

City of Columbus

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



Minutes - Final

Monday, October 17, 2005

5:00 PM

City Council Chambers, Rm 231

Columbus City Council

ELECTRONIC READING OF MEETING DOCUMENTS AVAILABLE DURING COUNCIL OFFICE HOURS. CLOSED CAPTIONING IS AVAILABLE IN COUNCIL CHAMBERS. ANY OTHER SPECIAL NEEDS REQUESTS SHOULD BE DIRECTED TO THE CITY CLERK'S OFFICE AT 645-7380 BY FRIDAY PRIOR TO THE COUNCIL MEETING.

**REGULAR MEETING NO. 55 OF COLUMBUS CITY COUNCIL,
OCTOBER 17, 2005 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

A motion was made by President Mentel, seconded by Thomas, 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, OCTOBER 12, 2005:

New Type: D3, D3A
To: Surly Girls Ltd
DBA Surly Girls Saloon
1126 N High St
Columbus, Ohio 43201
permit # 87055820005

New Type: D2
To: Asian Star of Dublin Inc
DBA Asian Star Restaurant
5891 Karric Square Dr
Columbus, Ohio 43017
permit # 02989250005

New Type: D2
To: Greek Corner LLC
DBA Greek Corner
3512 W Dublin-Granville Rd
Columbus, Ohio 43235
permit # 3345322

Transfer Type: D5
To: Shan Sun Inc
DBA Jing Chuan
855 Bethel Rd
Columbus, Ohio 43214
From: Imperial Sun Inc
DBA Jing Chuan Restaurant
2680 E Dublin Granville Rd
Columbus, Ohio 43231
Leshan Sun
permit # 8694443

Transfer Type: D2, D2X
To: Surly Girls Ltd
DBA Surly Girls Saloon
1126 N High St

Columbus, Ohio 43201
From: Frostielock Inc
1351 Lockbourne Rd
Columbus, Ohio 43206
permit # 87055820005

Transfer Type: D1, D2, D3, D3A, D6
To: D O I Productions LLC
DBA The Thirsty Ear
1200 W 3rd Av
Columbus, Ohio 43212
From: Thirsty Ear Productions Inc
DBA Flahertys Thirsty Ear Tavern
1200 W 3rd Av
Columbus, Ohio 43212
permit # 2230295

Transfer Type: C1, C2
To: One Love and Sunny Inc
DBA One Stop Market
1447 S Hamilton Rd
Columbus, Ohio 43227
From: Delina LLC
DBA Meskerem Grocery & Cafe
1451 S Hamilton Rd
Columbus, Ohio 43227
permit # 6548573

Transfer Type: D1, D2, D3, D3A, D6
To: Ohio State University
DBA Fawcett Center & Longaberger
Alumni House
2200 & 2400 Olentangy River Rd
Columbus, Ohio 43210
From: World Entertainment Inc
5638 Columbus Sq & Patio
Columbus, Ohio 43231
James Andrioff Atty
permit # 65217750130

Transfer Type: C1, C2
To: Mystique Business Inc
DBA Sierra Grocery
5766 Kathy Run Ln
Columbus, Ohio 43229
From: Sierra Grocery Inc
5766 Kathy Run Ln
Columbus, Ohio 43229
permit # 6276209

Transfer Type: C1, C2
To: Speedy Mart Mobil Inc
3377 E Livingston Ave
Columbus, Ohio 43227

From: UDF Limited Partnership I
DBA United Dairy Farmers 619
3377 E Livingston Av
Columbus, Ohio 43227
permit # 8419010

Transfer Type: D5, D6
To: Italian Village Coffee Inc
DBA Bodega
1044 N High St
Columbus, Ohio 43201
From: Yootsai Enterprises Inc
DBA Imperial Garden Restaurant
2950 Hayden Rd
Columbus, Ohio 43235
Ronald L Hyatt
permit # 4166068

Transfer Type: D1, D2, D3, D3A
To: Ravstar Company
627 Greenlawn Av & Patio
Columbus, Ohio 43223
From: Lynnallen Corp
627 Greenlawn Av & Patio
Columbus, Ohio 43223
permit # 72171010005

Advertise 10/22/05
Return 10/27/05

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

RESOLUTIONS OF EXPRESSION

BOYCE

To honor and recognize Tina Ferner, Clarence Sheehan Award recipient for the 23rd Annual Award Banquet sponsored by the Union Label and Service Trades Council of Central Ohio, AFL-CIO.

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

MENTEL

To proclaim October 2005 as Crime Prevention Month in the City of Columbus.

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

TAVARES

To proclaim October 17th - 21st of 2005 as Medical Assistants Week in the City of Columbus.

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

THOMAS

To recognize and honor the International Association of Black Professional Firefighters (IABPFF), and the Columbus African American Firefighters Association in celebration of their North Central Regional Conference.

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

THESE ITEMS WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

ADMINISTRATION: 1513-2005, 1546-2005

HEALTH, HOUSING & HUMAN SERVICES: 1616-2005, 1586-2005

FR FIRST READING OF 30-DAY LEGISLATION

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

FR

To authorize a transfer of \$161,915.66 from the Refuse Collection Division General Fund Budget to the Facilities Management Division General Fund Budget.

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

FR

To authorize and direct the Finance and Management Director to sell a 1987 Sutphen Aerial Tower that is of no further value to the Division of Fire to the Sutphen Corporation for the sum of \$10,000.00, and to waive the provisions of the City Code relating to the sale of City-owned property.

FR

To authorize an appropriation of \$52,299.00 from the unappropriated monies in the FY2005 Bulletproof Vest Partnership grant fund. (\$52,299.00)

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

FR

To adopt the Harrison West Plan as a guide for development, redevelopment, and the planning of future public improvements.

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

FR

To authorize the Director of the Public Service Department to execute those documents required to transfer the unimproved right-of-way identified as that portion of Woodland Avenue from the north right-of-way line of Minnesota Avenue northerly to the south right-of-way line of Aberdeen Avenue to Columbus Public Schools; and to waive the Land Review Commission and the competitive bidding provisions of Columbus City Codes.

FR

To accept the plat titled THE LAKES OF WORTHINGTON SECTION 3, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

FR

To authorize the Director of the Public Service Department to execute those documents required to release 5 feet of the 25 foot wide platted easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2", as shown on the plat of record in Plat Book 106, Page 48 of the Franklin County, Ohio, Recorder's Office.

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

FR

To authorize the Director of Public Utilities to enter into a contract with SAIC Engineering of Ohio, Inc. for Security Enhancements, for the Division of Water, to authorize the expenditure of \$2,981,333.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to amend the 2005 C.I.B. (\$2,981,333.00)

FR

To authorize the Finance Director to enter into a contract with Hach Company, for a Water Distribution Monitoring System, for the Division of Water, and to authorize the expenditure of \$40,926.75 from Water Systems Operating Fund. (\$40,926.75)

FR

To authorize the Director of Public Utilities to modify and extend the Yard Waste and Log Grinding Services agreement for one additional year with Ohio Mulch Supply for the Division of Sewerage and Drainage

FR

To authorize the Finance Director to enter into a contract with Manufacturers Representatives, for Powder Activated Carbon Pumps, for the Division of Water, and to authorize the expenditure of \$21,950.00 from Water Systems Operating Fund. (\$21,950.00)

FR

To authorize the Director of the Department of Public Utilities to execute those documents necessary for the partial release of an existing sanitary easement, located in the vicinity of Ogden Woods Boulevard and Keswick Drive, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

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

FR

To rezone **390 HOLTZMAN AVENUE (43205)**, being 0.21± acres located on the east side of Holtzman Avenue at the intersection of Holtzman Avenue and Bryden Road, **From:** R-3, Residential District **To:** L-M, Limited Manufacturing District. (Rezoning # Z05-020)

FR

To rezone **2674 FEDERATED BOULEVARD (43235)**, being 1.86± acres located on the north side of Federated Boulevard, 1,320± feet east of Sawmill Road, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z05-038)

FR

To grant a variance from the provisions of Sections 3356.03, C-4, Commercial, 3363.01, M, Manufacturing Districts and 3372.609, Setback requirements, of the Columbus City Codes for the property located at **1083 SOUTH HIGH STREET (43206)**, to conform an existing single-family dwelling in the C-4, Commercial District and to permit the relocation of a single-family dwelling in the M, Manufacturing District. (CV05-044)

CA CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

CA

To authorize the Finance and Management Director to modify and extend a contract for the Facilities Management Division with SimplexGrinnell LLP for annual inspection, testing, and reporting for all smoke and fire alarm systems under the purview of the Facilities Management Division; to authorize the expenditure of \$32,635.00 from the General Fund, and to declare an emergency. (\$32,635.00.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the City Auditor to transfer \$40,000.00 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund, to authorize the Finance and Management Director to modify a contract for the Facilities Management Division with Field & Associates, Inc., for the renovation of the roof at 757 Carolyn Avenue, to authorize the expenditure of \$40,000.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$40,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance and Management Director to enter into contract for the Facilities Management Division with Advanced Engineering Consultants for professional engineering services related to the design of fire alarm systems and fire sprinkler systems at various Fire stations, to authorize the expenditure of \$50,000.00 from the General Government Grant 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 contract for the Facilities Management Division with General Maintenance and Engineering Company for the renovation of the roof at 544 Woodrow Avenue, to authorize the expenditure of \$39,493.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$39,493.00)

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

CA

To authorize and direct that Fred Harris, a deceased firefighter, be granted the new life insurance provisions of the current collective bargaining contract between the City of

Columbus and the Columbus Fire Firefighters Union, Local 67; to authorize the appropriation and expenditure of \$48,829.09 from the Employees Benefit Fund; and to declare an emergency. (\$48,829.09)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to sell MSA systems and cylinders that are of no further value to the Division of Fire to various entities for the sum of \$13.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$13.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2005 Paul Coverdell National Forensic Sciences Improvement Act via the State of Ohio, Office of Criminal Justice Services, to authorize Jami St. Clair as the official representative to act in connection with the subgrant, to authorize an appropriation of \$89,985.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the FY05 Coverdell Competitive subgrant project and to declare an emergency. (\$89,985.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with Bound Tree Medical LLC, to authorize the expenditure of \$100,000.00 from the General Fund, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with Alliance Medical, Inc., to authorize the expenditure of \$50,000.00 from the General Fund, and to declare an emergency. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Crime Victims Assistance Office; to appropriate \$43,826 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court Judges; to appropriate and transfer \$60,000 from the Municipal Court special revenue fund, probation fees to the general government grant fund; and to declare an emergency. (\$103,826.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Attorney to donate miscellaneous computer equipment to St. Stephens Community House; 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.

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase American Heart Association Approved Training Materials with World Point ECC, 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 and direct the City Auditor to establish a new subfund within the municipal court computer fund for the receipt of monies related to an electronic alcohol monitoring program; to authorize the correction of \$7,350 in revenues; and to declare an emergency. (\$7,350.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the acceptance of a deed for three parcels of land to be held in the Lank Bank inventory.

This Matter was Approved on the Consent Agenda.

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

CA

To authorize and direct the Finance and Management Director to modify and extend the citywide contract for the option to purchase Automotive PM Services with McGlaughlin Oil Co./FAS Lube Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Auditor to appropriate and transfer \$597,495.46 from the State Issue II State Projects Fund to the Local Transportation Improvement Fund, to appropriate and transfer \$6,776,561.57 Local Transportation Improvement Fund for resurfacing and wheelchair ramps, and to make any and all accounting adjustments needed to properly account for the transfers between grants, appropriations and expenditures for the capital improvement grants within this ordinance for the Transportation Division, and to declare an emergency. (\$0)

This Matter was Approved on the Consent Agenda.

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

CA

To transfer appropriation for the twelve months ending December 31, 2005, for the Health Department Private Grants Fund, to Object Level One 05, to facilitate the return of unused grant funds, and to declare an emergency. (\$34,718.35)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Development Department to modify a contract with the LifeCare Alliance to support the continued operation of the Chores Program; to authorize the expenditure of \$50,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$50,000)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Development Department to modify a contract with the Clintonville-Beechwold Resource Center to support the continued operation of the Chores Program; to authorize the expenditure of \$50,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$50,000)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

CA

To authorize and direct the Finance and Management Director to enter into a contract for an option to Purchase Goulds Pump Parts with Yeomans Chicago Corporation, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to pay operating license fees for the three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Water, and to authorize the expenditure of \$204,000.00 from the Water Systems Operating Fund. (\$204,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain sewer easement, located in the vicinity of North High Street and Highbluffs Boulevard, at the request of Triangle Investments, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements, located in the vicinity of Reliance Street and Dearborn Drive, at the request of Mettler-Toledo, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to modify and increase a contract with PAE and Associates Inc. for the Installation of Aluminum Handrails for the Division of Sewerage and Drainage, to authorize the expenditure of \$200,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$200,000.00)

This Matter was Approved on the Consent Agenda.**RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL
THOMAS**

CA

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$2,710.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support the Hooked on Fishing Not on Drugs Program, to authorize an appropriation of \$2,710.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$2,710.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize an appropriation of \$46,830.58 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2005, and to declare an emergency. (\$46,830.58)

This Matter was Approved on the Consent Agenda.

CA

To authorize the transfer of \$17,000.00 within the Recreation and Parks Permanent Improvement Fund for various facility improvements, and to declare an emergency. (\$17,000.00)

This Matter was Approved on the Consent Agenda.**Passed The Consent Agenda****EMERGENCY, TABLED AND 2ND READING OF 30-DAY
LEGISLATION**

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

To accept Memorandum of Understanding #2005-05 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; 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 amend Ordinance No. 2944-1999, as amended, by amending Sections 4(C), Employee's Contribution to P.E.R.S.; 5(E)-A209, 5(E)-E211, 5(E)-P716, 5(E)-P718, and 16(A), Health Insurance, and (G), Premium Co-Payment; by enacting Section 5(E)-A226; 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 authorize and direct the Finance and Management Director to modify and extend the citywide contract for the option to purchase Papers for Various Output Devices, with Office Max, Inc., to waive the provisions of formal competitive bidding 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 authorize the City Clerk to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of **\$940,832.00** from the General Fund; and to declare an emergency. **(\$940,832.00)**

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 City of Columbus to apply for a grant from the Federal Emergency Management Agency for debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County, to authorize and direct the City Auditor to appropriate these funds, as well as funds previously awarded and received for snow removal, and to declare an emergency. (\$698,346)

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 accept Memorandum of Understanding #2005-04 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2005 through March 31, 2008; and to declare an emergency.

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

To authorize and direct the Finance and Management Director to enter into three contracts for the option to purchase Automobiles with Bob McDorman Chevrolet, Inc., Graham Ford, Inc., and Byers Chevrolet LLC, to authorize the expenditure of three dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00).

A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 The motion carried by the following vote:

To authorize and direct the Finance and Management Director to enter into three contracts for the option to purchase Light Duty Trucks with 32 Ford-Mercury Inc., Bob McDorman Chevrolet Inc. and Byers Chevrolet LLC, to authorize the expenditure of three dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00).

A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 The motion carried by the following vote:

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

To authorize and direct the Director of Public Safety to enter into a contract with Redflex Traffic Systems, Inc. for an Automated Red Light Enforcement System for the Division of Police, Department of Public Safety.

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

To authorize and direct the Director of Public Safety to enter into a contract with Redflex Traffic Systems, Inc. for an Automated Red Light Enforcement System for the Division of Police, Department of Public Safety.

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

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

RECESS REGULAR MEETING

A motion was made by President Pro-Tem Boyce, seconded by Hudson, to Motion to Recess the Regular Meeting RECESSED REGULAR MEETING #55

7:13 P.M. The motion carried by the following vote:

RECONVENE REGULAR MEETING

A motion was made by Tavares, seconded by Thomas, to Motion to Reconvene the Regular Meeting RECONVENED REGULAR MEETING #55 7:32 P.M. The motion carried by the following vote:

To authorize the Finance and Management Director to issue a purchase order to Sphere LLC for the purpose of adding a heating ventilation and air conditioning (HVAC) unit, and a uninterruptible power supply unit (UPS) to the Municipal Court Building server room on behalf of the Municipal Court Clerk, to authorize the expenditure of \$43,745.00 for the HVAC and \$41,500.00 for the UPS from the Clerk Special Revenue Fund, to waive all applicable provisions of the Columbus City Code relative to a formal competitive bidding process, pursuant to the Mayor's letter of emergency, and to declare an emergency. (\$43,745.00) (\$41,500.00)

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

To authorize the City Auditor to transfer \$25,580.00 between expenditure categories within the Refuse Collection Division's 2005 General Fund appropriation; to authorize and direct the City Attorney to pay the settlement amount to Stephanie McBride and J. Scott Bowman, counsel for Ms. McBride, in the case of *Stephanie McBride v. City of Columbus, et al*, Case No. 03CVC03-2488 in the Franklin County Common Pleas Court and Case No. 04APE12-1292 in the 10th District Court of Appeals, to authorize the expenditure of the sum of Fifty Thousand and No/100 Dollars from the General Fund for this purpose and to declare an emergency. (\$50,000.00)

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 Finance and Management Director to enter into contract with Alcohol Monitoring Systems, Inc.; to authorize the Finance and Management Director to establish a purchase order with Alcohol Monitoring Systems, Inc. for the purchase of continuous alcohol monitoring devices and related monitoring services; to waive competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$73,000 from the indigent driver alcohol treatment fund; and to declare an emergency. (\$73,000.00)

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

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

To resolve to support the Ohio Department of Development in its application effort to obtain a USEPA Petroleum Clean Up Revolving Loan Fund Grant; and to declare an emergency.

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

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

To accept the application (AN05-005) of Steve Vilardo for the annexation of certain territory containing 6.451 ± Acres in Orange Township.

