

City of Columbus

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



Minutes - Final

Monday, February 23, 2004

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. 9 OF COLUMBUS CITY COUNCIL,
FEBRUARY 23, 2004 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:

RESOLUTIONS OF EXPRESSION

MENTEL

To express our gratitude and appreciation to Thomas A. Trufant for his 25 years of exceptional service and dedication as the Communications Administrator for the Department of Public Safety.

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

TAVARES

In honor of the life and the legacy of Reverend Jacob Ashburn, Jr.

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

To honor and congratulate Ron Pitts, founder and CEO, of Ujima Theatre for your production of "The Meeting."

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

To commend and thank Mildred Avera, Public Health Nurse, for distinguished service as an employee of the Columbus Health Department.

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

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

RECREATION AND PARKS: 0296-2004

HEALTH HOUSING & HUMAN SERVICES: 0252-2004

FR FIRST READING OF 30-DAY LEGISLATION

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

FR

To authorize and direct the City Auditor to modify and extend Contract No. CT-16424 with National City Bank, Columbus for certain banking services to be preformed for the City Auditor, Division of Income Tax through March 31, 2005 and to authorize the expenditure of \$120,000.00 from the general fund, (\$120,000.00).

FR

To authorize and direct the City Auditor to modify and extend Contract No. CT-17228 with The Huntington National Bank for certain banking services to be performed for the City Auditor, Division of Income tax through February 28, 2005 and to authorize the expenditure of \$61,000.00 from the general fund, (\$61,000.00).

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

FR

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$8,656.00 and enter into an agreement with the Franklin County Board of Commissioners (dba: Franklin County Senior Options) for funding to support the 50+ Fitness programs, and to authorize an appropriation of \$8,656.00 from the unappropriated balance to the Recreation and Parks Grant Fund to the Recreation and Parks Department. (\$8,656.00)

FR

To authorize and direct the Director of Recreation and Parks to submit a grant application, in the amount of \$257,332.00, to the Ohio Department of Natural Resources, Division of Real Estate and Land Management, for grant funding under the Nature Works Fund for the Georges Creek Park Development Project. (\$257,332.00)

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

FR

To grant the payment of vacation hours in excess of the maximum established by the

FOP/OLC Contract, Section 19.3 for Mark J. Hardy of the Division of Police; and to authorize expenditure of \$1,872.69 from the General Fund.(\$1,872.76)

FR

To authorize and direct the Director of the Department of Finance to enter into the fourth year of a six year contract with Maximus Inc. for CourtView 2000 software support on behalf of the Municipal Court Clerk, to authorize the expenditure of \$170,305.00 from the Clerk Special Revenue Fund. (\$170,305.00)

FR

To authorize an appropriation of \$41,800.00 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. (\$41,800.00)

FR

To authorize an appropriation of \$29,000.00 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. (\$29,000.00)

FR

To authorize an appropriation of \$10,000.00, from the unappropriated monies in the Fire Quarter Master Incentive Travel Fund, for the Division of Fire, Department of Public Safety, in order to provide funds for travel. (\$10,000.00)

FR

To authorize an appropriation of \$44,000.00, 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. (\$44,000.00)

FR

To authorize an appropriation of \$85,077.65 from the unappropriated monies in the FY2001 and FY2002 Bulletproof Vest Partnership grant funds. (\$85,077.65)

FR

To authorize and direct the Director of Public Safety to pay the City of Columbus' proportionate share for the operational and administrative support activities of the Emergency Management agency for Franklin County, and to authorize the expenditure of \$312,731 from the General Fund and \$13,540 from the Cable Fund. (\$326,271)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

FR

To authorize the Director of Development to execute any and all necessary agreements and deeds for conveyance of title to parcels of real estate identified as 986 E. Main Street and 992 E. Main Street to Columbus Compact Corporation.

FR

To adopt an amendment to the South Central Accord.

FR

To accept the application (AN03-038) of George J. Stump, et al. for the annexation of certain territory containing 4.484 ± Acres in Perry Township.

FR

To accept the application (AN03-035) of First Community Church for the annexation of certain territory containing 1.01 ± Acres in Norwich Township.

FR

To accept the application (AN03-039) of M. I. Homes of Central Ohio, L. L. C. for the annexation of certain territory containing 42.7 ± Acres in Jefferson Township.

FR

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property acquired through the Ohio Revised Code Chapter 5722 Land Reutilization Program.

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

FR

To repeal any and all previous speed limit ordinances and resolutions on Dublin-Granville Road and request the Director of the Ohio Department of Transportation to lower the speed limit on Dublin - Granville Road between Sawmill Road and 845 west of Fiesta Drive to 45 miles per hour from the posted speed limit of 50 miles per hour.

FR

To accept the plat titled LEVELGREEN SUBDIVISION, from LEVELGREEN HOMES, LLC., by LEVELGREEN HOUSING, INC., managing member, by Amy D. Klaben, President.

FR

To authorize the Public Service Director to execute those documents required to transfer a portion of the 16 foot wide alley west of Kellner Road from the south right-of-way line of Medway Avenue to the north right-of-way line of the first alley south of Medway Avenue to Algirdas Vasiliauskas and to waive the competitive bidding provisions of Columbus City Codes.

FR

To authorize the Public Service Director to execute those documents required to transfer that portion of the unimproved 20 foot wide alley east of Ross Avenue from Avalon Place to the south right-of-way line of the alley north thereof to Stephen M. and Drosula S. Coffelt, and to

waive the competitive bidding provisions of Columbus City Codes.

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

FR

To authorize the Director of Public Utilities to modify the contract with Malcolm Pirnie, Inc. for professional engineering services for the General Engineering Services - Supply Group, for the Division of Water, and to authorize the expenditure of \$150,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$150,000.00)

FR

To authorize the Director of Public Utilities to enter into contract with The Righter Company Inc and Technical Construction Specialties Inc for the Sludge Storage Tanks SS1 and SS3 Cover Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$594,434.50 from the Sewerage System Operating Fund. (\$594,434.50)

FR

To authorize the Director of Public Utilities to enter into a service agreement with Perkin Elmer Instruments LLC for laboratory equipment located at the Surveillance Laboratory within the Division of Sewerage and Drainage in accordance with the provisions of sole source procurement of the Columbus City Code, and to authorize the expenditure of \$37,449.12 from the Sewerage System Operating Fund. (\$37,449.12)

FR

To authorize the Director of Public Utilities to enter into and execute the third year of the Memorandum of Understanding with the Delaware County Soil and Water Conservation District, for the Conservation Reserve Enhancement Program (CREP) for the Upper Big Walnut Creek, for the Division of Water, and to authorize the expenditure of \$75,000.00. (\$75,000.00)

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

FR

FR

FR

FR

FR

CA CONSENT ACTIONS

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

CA

To appropriate \$81,985 in the purchasing stores fund to the Office of the City Auditor; to authorize and direct the City Auditor to extend a contract agreement with Tier Technologies, Inc. for the annual renewal of extended maintenance and support services necessary for the Accounting, Purchasing, Budgeting, and Asset Management Systems; to authorize the expenditure of \$80,000 from the purchasing stores fund and \$3,872 from the general fund; to transfer so much unencumbered cash as remains available in the purchasing stores fund to the print shop fund; and to declare an emergency. (\$83,872.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with Pad Door Systems for the maintenance and repair of overhead garage doors and entrance doors, to authorize the expenditure of \$62,000.00 from the General Fund, and to declare an emergency. (\$62,000)

This Matter was Approved on the Consent Agenda.

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

CA

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into a purchase order with Advanced Turf Solutions for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$57,599.00 from the Golf Course Operations Fund, and to declare an emergency. (\$57,599.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into a purchase order with Prosource One for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$32,301.50 from the Golf Course Operations Fund, and to declare an emergency. (\$32,301.50)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into a purchase order with Simplot Partners for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$42,095.00 from the Golf Course Operations Fund, and to declare an emergency. (\$42,095.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into a purchase order with United Horticulture Supply for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$62,342.00 from the Golf Course Operations Fund, and to declare an emergency. (\$62,342.00) AMENDED BY ORD NO. 0742-2004 PASSED 5/3/2004

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Director of Recreation and Parks to enter into an agreement with Community Arts Project, Inc., to provide financial support toward community arts programming and facility operation and maintenance, to authorize the expenditure of \$90,000.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$90,000.00)

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

CA

To authorize and direct the Municipal Court Clerk to amend and increase the Court receivables contract with Capital Recovery Systems, Inc., to authorize an additional expenditure of \$160,000.00 from the Clerk's Collection Fee Special Revenue Fund appropriations and to declare an emergency. (\$160,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Municipal Court Clerk to amend and increase the Court receivables contract with Linebarger, Goggan, Blair and Sampson (formerly Scoliere & Associates), to authorize an additional expenditure of \$210,000.00 from the Clerk's Collection Fee Special Revenue Fund appropriations and to declare an emergency. (\$210,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to sell to Officer Connie Louthen, for the sum of \$1.00, a police horse with the registered name of "K.R.W. Dream Catcher" (AKA BUBBA) 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 the transfer of \$59,869.00 from the General Fund to the Local Law Enforcement Block Grant Fund for the Division of Police, to provide the city cash match for the FY2003 Local Law Enforcement Block Grant and to declare an emergency. (\$59,869.00)

This Matter was Approved on the Consent Agenda.

CA

To declare the necessity and intent to appropriate fee simple title in and to real estate in connection with the **West Columbus Local Protection Project**, and to declare an emergency.

This Matter was Adopted 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 **Waggoner Grove Section 1 Sanitary Sewer 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 **Francisco Road Ditch Improvements Project**, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA

To authorize the transfer of \$8,333.00 from the General Fund to the Neighborhood Violence Intervention project for the Division of Police, to provide the city cash match for it and to declare an emergency. (\$8,333.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the appropriation of \$1,155.93 from the Area Commission Fund to the Department of Development in order to reimburse the Northeast Area Commission for 2003 miscellaneous expenses; and to declare an emergency. (\$1,155.93)

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 (AN04-004) of 1.4± Acres in Mifflin 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 (AN04-003) of 1.056± Acres in Orange 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 (AN03-048) of 59.1± Acres in Franklin 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 (AN03-045RF) of 1.6± 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.**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY,
CHR. SENSENBRENNER TAVARES HABASH**

CA

To authorize the Public Service Director to expend \$75,000.00 from the Street Construction, Maintenance and Repair Fund to pay Franklin County for the Transportation Division's use of the Franklin County 800 MHz radio system, and to declare an emergency. (\$75,000.00)

This Matter was Approved on the Consent Agenda.

CA

To appropriate \$1,743.18 within the Special Purpose Fund for the Transportation Division's 2004 Employee Award Program, and to authorize the Public Service Director to expend these funds consistent with the program's award criteria. (\$1,743.18)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to assign all past, present and future City of Columbus business transactions with Franklin Consultants, Incorporated, and Sverdrup Associates, Incorporated, to CT Consultants, Incorporated, and JE Associates, Incorporated, respectively, and to declare an emergency. (\$-0-)

This Matter was Approved on the Consent Agenda.

CA

To authorize a supplemental appropriation within the fleet management service fund in the amount of \$23,944 for the Director's Office of the Public Service Department which is needed for the internal service bills from Department of Technology in 2004 and to declare an emergency. (\$23,944)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by amending Section 4; and to declare an emergency.

A motion was made by Sensenbrenner, 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 2337-2003, and to declare an emergency. **REPEALED BY ORD 2242-2004 (PASSED ON 2/7/2005)**

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

ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH

CA

To authorize and direct the Director of the Office of Education to accept a grant in the amount of \$40,000.00 and enter into an agreement with The Limited Inc. for funding to support after school programming, to authorize an appropriation of \$40,000.00 from the unappropriated balance of the Education Private Grant Fund No. 291 to the Office of Education.(\$40,000.00)

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

To authorize the Director of the Office of Education to enter into contracts with various community organizations for the provision of after school programming services for the period February 1, 2004 through December 31, 2004; to authorize the expenditure of

\$582,519 from various funds, and to declare an emergency. (\$582,519.00)

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 City Treasurer to modify contracts for various banking services: to authorize the expenditure of up to \$91,500 from the General Fund, \$19,500 from the Recreation and Parks Operating and Extension Fund, \$42,000 from the Golf Course Operating Fund, \$12,500 from the Electric Operating Fund, \$170,000 from the Water Operating Fund, \$55,000 from the Development Services Fund, and to declare an emergency (\$390,500).

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 appropriate and authorize the City Auditor to transfer \$6,487,213 from the Special Income Tax Fund to the Franklin County Facilities Authority Fund, for the purpose of providing secondary funding in the event that Franklin County Facilities Authority cannot meet its debt obligations, 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:

To authorize the Mayor to enter into a Memorandum of Agreement on behalf of the City of Columbus with the Franklin County Board of County Commissioners and the Franklin County Historical Society for the appointment of the COSI Board of Trustees authorized to expend any funds provided by a proposed tax levy for the provision and maintenance of a free science museum; and to declare an emergency.

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:

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

To authorize and direct the Director of Recreation and Parks to modify and extend a contract with Equity Real Estate for building management and maintenance services for the Central Ohio Area Agency on Aging and to authorize the expenditure of \$242,740.00 from the Recreation and Parks Grant Fund, to waive the necessary competitive bidding requirements, and to declare an emergency. (\$242,740.00)

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 and direct the Finance Director to set up a purchase order with Textron Golf Turf and Specialty Products to provide adequate funding through March 2005 for golf cars, in accordance with the terms of the Universal Term Contract, to authorize the expenditure of \$350,000.00 from the Golf Course Operations Fund, and to declare an emergency. (\$350,000.00)

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

To authorize the appropriation and transfer of \$251,375.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the Director of the Recreation and Parks Department to execute those documents necessary to purchase property along Alum Creek for the continuation of the Alum Creek Trail, to pay all costs associated with the purchase of said land, to authorize the expenditure of \$771,500.00 from various funds, and to declare an emergency. (\$771,500.00)

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 Director of Recreation and Parks to enter into an agreement with the Franklin Park Conservatory Joint Recreation District for the City's share for the operation of the District in 2004, to authorize the expenditure of \$452,693.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$452,693.00)

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 purchase order with Lesco, Inc. for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$27,921.20 from the Golf Course Operations Fund, and to declare an emergency. (\$27,921.20)

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: MENDEL, CHR. BOYCE THOMAS HABASH

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services; to authorize the appropriation of \$208,459.90, the transfer and expenditure of \$214,650.00 from within the 1991 Voted Sanitary Bond Fund in connection with the Blacklick Creek Interceptor Project and the Leland/Milton Avenues Sanitary Improvements Project; to amend the 2003 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$214,650.00)

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 Director of Public Safety to modify and extend a contract with Mount Carmel Occupational Health for testing services for the Division of Fire's Health and Physical Fitness Program; to authorize the expenditure of \$614,934.00 from the General Fund; and to declare an emergency. (\$614,934.00)

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

To authorize and direct the Director of Public Safety to modify and increase a contract with the Franklin County Board of Commissioners for the housing of prisoners: to authorize the expenditure of \$11,850,000 from the General Fund and to declare an emergency. (\$11,850,000)

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 Finance to establish a purchase order for the purchase of a **Radio System Interconnect Device** for connecting disparate radio systems together, to authorize the expenditure of \$28,698.65 from the Department of Justice, (COPS) Interoperability Communications Technology Grant Program, and to declare an emergency. (\$28,698.65)

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 City Attorney to pay the settlement amount to James McNamara, counsel for Plaintiff Robert Woda, in the case of Robert Woda v. City of Columbus, et al., United States District Court Case No. C2-99-479, to authorize the expenditure of the sum of One Thousand Seventy-Five Thousand Dollars (\$175,000.00), and to declare an emergency.

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

To authorize the Director of Public Safety to enter into contract with the Community Crime Patrol, Inc to provide citizen patrollers to assist the Division of Police in the control and prevention of crime in the Hilltop, Franklinton, and OSU areas and to authorize the expenditure of \$350,000.00 from the General Fund; and to declare an emergency. (\$350,000.00)

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

To reaffirm the existing pension pickup contribution plans for Ohio Police and Fire Pension fund; and to declare an emergency.

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

To comply with Ohio Administrative Rule 742-7-14, Recognition of Pick-up of

Contributions, for sworn employees of the Division of Fire; and to declare an emergency.

A motion was made by President Mentel, seconded by Tavares, 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 modify the Economic Opportunity contract with the Columbus Compact Corporation by increasing the contract amount; to authorize the expenditure of \$198,053 from the General Government Grant Fund; and to declare an emergency. (\$198,053)

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

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

To authorize the Director of Development to modify the Neighborhood Life contract with the Columbus Compact Corporation by decreasing the contract amount; and to declare an emergency. (\$198,053)

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

To amend Ordinance 2509-2003, passed December 8, 2003, by revising Section 1 of the Ordinance to correctly state that Brooks Beverage Management is eligible for a real property tax incentive beginning in 2005 and ending in 2014; 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:

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

To authorize and direct the Finance Director to issue purchase orders for credit card and bulk fuel, vehicle parts, supplies and accessories for the Fleet Management Division, to authorize and direct the expenditure of \$2,480,000.00 from the Fleet Maintenance Fund, and to declare an emergency. (\$2,480,000.00)

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 Finance Director to establish a purchase order with the Solid Waste Authority of Central Ohio for landfill use by the Transportation Division; to authorize the expenditure of \$192,000.00 from the Street Construction, Maintenance and Repair Fund; to waive the formal competitive bidding requirements of the Columbus City Codes, 1959, and to declare an emergency. (\$192,000.00)

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

To authorize the Public Service Director to pay the City's annual membership dues to the Mid-Ohio Regional Planning Commission (MORPC) for the Transportation Division; to authorize the expenditure of \$308,487.00 from the Street Construction, Maintenance and Repair Fund; to waive the formal competitive bidding requirements of the Columbus City Codes, 1959, and to declare an emergency. (\$308,487.00)

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

To authorize and direct the Finance Director to issue blanket purchase orders for various auto, truck and equipment parts, supplies, accessories and services for the Fleet Management Division, to authorize the expenditure of \$722,000.00 from the Fleet Maintenance Fund, to waive the competitive bidding requirements of the Columbus City Codes, and to declare an emergency. (\$722,000.00)

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 execute those documents required to grant encroachment easements into North Front Street and School Alley to NWD Investments, LLC.

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

To authorize the Finance Director to modify and increase an existing purchase order with American Rock Salt Company, LLC, in the amount of \$1,000,000.00 for the purchase of rock salt in accordance with the terms and conditions of a citywide universal term contract for the Transportation Division; to authorize the expenditure of \$1,000,000.00 or so much thereof as may be needed from the Municipal Motor Vehicle License Tax Fund, and to declare an emergency. (\$1,000,000.00)

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 and direct the City Auditor to transfer \$200,000 between object levels and programs within the Community Development Block Grant Fund. (\$200,000)

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 accept an Empowerment Zone grant of \$3,000,000 from the U.S. Department of Housing and Urban Development; to authorize the appropriation of \$3,000,000 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with the Columbus Compact Corporation to implement the Columbus Empowerment Zone's Strategic Plan; to authorize the expenditure of \$3,000,000 from the General Government Grant Fund; and to declare an emergency. (\$3,000,000)

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 accept an Empowerment Zone grant of \$1,987,000 from the U.S. Department of Housing and Urban Development; to authorize the appropriation of \$1,987,000 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with the Columbus Compact Corporation to implement the Columbus Empowerment Zone's Strategic Plan; to authorize the expenditure of \$1,700,249 from the General Government Grant Fund; and to declare an emergency. (\$1,987,000)

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

To authorize the Board of Health to enter into a 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 \$32,087 from the Health Department Grants Fund, and to declare an emergency. (\$32,087.00)

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 accept an Alternative Schools/ Programs Grant from the Columbus Board of Education in the amount of \$200,000; to authorize the appropriation of \$200,000 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contracts with the Columbus Metropolitan Area Community Action Organization and the Y.M.C.A. of Central Ohio to support truancy prevention and intervention programs; to authorize the expenditure of \$200,000 from the General Government Grant Fund; and to declare an emergency. (\$200,000)

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

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 Public Utilities to execute a modification to the professional construction management services contract with H. R. Gray & Associates, Inc., to authorize the appropriation of \$414,908.83; and the expenditure of \$164,000.00 from within the 1991 Voted Sanitary Bond Fund; to amend the 2003 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency. (\$164,000.00)

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 the construction contract with PAE and Associates, Inc., for the Southerly Wastewater Treatment Plant Replacement of Primary Clarifier Project; to authorize the appropriation, transfer and expenditure of \$704,230.00 within the 1991 Voted Sanitary Bond Fund; to amend the 2003 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency. (\$704,230.00)

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 McDaniel's Construction Corp., Inc. for Group Four Water Line Improvements 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 \$1,027,000.36 for construction and \$123,239.64 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 Bonds Fund. (\$1,150,240.00)

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 the Department of Public Utilities to execute those instruments necessary to release a City owned sanitary sewer easement, located in the vicinity of Slade Avenue and Godown Road, at the request of Angela Zeigler and Andrew Basista, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

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

FROM THE FLOOR

TAVARES

To commend and thank Linda S. Donnelly on this 23rd day of February for her distinguished service as the Housing Administrator for the City's Department of Development.

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a City owned sanitary sewer easement, located in the vicinity of Slade Avenue and Godown Road, at the request of Angela Zeigler and Andrew Basista, in exchange for a replacement easement previously granted to the City of Columbus, Ohio **and to declare an 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 the Director of Public Utilities to modify contracts for the purchase of wholesale electric power with American Municipal Power-Ohio, Inc. for the Division of Electricity, under the provisions of Columbus City Codes, to authorize the expenditure of \$8,627,000.00 from the Division of Electricity Operating Fund, and to declare an emergency. (\$8,627,000.00)

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 make payment to Delaware County for sewer services provided, and to authorize an expenditure of \$1,200,000.00 from the Sewer System Operating Fund (\$1,200,000.00)

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, under the provisions of Columbus City Codes, to authorize the expenditure of \$700,000.00 from the Electricity Operating Fund, and to declare an emergency. (\$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 the existing contract for the purchase of wholesale electric power with Constellation Power Source, Inc. for the Division of Electricity, under the provisions of Columbus City Codes, to authorize the expenditure of \$28,427,414.00 from the Division of Electricity Operating Fund, and to declare an emergency. (\$28,427,414.00)

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

To authorize the Public Utilities Director to modify and increase an existing contract for the Land Application of Sewage Sludge with Burch Hydro Inc., for the Division of Sewerage and Drainage, to authorize the expenditure of \$450,000.00 from the Sewerage System Operating Fund, and to declare an emergency (\$450,000.00)

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 professional engineering services contract with Pomeroy and Associates, Ltd., in connection with the Bill Moose Run Area Sanitary Improvements Project and the Broad Meadows Area Sanitary Improvements Project; to authorize the appropriation, transfer and expenditure of \$553,284.00 from the Ohio Water Pollution Control Loan Fund; to amend the 2003 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$553,284.00)

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 the contract for Incinerator Maintenance Services with Adrian L. Wallick Company, Inc., for the Division of Sewerage and Drainage; to authorize the expenditure of \$370,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$370,000.00)

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

RULES & REFERENCE: HABASH, CHR. MENTEL SENSENBRENNER TAVARES

To amend Chapter 3385 and various associated sections of the Columbus Zoning Code (Title 33) and to amend Chapter 4175 of the Columbus Building Code (Title 41) in order to complete a required code update as part of the requirements for local participation in the National Flood Insurance Program and as also required as part of the certification of the West Columbus Local Protection Project, more commonly known as the Franklinton Floodwall; and to declare an emergency.

A motion was made by President Mentel, seconded by Tavares, 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: