter into contracts with thirty-four community agencies to provide social and nutrition services to older adults in Central Ohio during 2004 and to authorize the expenditure of \$5,491,734.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$5,491,734.00)

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 the Director of the Department of Recreation and Parks to execute and grant a quitclaim deed of easement to Fortunato P. Merullo and Renee M. Merullo (and listed others) through a certain portion of that City owned property known as Overbrook Park Ravine, 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 Sensenbrenner, 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 Director to issue purchase orders for fire uniforms from existing Universal Term Contracts established for such purpose by the Purchasing Office with Roy Tailors Uniform Company, to authorize the expenditure of \$460,000.00 from the General Fund, and to declare an emergency. (\$460,000.00)

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

To authorize the Columbus Fire Chief to accept a grant award from Battelle for Bomb Squad training for the Division of Fire, to appropriate \$3,000.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency. (\$3,000.00)

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

To authorize and direct the Finance Director to enter into a contract with Air BP Aviation Services for purchase of jet fuel for the Division of Police; to authorize the expenditure of \$150,000.00 from the General Fund; and to declare an emergency (\$150,000.00)

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

To authorize and direct the Finance Director to enter into a contract for an option to purchase Jet Aviation Fuel, with Air BP Aviation Services, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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

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

To authorize the Director of Development to execute easements and other documents incidental and necessary to the sale of 10.877 acres of the former Lazarus Department Store site at the former Northland Mall to Northland Associates LLC, and to declare an emergency.

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

To authorize the Director of Development to enter into a \$1,100,000 Guaranteed Maximum Cost contract with Columbus Urban Growth Corporation for purposes of demolition at the old Northland Mall site to allow for new development known as NorthlandPARK; and to declare an emergency. (\$1,100,000)

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 City Auditor to transfer an amount not to exceed \$500,000 from Fund 704 Voted 1995-1999 Streets and Highways Fund to Fund 735 Northland and Other Acquisitions Fund for the purpose of constructing roadways on the western half of the NorthlandPARK redevelopment site and to declare an emergency. (\$500,000)

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

To authorize the Director of Development to enter into a \$1,300,000 Guaranteed Maximum Cost contract with Columbus Urban Growth Corporation for the purpose of constructing roadways on the western half of the NorthlandPARK redevelopment site; to authorize the expenditure of \$1,300,000 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$1,300,000)

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

An ordinance adopting the Rocky Fork Economic Development Plan as a guide for future economic development and in support of a tax increment financing district.

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

An ordinance adopting the Rocky Fork Economic Development Plan as a guide for future economic development and in support of a tax increment financing district **and to declare an emergency.**

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 release Nationwide Arena, LLC in the sale of a parcel of real property from the conditions set forth in Section 11.13(D) of that certain Contract of Sale between the City of Columbus and Nationwide Arena, LLC; and to declare an emergency.

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

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-043) of 86.0± Acres in Madison Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-030) of 48.44± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

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

To authorize a supplemental appropriation of \$ 350,000.00 from the unappropriated balance of the Fleet Maintenance Services Fund to provide for continuing repair services; to authorize the Finance Director to issue purchase orders for various repair services, to authorize the expenditure of \$350,000.00 from the Fleet Maintenance Services Fund, to waive the competitive bidding requirements of the Columbus City Codes, 1959, and to declare an emergency. (\$350,000.00)

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

To authorize and direct the Finance Director to issue purchase orders for vehicle parts, supplies and accessories for the Fleet Management Division, to authorize and direct the expenditure of \$334,000.00 from the Fleet Maintenance Fund, and to declare an emergency. (\$334,000.00)

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

To authorize the Public Service Director to reimburse American Electric Power Company for utility relocation costs incurred in conjunction with the Dublin - Frantz at Hayden Run Road Improvement project for the Transportation Division; to authorize the expenditure of \$67,200.00 for this purpose from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$67,200.00)

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

To authorize the Public Service Director to pay Columbia Gas of Ohio and American Electric Power Company for utility relocation costs incurred in conjunction with the Polaris Parkway Widening Project for the Transportation Division; to authorize the expenditure of \$73,775.75 for this purpose from the 1995, 1999 Voted Streets and Highways Fund and to declare an emergency. (\$73,775.75)

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

To appropriate \$410,500.00 within the Municipal Motor Vehicle License Tax Fund to the Transportation Division, Public Service Department, for anticipated expenditures that will be incurred by the Transportation Division during the balance of 2003, and to declare an emergency. (\$410,500.00)

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

To authorize the Public Service Director to pay the Franklin County Engineering Department for snow and ice removal services rendered by the County Engineer on City streets during the 2002-2003 winter season for the Transportation Division; to authorize the expenditure of \$371,324.76 from the Municipal Motor Vehicle License Tax Fund, and to declare an emergency. (\$371,324.76)

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

To authorize the Public Service Director to execute those documents required to transfer portions Spring Street and Neil Avenue to Nationwide Arena LLC; to waive the competitive bidding and Land Review Commission provisions of Columbus City Codes and to declare an emergency.

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

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

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.

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

To authorize the Director of the Department of Development to enter into contract with the Ohio State University Research Foundation to support the Neighborhood Technical Assistance Program; to authorize the expenditure of \$99,399.00 from the General Fund; and to declare an emergency. (\$99,399.00)

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

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

To authorize the Director of the Department of Public Utilities to execute and grant a quitclaim deed of easement to The Ohio Bell Telephone Company on that City owned property known as the Hap Cremean Water Treatment Plant, 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 Thomas, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

To authorize and direct the City Auditor to transfer \$1,000,000.00 in appropriation authority within the Electricity Operating Fund to provide funding for personnel and services; and to declare an emergency. (\$1,000,000.00)

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

To authorize and direct the Finance Director to enter into four contracts for an option to purchase Luminaires, with Hughes Supply/Electric Laboratories and Sales Corporation, General Electric Supply Company, Graybar Electric Company, Inc. and Consolidated Electrical Distributors Inc., to authorize the expenditure of four dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00)

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

RULES & REFERENCE: HABASH, CHR. MENTEL SENSENBRENNER TAVARES

To amend Chapters 2101, 2105, 2107, 2109, 2113, 2131, 2133, 2135, 2137, 2139, 2150, 2151, 2155, 2157, 2171, 2173, 2301, 2303, and 2307 of the Columbus City Codes, 1959, and to create new Chapter 2141 of the Columbus City Codes, 1959, to reflect recent changes to Title 29 and Title 45 of the Ohio Revised Code as a result of the passage of Senate Bill 123 and House Bill 490 by the Ohio Legislature as well as to address existing discrepancies between Title 21 of the Columbus City Codes, 1959, and Title 45 of the Ohio Revised Code.

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

To replace Chapter 921 of the Columbus City Codes to bring waterway codes up to date and to bring City of Columbus codes into closer compatibility with State waterway codes.

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

JUST A REMINDER, THE LAST COUNCIL MEETING OF 2003 IS MONDAY, DECEMBER 15. THE DEADLINE FOR FILING LEGISLATION FOR THAT COUNCIL MEETING IS FRIDAY, DECEMBER 5 AT NOON.

ADJOURNMENT

A motion was made by President Mentel, seconded by Sensenbrenner, to adjourn this Regular Meeting. The motion carried by the following vote: