

City of Columbus

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



Minutes - Final

Monday, September 11, 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. 41 COLUMBUS CITY COUNCIL,
SEPTEMBER 11, 2006 COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

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

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S
OFFICE AS OF WEDNESDAY, SEPTEMBER 6, 2006:

New Type: D1
To: Chipotle Mexican Grill
of Colorado LLC
DBA Chipotle
1960 E Dublin Granville Rd & Patio
Columbus, Ohio 43229
permit # 14374150390

Stock Type: D2, D2X, D6
To: Pacific Food Inc
DBA Akai Hana
1173 Old Henderson Rd
Columbus, Ohio 43220
permit # 66325760001

Stock Type: C1, C2, D6
To: Pacific Food Inc
DBA Tensuke Market
1167 Kenny Square Mall
Columbus, Ohio 43220
permit # 66325760005

Advertise 9/16/06
Return 9/29/06

RESOLUTIONS OF EXPRESSION

BOYCE

CA

To honor and recognize Reverend Dr. Thomas E. Liggins for his contributions and leadership
in the African Methodist Episcopal Church.

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

HUDSON

To welcome Gunter Pauli, a world-renowned social entrepreneur who has been described as "a new breed of innovator," to the City of Columbus.

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

THOMAS

To recognize and express appreciation to the management, players and support staff of the Columbus Crew Major League Soccer Team for their support of and involvement with the City of Columbus' Keep Columbus Beautiful program.

A motion was made by Thomas, seconded by Tavares, 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:**

SAFETY & JUDICIARY: 1459-2006

DEVELOPMENT: 1527-2006

PUBLIC SERVICE & TRANSPORTATION: 1433-2006, 1416-2006

UTILITIES: 1445-2006, 1490-2006

RESOLUTIONS: BOYCE: 0147X-2006, HUDSON: 0140X-2006

FR FIRST READING OF 30-DAY LEGISLATION

**A MOTION WAS MADE BY COUNCILMEMBER BOYCE,
SECONDED BY COUNCILMEMBER TAVARES TO WAIVE THE
READING OF THE TITLES OF FIRST READING LEGISLATION.
THE MOTION CARRIED THE FOLLOWING VOTE:
AFFIRMATIVE: 6 NEGATIVE: 0**

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

FR

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain portion of sewer easement, located in the vicinity of Dublin-Granville Road and Hamilton Road, at the request of **Blendon-Beecham Properties** in exchange for replacement easements previously granted to the City of Columbus.

FR

To authorize and direct the Finance and Management Director to sell a 1997 Horton medic that is of no further value to the Division of Fire, to the Ohio State University Medical Center for the sum of \$1.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$1.00)

FR

To declare the necessity and intent to appropriate fee simple title in and to real estate in connection with the Milo-Grogan Recreation Center Expansion Project.

FR

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain waterline easements, located in the vicinity of North High Street and Morse Road, at the request of Graceland Shoppers Limited Partnership, in exchange for a previously granted replacement.

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

FR

To accept the application (AN06-003) of Mary I. Younkin for the annexation of certain territory containing 67.625 ± Acres in Hamilton Township.

FR

To authorize the submission of a petition to the Board of County Commissioners of Franklin County, Ohio, requesting a change in the boundary lines of Montgomery Township so as to make the boundary lines of Annexations AN04-025 and AN04-028 identical, with the corporate limits of the city of Columbus.

FR

To assess certain properties for the cost for demolishing structures found to be public nuisances.

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

To authorize the Director of Public Utilities to modify and increase an existing contract, with Dynotec, Inc., for additional design services and contingency balance replenishment associated with the West Fifth Avenue and McDannald Estates Stormwater System Improvements Projects, which are a part of the Group 8A Stormwater System Improvements Projects, for the Division of Sewerage and Drainage, and to authorize the expenditure of \$47,200.00 within the Storm Sewer Bonds Fund. (\$47,200.00)

FR

To authorize the Director of Public Utilities to modify an agreement on behalf of the City of Columbus between the Solid Waste Authority of Central Ohio and Kurtz Brothers, Inc., for the design, construction and operation of the Organic Waste Recovery and Reuse System project.

FR

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase ADS Flow Monitoring Parts & Service with ADS Environmental Services, and to authorize the expenditure of \$1.00 to establish the contract from the Universal Term Contract Fund. (\$1.00).

FR

To authorize the Director of Public Utilities to execute a construction contract with Complete General Construction Co. in the amount of \$355,622.52; to provide for payment of inspection, material testing and related services to the Transportation Division in the amount of \$55,000.00; for the Hague Avenue Drainage Improvements; to authorize the transfer of \$381,219.13 within the Storm Sewer Bond Fund; to authorize an amendment to the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to authorize the expenditure of \$410,622.52 within the Storm Sewer Bond Fund. (\$410,622.52)

FR

To authorize the Director of Finance and Management to establish a purchase order with Fluid Conservation for the purchase of a Accucorr 3000 Digital Correlator System for the Division of Power and Water, and to authorize the expenditure of \$59,895.00 from the Water Operating Fund. (\$59,895.00)

FR

To authorize the Director of Public Utilities to enter into a professional engineering services contract with the Ribway Engineering Group, Inc., in connection with the Fulton/Mound/Noble Sewer Rehabilitation Project; to authorize the expenditure of \$375,867.00 from the Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$375,867.00)

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

FR

To grant the Director of Recreation & Parks Department the authority to execute, on behalf of the City of Columbus, all new or renewal bikeway/walkway easement agreements that the Director has determined must be obtained from the State of Ohio and/or The Ohio State University, as necessary for the construction, operation or maintenance of such bikeways/walkways.

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

FR

To grant a Variance from the provisions of Section 3333.41(h), (j),(m)(2) and (r) Standards, of the Columbus City Codes; for the property located at **2699 SPANGLER ROAD (43207)**, to permit townhouses with reduced development standards in the L-AR-12, Limited Apartment Residential District (CV05-068).

FR

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential district; and 3342.28, Minimum number of parking spaces required, for the property located at **561 SOUTH THIRD STREET (43215)**, to permit a retail store with reduced parking in the R-2F, Residential District (Council Variance # CV06-040).

FR

To rezone **955 EAST DUBLIN-GRANVILLE ROAD (43229)**, being 1.02± acres located at the southwest corner of East Dublin-Granville Road and North Meadows Boulevard, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District (Rezoning # Z06-046).

FR

To rezone **4871 WARNER ROAD (43081)**, being 43.73± acres located on the south side of Warner Road, 1400± feet east of Ulry Road, **From:** PUD-8, Planned Unit Development District, **To:** PUD-6, Planned Unit Development District (Rezoning # Z06-049).

FR

To amend Ordinance #1958-2003, passed October 25, 2004, for property located at **2699 SPANGLER ROAD (43207)**, being 12.02± acres located on the west side of Spangler Road, 300± feet south of Watkins Road, by amending the limitation overlay text in Section 3 as it pertains to town house requirements. (Z03-033A).

FR

To rezone **3443 STELZER ROAD (43219)**, being 3.9± acres located on the west side of Stelzer Road, 276± feet south Easton Commons, **From:** R-1, Residential District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z06-031)

CA CONSENT ACTIONS

RESOLUTION OF EXPRESSION**ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH****CA**

To authorize the Director of the Department Finance and Management to execute those documents, as prepared by the Department of Law, Real Estate Division, necessary to release all restrictions that may be in effect by virtue of the Dennison Avenue Conservation Area Project, Ohio R-10, Urban Renewal Project, for the property located at 964 and 970 Neil Avenue.

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the City Auditor to modify the existing contract with First Data Government Solutions for the enhancement of the e-payment processing application currently in use by the Income Tax Division; to authorize and direct the City Auditor to transfer funds within the General Permanent Improvement Fund 748; to authorize the expenditure of **\$25,040** from the General Permanent Improvement Fund 748; and to declare an emergency (\$25,040).

This Matter was Approved on the Consent Agenda.

CA

To amend Ordinance No. 2944-1999, as amended, by amending Section 5(E)-C177, the classification of Chief Building Official; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

To authorize and direct the Finance Director to issue a purchase order for telephone services from an existing Universal Term Contract established for such purpose by the Purchasing Office with AT&T, to authorize the expenditure of \$60,000.00 from the General Fund, and to declare an emergency. (\$60,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to contract for the purchase of airborne monitors with Summit Helicopters, Inc. for the Division of Police, to authorize the expenditure of \$44,370.00 from the Law Enforcement Contraband Seizure Fund; and to declare an emergency. (\$44,370.00)

This Matter was Approved on the Consent Agenda.

CA

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Canyon Drive/Glenmont Avenue Stormwater System Improvement Project**, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Midland and Eakin Stormwater System Improvement Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA

To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the **Moler Road Stormwater System Improvements Projects Phase II**, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Riverview Drive Improvement Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA

To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the **Beluah Road Trunk Sewer Rehabilitation Project**, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Franklin County Municipal Clerk to enter into the first year of a three year contract with Sterling Data Center LLC; to authorize an expenditure up to \$34,200.00 from the Franklin County Municipal Court Clerk's computer fund; and to declare an emergency. (\$34,200.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

CA

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of three parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN06-010) of 17.7± Acres in Plain Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN06-002) of 4.846± Acres in Prairie Township to the city of Columbus as required by the Ohio Revised 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 authorize the Public Service Director to enter into a contract with Contract Sweepers and Equipment for the Bridge Cleaning and Sealing - 2006 project for the Transportation Division; to authorize the expenditure of \$50,000.00 from the 1995, 1999, 2004 Voted Streets and Highways Fund and to declare an emergency. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance and Management Director to enter into a contract with Ohio Underground, Incorporated, dba Ditch Witch of Ohio for the purchase of a trencher with trailer for the Transportation Division; to authorize the expenditure of \$40,856.84 from the 1995, 1999, 2004 Voted Streets and Highways Fund for this purpose and to declare an emergency. (\$40,856.84)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance and Management Director to establish purchase orders with Path Master, Incorporated, for the purchase of pedestrian signal fiber optic inserts, traffic signal control cabinets, conflict monitors, control cabinet extenders, closed loop system masters and modems for the Transportation Division per the terms and conditions of two existing citywide universal term contracts; to authorize the expenditure of \$257,765.00 or so much thereof as may be necessary from the 1995, 1999, 2004 Voted Streets and Highways Fund and to declare an emergency. (\$257,765.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to execute those documents required to grant the City of Bexley permission to install and maintain landscaping within the City of Columbus right-of-way on the south side of Main Street from Alum Creek Drive east to the west bank of Alum Creek; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of the Department of Development to accept a USCM/DuPont Lead

Grant of \$100,000.00 from DuPont; to authorize the appropriation of \$100,000.00 from the Private Grant Fund to the Department of Development; to authorize the expenditure of \$100,000.00 from the Private Grant Fund for the Lead Safe Kids Program; and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

CA

To authorize the Director of Finance and Management to establish a purchase order with Byers Chevrolet for the purchase of one (1) Tandem Axle Dump Truck for the Division of Sewerage and Drainage, and to authorize the expenditure of \$99,674.00 from the Sewerage System Operating Fund. (\$99,674.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Finance and Management to establish a purchase order with Southeastern Equipment Company for the purchase of a Flusher Truck for the Division of Sewerage and Drainage, and to authorize the expenditure of \$100,860.00 from the Sewerage System Operating Fund. (\$100,860.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance and Management Director to establish a Blanket Purchase Order, for water meters, from an established Universal Term Contract with Badger Meter Inc., for the Division of Water in the amount of \$790,249.00, to authorize the Finance and Management Director to establish a Blanket Purchase Order, for water meters, from an established Universal Term Contract with AMCO, for the Division of Water in the amount of \$106,821.00, to amend the 2006 C.I.B., to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted 1991 Bonds Fund, to authorize the expenditure of \$897,070.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$897,070.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Finance and Management to establish a purchase order with Graham Ford Inc. for the purchase of one (1) Single Axle Dump Truck for the Division of Sewerage and Drainage, to authorize the expenditure of \$78,991.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$78,991.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a service agreement with Invensys Systems Inc. for the Maintenance Manager Service Agreement for the Foxboro I/A System in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$44,550.00 from the Sewerage System Operating Fund, and to declare an

emergency (\$44,550.00).

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 \$50,000.00 from the Storm Sewer Bonds Fund for costs in connection with the **Moler Road Stormwater System Improvements Project Phase II (aka Frebis Ellsworth)**, and to declare an emergency. (\$50,000.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Berwick II area, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Berwick III area, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a professional engineering services contract with R.W. Armstrong & Associates, Inc., for the Downtown Combined Area System Renovations, Phase 1 Project; to authorize the transfer of \$32,103.49, and the expenditure of \$49,103.49 from the Voted Sanitary Bond Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage and to declare an emergency. (\$49,103.49)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Auditor to transfer of \$700,000.00 within the Sewerage System Operating Fund to align budget authority with projected expenditures and to declare an emergency. (\$700,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Dynotec, Inc., for the Downtown Combined Area System Renovations, Phase 2 Project; to authorize the transfer of \$31,970.00, and the expenditure of \$49,970.00 from the Voted Sanitary Bond Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage and to declare an emergency. (\$49,970.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Resource International, Inc., for the Downtown Combined Area System

Renovations, Phase 3 Project; to authorize the transfer of \$33,302.32, and the expenditure of \$48,302.32 from the Voted Sanitary Bond Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage and to declare an emergency. (\$48,302.32)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

CA To authorize a supplemental appropriation in the amount of \$99,670.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency. (\$99,670.00)

This Matter was Approved on the Consent Agenda.

CA To authorize an appropriation of \$18,000.00 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. (\$18,000.00)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA Reappointment of Tom Wildman, 179 East Maynard, Columbus, OH 43202, to serve on the University Area Commission with a new term expiration date of July 21, 2009 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

CA Appointment of Robert Caldwell, 1412 Summit Street, Columbus, OH 43201 to serve on the University Area Commission with a new term expiration date of May 31, 2009 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

CA Appointment of Mike Smeltzer, 2528 Timberside Drive, Columbus, Ohio 43235 to serve on the Community Research Partners Board replacing Manisha Maskey for the remainder of her unexpired term with an expiration date of June 30, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Alfred Edwin Berthold, 330 W. Spring Street, Suite 325, Columbus, Ohio 43215 to serve on the Victorian Village Commission with a new term expiration date of June 30, 2009 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Josh Wood, 182 E. 3rd Avenue, Columbus, Ohio 43201 to serve on the Italian Village Commission with a new term expiration date of June 30, 2009 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Cynthia Hayes, 166 W. Kenworth Road, Columbus, Ohio 43214 to serve on the Italian Village Commission with a new term expiration date of June 30, 2009 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Rex Hagerling, Moody Nolan, 300 Spruce Street, Suite 300, Columbus Ohio 43215 to serve on the Italian Village Commission with a new term expiration date of June 30, 2009 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

CA Appointment of Delmar L. McGee, 7370 Minuteman Way, Columbus, Ohio 43217 to serve on the Veteran's Advisory Board as an alternate to Kathy Lowery with a term expiration date of May 01, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

Passed The Consent Agenda

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

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

To authorize and direct the transfer of \$50,000.00 within the General Fund from the Community Relations Commission to the Human Resources Department, and to authorize the expenditure of \$50,000 from the Human Resources Department's general fund for the purpose of cultural sensitivity training. (\$50,000) and to declare a 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 a continuation of military leave with pay to City employees who have and/or will be called to active military duty in connection with ongoing Homeland Security efforts for up to one (1) year; and for City employees for the time they are called to active service with the National Guard in connection with international and domestic response events, to allow for the continuation of City-provided group health and life insurance, under the same terms and conditions currently in effect, to City employees and their beneficiaries; and to declare an emergency.

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

To accept the amounts and rates by the Franklin County Budget Commission for the City's Tax Budget for 2007 and to declare an emergency.

A motion was made by President Pro-Tem Boyce, seconded by Tavares, that this matter be Adopted. 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 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 \$102,000 for a Phase 2 environmental assessment at the former Kimball Midwest site at 580 W. Goodale Street; and to declare an emergency.

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

To support Central Ohio's application for Third Frontier Project funds and to support TechColumbus' efforts as the region's Lead Applicant and program administrator, and to declare an emergency.

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

LA

To authorize the appropriation of \$188,000 within the Jobs Growth Initiatives Fund to the Development Department; to authorize the Director of the Department of Development to enter into an agreement with TechColumbus for the purpose of supporting its role as the region's Lead Applicant agency, responsible for administering Entrepreneurial Signature Program grant funding, related to the 315 Research + Technology Corridor; to authorize the expenditure of \$188,000 from the Jobs Growth Initiatives Fund; and to declare an emergency (\$188,000.00).

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

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

To authorize the Finance and Management Director on behalf of the Department of Public Safety, Division of Support Services, to purchase essential test equipment to service emergency communication radios and computers used by the Divisions of Police and Fire; to waive competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$237,540.00 from the Public Safety Voted Bond Fund and to declare an emergency.(\$237,540.00)

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

To authorize and direct the Director of Finance & Management to execute those documents necessary for the acquisition of a Global Defender Blast Mitigation System for the Division of Fire's Bomb Squad from Raytheon Technical Services Company LLC, to waive the provisions of competitive bidding, and to declare an emergency.(\$0)

A motion was made by President Mentel, seconded by Tavares, that this

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

To authorize and direct the Director of the Department of Finance and Management to establish a purchase order with Software House International on behalf of the Franklin County Municipal Court Clerk for Microsoft Office 2003 software; to authorize the expenditure of \$36,410.00 or so much as may be needed from the Clerk's computerization fund; to waive the competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$36,410.00)

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

To authorize the City Attorney to donate miscellaneous computer equipment to Tech Corps Ohio; to waive the provisions of Section 329.30 of the Columbus City Codes, 1959, pertaining to the sale of City-owned personal property; and to declare an emergency.

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

To authorize the Director of Public Safety to modify contract with Time Warner Telecom for voice/data service for the fire connectivity project, to authorize the expenditure of \$40,000.00 from the General Fund and to declare an emergency. (\$40,000.00)

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

To authorize the transfer of \$125,000 (cash only) between projects in the Urban Site Acquisition Loan Fund to provide the resources needed for a loan agreement with Campus Partners for Community Urban Redevelopment; and to declare an emergency. (\$125,000)

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 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 \$116,887.00 from the General Fund; and to declare an emergency. (\$116,887.00)

A motion was made by Hudson, seconded by Tavares, that this matter be Amended to 30 day. 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 \$116,887.00 from the General Fund. ➔

~~and to declare an emergency. (\$116,887.00)~~

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Waived the 2nd Reading. 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:

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

To amend the 2004 Capital Improvements Budget; to authorize the transfer of \$1,000,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Attorney to expend an additional \$1,000,000.00 for eminent domain-related acquisition activities for the Lane Avenue Widening and Improvement project for the Transportation Division; to authorize this expenditure from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$1,000,000.00)

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 failed by the following vote:

To authorize the Public Service Director to reimburse the Electricity Division for costs germane to the design and installation of streetlights at the intersection of West Fifth Avenue and Lakeshore Drive for the Transportation Division and to authorize the expenditure of \$20,000.00 or so much thereof as may be necessary for this purpose from the 1995, 1999, 2004 Streets and Highways Fund. (\$20,000.00)

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:

To authorize the Public Service Director to reimburse the ~~Power and Water~~ Electricity Division for costs germane to the design and installation of streetlights at the intersection of West Fifth Avenue and Lakeshore Drive for the Transportation Division and to authorize the expenditure of ~~\$13,000.00~~ ~~20,000.00~~ or so much thereof as may be necessary ~~for this purpose~~ from the 1995, 1999, 2004 Streets and Highways Fund and \$7,000.00 or so much thereof as may be necessary from the 1995, 1999 Voted Street Lighting and Electricity Distribution Improvements Fund. (\$20,000.00)

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

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 vacate that portion of Scott Street from Grubb Street to its western terminus at State Route

315 as requested by the Homeless Families Foundation; and to the extent they may apply to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes; and to declare an emergency.

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

To amend Ordinance 1169-2005 to authorize the Finance and Management Director to certify loan repay signing the promissory note to OPWC for \$1,308,299 on behalf of the City of Columbus for the Main St Bridge replacement project, to authorize the Public Service Director to execute the OPWC project agreeen to borrow \$1,308,299 from OPWC for the purpose of Main Street Bridge construction, and to declare an emergency.

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

To amend Ordinance 1168-2005 to authorize the Finance and Management Director and City Auditor, as appropriate, to sign loan documents and a promissory note to OPWC for \$1,308,299 on behalf of the City of Columbus for the Main Street Bridge replacement project, to authorize the Public Service Director to execute the OPWC project agreement and to borrow \$1,308,299 from OPWC for the purpose of Main Street Bridge construction, 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 appropriate \$506,586.25 within the State Issue Two Street Projects Fund; to authorize the Public Service Director to modify and increase the existing contract with Nickolas Savko and Sons, Incorporated, for construction of the Lane Avenue Improvement project for the Transportation Division; to authorize the expenditure of \$506,586.25 or so much thereof as may be needed from the Issue Two Street Projects Fund and to declare an emergency. (\$506,586.25)

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

To accept the plat titled ALUM CREEK VILLAGE SECTION 2 PART 2, from BEAZER HOMES INVESTMENTS, LLC, a Delaware limited liability company, Successor to CROSSMANN COMMUNITIES OF OHIO, INC, an Ohio Corporation, by MARK HOSTETTLER, Vice president of Finance and to declare an emergency.

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Tabled to Certain Date. 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 a contract with The Ohio State University for the provision of high risk perinatal care services; to authorize the expenditure of \$150,000 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$150,000)

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

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the perinatal program; to authorize the expenditure of \$291,703 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$291,703)

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

To authorize the Director of the Department of Development to release the recorded interest of the City of Columbus in the property located at 905 Heyl Avenue that secures an outstanding balance on a loan made by the City's Department of Development to borrower Merle F. Tomlinson; and to declare an emergency.

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

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

To authorize the Director of the Department of Development to release 65% of the recorded interest of the City of Columbus in the property located at 363 Clarendon Avenue that secures an outstanding balance on a loan made by the Department of Development to borrower Herbert L. and Burnice S. Newman; and to declare an emergency.

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

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

To authorize the transfer of \$325,000 between projects within the Housing Preservation Fund; to authorize the expenditure of \$325,000 from the Housing Preservation Fund for the purpose of making grants for the operation of the Housing Preservation Fund from city bond proceeds; and to declare an emergency. (\$325,000)

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 modify the contract with URS Corporation for professional engineering services for Livingston Avenue Booster Station, for the Division of Water, to amend the 2005 C.I.B and to authorize the expenditure of \$225,000.00 from the Water Works Enlargement Voted 1991 Bond Fund. (\$225,000.00)

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

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

To authorize the Director of Public Utilities to establish a purchase order with Mythics Corporation for the renewal of Oracle licenses for the Division of Operational Support, to authorize the expenditure of \$9,532.14 from the Sewerage System Operating Fund, \$2,042.60 from the Stormwater Operating Fund, \$4,085.20 from the Electricity Operating Fund, \$7,035.63 from the Water Operating Fund, to waive the requirements of competitive bidding and to declare an emergency. (\$22,695.57)

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 enter into a contract with the law firm of Porter, Wright, Morris and Arthur, LLP for legal services in connection with labor relations matters within the Department of Public Utilities, to waive the competitive bidding provisions of the Columbus City Codes, to authorize the expenditure of \$34,522.45 from the Sewerage System Operating Fund, and to declare an emergency. (\$34,522.45)

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 **submit applications for grants, credit enhancements and loans**, to the District Three Public Works Integrating Committee and the Ohio Public Works Commission, for three Division of Sewerage and Drainage Capital Improvement Projects, and to declare and emergency.

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

To authorize the Director of Public Utilities to **submit applications for grants, credit enhancements and loans**, to the District Three Public Works Integrating Committee and the Ohio Public Works Commission, for three Division of Sewerage and Drainage Capital Improvement Projects, and to declare and emergency.

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

To authorize and direct the Finance and Management Director to enter into three (3) contracts for the option to purchase Specialty and Industrial Gases with DeLille Oxygen, Valley National Gases and Airgas Great Lakes, to authorize the expenditure of \$3.00 to establish the contracts from the Universal Term Contracts Fund, and to declare an emergency. (\$3.00).

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 authorize the Director of Public Utilities to enter into a professional engineering services contract with Fuller, Mossbarger, Scott, and May Engineers, Inc., for the Downtown Combined Area System Renovations, Phase 4 Project; to authorize the transfer of \$27,773.72, and the expenditure of \$49,773.72 from the Voted Sanitary Bond Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage and to declare an emergency. (\$49,773.72)

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

APPOINTMENT

~~Appointment of Brian B. Byrne, 31 Northridge Road, Columbus, OH 43214, to serve on the Clintonville Area Commission with a new term expiration date of July 1, 2009 (bio attached).~~

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

ADJOURNMENT

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