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

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

To authorize the City Auditor to transfer \$381,456.59 from the Local Transportation Improvement Project Fund and \$1,391,218.28 from the State Issue Two Project Fund to the Federal-State Highway Engineering Fund and to authorize the appropriation of \$1,772,674.87 within the Federal-State Highway Engineering Fund to account for project related expenditures and to make necessary adjustments to properly account for the Hard Road Improvement project , and to declare an emergency. (\$1,772,674.87)

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

To vacate the unimproved portions of the cul-de-sac in Faber Avenue; and to the extent they may apply to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes.

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 THE LAKES OF WORTHINGTON SECTION 3, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations and to declare an emergency.

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

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

To authorize the Director of the Public Service Department to execute those documents required to release 5 feet of the 25 foot wide platted easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2", as shown on the plat of record in Plat Book 106, Page 48 of the Franklin County, Ohio, Recorder's Office **and to declare an emergency.**

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Amended to Emergency. 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:

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

To authorize and direct the City Auditor to transfer \$343,000 within the Health Special Revenue Fund, to authorize the Board of Health to modify and increase a contract with CNHC, Inc. for pharmacy services, to authorize the expenditure of \$343,000, and to declare an emergency. (\$343,000)

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

To authorize the Board of Health to enter into a contract with the Columbus AIDS Task Force for the provision of HIV prevention mental health services, to authorize the expenditure of \$50,000 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency. (\$50,000)

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

To authorize the Director of the Department of Development to accept a Special Project Grant of \$254,944.00 from the U.S. Department of Housing and Urban Development; to authorize the appropriation of \$254,944.00 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into an agreement with the YWCA to complete the Family Center project; to authorize the expenditure of \$254,944.00 from the General Government Grant Fund; and to declare an emergency. (\$254,944.00)

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

To adopt the 2006 Action Plan Budget which implements the "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U.S. Department of Housing and Urban Development; and to declare an emergency.

**A motion was made by Tavares, seconded by Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 PENDING PUBLIC HEARING
The motion carried by the following vote:**

To authorize the Director of the Department of Development to amend a contract with the Deaf Services Center to continue support of the Deaf Modification Program; to authorize the expenditure of \$10,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$10,000)

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 enter into contract with the YMCA of Central Ohio to support truancy intervention activities; to authorize the expenditure of \$100,000 from the General Government Grant Fund; and to declare an emergency. (\$100,000)

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 City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the appropriation of \$183,033.72 within the Voted Sanitary Bond Fund; to authorize the transfer and expenditure of \$306,400.00 from within the Voted Sanitary Bond Fund in connection with five sanitary infrastructure capital improvement projects; to amend the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$306,400.00)

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

To authorize the Director of Public Utilities to modify a contract with the Complete General Construction Company for the Hiawatha/Atwood Sanitary Relief Sewer Project; to authorize the transfer and expenditure of \$7,725.44 from within the Sewer System Permanent Improvements Fund; to amend the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$7,725.44)

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 and Management Director to enter into a contract for an option to purchase ISCO Monitoring Equipment, Maintenance & Parts with Teledyne Isco, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$1.00)

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

To amend the 2005 Capital Improvements Budget; to authorize the transfer of \$407,980.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize

the Director of Public Utilities to enter into contract with U.S. Utility Contractor Co., Inc. for the installation of an overhead distribution system in support of the Italian Village substation; to authorize payment to the Transportation Division for inspection services provided to the Division of Electricity for said project; to authorize the expenditure of \$407,980.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$407,980.00)

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

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

To authorize and direct the Director of Finance and Management to enter into a purchase order with SBC for local telephone services for the Recreation and Parks Department, to authorize the expenditure of \$42,000.00 from the Recreation and Parks General Fund, and to declare an emergency. (\$42,000.00)

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

To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a sale agreement with Urban Concern, Inc., an Ohio not for profit corporation to purchase 0.979 +/- acre City owned real property located at 1000 Bonham Avenue, a vacant police substation, in order to consolidate their existing K-5 elementary school into one location and to create a shared community space for the neighborhood as well as a public playground; 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 Habash, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

RULES & REFERENCE: HABASH, CHR. MENTEL HUDSON TAVARES

To enact new Chapter 2115 of the Columbus City Codes, 1959, to provide for the implementation of a Photo Red Light Traffic Enforcement System for the administrative enforcement of traffic control signals.

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

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

ADJOURNMENT

A motion was made by President Pro-Tem Boyce, seconded by Hudson, to adjourn this Regular Meeting ADJOURNED: 7:55 P.M. The motion carried by

the following vote: