

# City of Columbus

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



## Minutes - Final

Monday, March 28, 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. 16 OF COLUMBUS CITY COUNCIL,  
MARCH 28, 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 Hudson, 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, MARCH 23, 2005:

New Type: D3A  
To: Price Avenue Group Ltd  
895 N High St  
Columbus, Ohio 43215  
permit # 7073805

New Type: D5  
To: Shin Yu Inc  
DBA Haiku  
800 N High St & Patio  
Columbus, Ohio 43215  
permit # 8090455

New Type: D5A  
To: K D M & Associates LLC  
5505 Keim Circle  
Columbus, Ohio 43228  
permit # 4422329

Transfer Type: D1, D2  
To: Winking Lizard of Bethel Rd Inc  
DBA Winking Lizard Tavern  
1380 Bethel Rd  
Columbus, Ohio 43220  
From: Wus Dynasty Inc  
DBA Wus Dynasty  
1380 Bethel Rd  
Columbus, Ohio 43220  
Jack Wu  
permit # 9695670

Transfer Type: D1, D2, D3, D6  
To: Ruby Tuesday Inc  
DBA Ruby Tuesday  
1840 Hilliard Rome Rd  
Columbus, Ohio 43026  
From: Brinker Ohio Inc

DBA On the Border Mexican Cafe  
225 E Campus View Blvd  
Columbus, Ohio 43235  
permit # 75769890330

Transfer Type: D1, D2, D3, D3A  
To: Marlin Dowden Charity Fund Inc  
DBA Key Club  
1400 Williams Rd & Patio  
Columbus, Ohio 43207  
From: AD 1400 Inc  
1400 Williams Rd & Patio  
Columbus, Ohio 43207  
permit # 5558446

Transfer Type: C1, C2  
To: Barnyard Sub Inc  
DBA Mavericks Carryout  
2995 Morse Rd  
Columbus, Ohio 43231  
From: Zack of Ohio Inc  
DBA Beer & Wine Emporium  
2995 Morse Rd  
Columbus, Ohio 43231  
permit # 0463386

Stock Type: D1, D2, D3, D3A, D6  
To: North Market Beverage Co Ltd  
2nd Fl & Rooftop Patio  
475 N High St  
Columbus, Ohio 43215  
permit # 6444246

Advertise 4/02/05  
Return 4/16/05

## RESOLUTIONS OF EXPRESSION

### BOYCE

To honor and recognize Columbus Africentric School Nubians  
for winning top honors in the State Division IV Boys Basketball Tournament

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

*To honor and recognize Barbara Bayless during Women's History Month for her  
contributions to the Columbus Community*

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

*To honor and recognize Bettye J. Stull during Women's History Month for contributions to the Columbus Community*

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

## **TAVARES**

To honor and pay tribute to Dennis Guest, Executive Director of the Columbus Metropolitan Housing Authority (CMHA), for his work to end homelessness through his leadership in developing affordable and supportive housing for low-income and homeless individuals.

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

To designate the week of March 28 thru April 3, 2005 as National Community Development Week 2005 in the City of Columbus.

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

## **HABASH**

To declare March 28th to April 3rd Crew Week in Columbus, Ohio.

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

## **ADDITIONS OR CORRECTIONS TO THE AGENDA**

**FR FIRST READING OF 30-DAY LEGISLATION****DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES  
HABASH**

FR

An ordinance creating the Hayden Run Corridor North Incentive District and the Hayden Run Corridor South Incentive District; declaring the increase in assessed valuation of parcels within each Incentive District to be a public purpose; exempting from taxation 100 percent of that increase in assessed valuation; describing the public improvements to be made to benefit those parcels; requiring owners thereof to make service payments in lieu of taxes; establishing municipal public improvement tax increment equivalent funds for the deposit of service payments; and protecting the Columbus City School District against any loss of tax revenue.

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

FR

To authorize the establishment of a \$100,000.00 Urban Infrastructure Recovery Fund right-of-way acquisition contingency sum to acquire small parcels of additional right-of-way for miscellaneous UIRF projects as requested by the Public Service Department, Transportation Division, to authorize the City Attorney's Office, Real Estate Division, to expend \$100,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$100,000.00)

FR

To authorize the Public Service Director to modify and increase the contract with R. D. Zande and Associates, Inc. for the preparation of construction plans for the Iuka Ravine Improvements project for the Transportation Division; to authorize the expenditure of \$100,000.00 from the Transportation Division's 1995, 1999 Voted Streets and Highways fund. (\$100,000.00)

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

FR

To authorize the Director of Public Utilities to modify the contract for Specialized Machining and Fabrication Services with Universal Fabricating & Construction Services, Inc., for the Division of Sewerage and Drainage; and to authorize the expenditure of \$60,000.00 from the Sewerage System Operating Fund. (\$60,000.00)

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

FR

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District, 3332.21, Building lines; 3332.24, Minimum side yard permitted; 3332.25, Maximum side yard required; 3342.08, Driveway; 3342.18, Parking setback line; and 3342.28, Minimum number of parking spaces required; of the Columbus City codes for the property located at

**1014 FREBIS AVENUE (43206)**, to permit a child day care center with reduced development standards on the rear of a lot developed with a single-family dwelling in the R-4, Residential District (Council Variance # CV04-012).

**CA CONSENT ACTIONS**

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

**CA**

To authorize and direct the Finance Director to enter into contract(s) for the option to purchase GIS Maintenance and Support Services with Fuller, Mossbarger, Scott and May Engineers, Inc. (FSMS), to authorize the expenditure of \$1.00 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.**

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

**CA**

To authorize and direct the Director of Public Safety to modify and extend the Contract with the Director of Highway Safety, State of Ohio, for the leasing of the LEADS terminals and LEADS interface for the Division of Police, to authorize the expenditure of \$49,479.00 from the General Fund. (\$49,479.00)

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

**CA**

To accept the Memorandum of Understanding and Interlocal Agreement executed between representatives of the City of Columbus and Franklin County as required by the U.S. Department of Justice, Bureau of Justice Assistance to apply for the FY2005 Byrne Justice Assistance Grant (JAG); and to declare an emergency.

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

**CA**

To authorize and direct the Finance Director to issue purchase orders to Scott Health and Safety in the amount of \$57,197.60 for the purchase of self contained breathing apparatus equipment and supplies for the Fire Division from Universal Term Contract established for such purpose, to authorize the expenditure of \$57,197.60 from the Safety Bond Fund, and to declare an emergency. (\$57,197.60)

**This Matter was Approved 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 **Glendower/Llewellyn Stormwater System Improvement Project**, 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 modify and increase an existing contract with M-E Companies for additional design work for the Henderson Road (State Route 315 to High Street) Improvement Project; to authorize the expenditure of \$157,534.95 from the 1995, 1999 Voted Streets and Highways Fund for the Transportation Division, and to declare an emergency. (\$157,534.95)

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

- CA** To authorize the Public Service Director to enter into a contract with Miller Pavement Maintenance, Incorporated, for construction of Spring Sandusky Landscaping Improvement project for the Transportation Division; to authorize the expenditure of \$215,755.11 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$215,755.11)

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

- CA** To authorize the Public Service Director to expend \$50,000.00 for construction inspection services related to the Northland Park Phase 1 project for the Transportation Division; to authorize this expenditure from the Development Capital Fund, and to declare an emergency. (\$50,000.00)

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

- CA** To authorize the Director of Public Service to execute an Easement and Maintenance Agreement with NWD Investments, LLC., 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 Finance to expend \$47,238.38 from the CDBG revolving loan fund for payment of interest earnings to the U.S. Department of Housing and Urban Development (HUD); and to declare an emergency. (\$47,238.38)

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

- CA** To authorize and direct the Board of Health to modify and increase a contract for a bioterrorism exercise with the Franklin County Board of Health, to authorize the expenditure

of \$5,000.00 from the Health Department Grants Fund, and to declare an emergency. (\$5,000.00)

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

**CA**

To authorize the Board of Health to enter into contracts with two community service agencies for the provision of community education and training for syphilis elimination services for the period January 1, 2005 through December 31, 2005; to authorize the expenditure of \$62,531.20 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. (\$62,531.20)

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

**CA**

To authorize the Director of the Department of Development to enter into a contract with the Community Development Collaborative of Greater Columbus; to authorize the expenditure of \$45,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$45,000.00)

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

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

**CA**

To authorize the Finance Director to establish additional Blanket Purchase Orders, for water meter appurtenances, from established Universal Term Contracts, with Badger Meters and Ohio Water & Waste Supply, for the Division of Water, and to authorize the expenditure of \$260,000.00 from Water Systems Operating Fund. (\$260,000.00)

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

**CA**

To authorize the Director of Public Utilities to modify the contract with Stilson Consulting Group for professional engineering services for Water Main Rehabilitation- Far East Columbus Area Water Line Improvements, for the Division of Water, and to authorize the expenditure of \$5,460.00 from the Water Works Enlargement Voted 1991 Bond Fund. (\$5,460.00)

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

**CA**

To authorize the Director of Public Utilities to enter into a contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Electricity; to authorize the expenditure of \$145,000.00 from the Division of Electricity Operating Fund; and to declare an emergency. (\$145,000.00)



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

- CA To authorize the Director of Public Utilities to enter into a service agreement in accordance with the Sole Source Procurement of the Columbus City Code with Tom Synnott Associates AKA tsa/Advet for the migration of Falcon/DMS and ESRI ArchIMS programs for the Division of Sewerage and Drainage, to authorize the expenditure of \$30,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$30,000.00)

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

- CA To authorize the Finance Director to modify an existing contract with Fyda Freightliner Columbus, Inc. for the purchase of one additional Panel Van for the Division of Electricity; to authorize the expenditure of \$68,887.00 from the Division of Electricity Operating Fund; and to declare an emergency. (\$68,887.00)

**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 on Longview Avenue, and to declare an emergency.

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

- CA To authorize the Finance Director to establish a Blanket Purchase Order, for ¾-ton cargo vans, from an established Universal Term Contract with Byers Chevrolet, for the Division of Water, to authorize the expenditure of \$65,168.00 from Water Systems Operating Fund, and to declare an emergency. (\$65,168.00)

**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 enter into contract with McDaniels Construction, for Third Avenue Park Improvements and to authorize the expenditure of \$77,713.00 from the Parks and recreation 1995 and 1999 Bond Fund. (\$77,713.00)**

**Passed The Consent Agenda****EMERGENCY, TABLED AND 2ND READING OF 30-DAY  
LEGISLATION**

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

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Centrex Telephone and Transport Services with SBC Ameritech; to waive the City Code provisions regarding formal competitive sealed bidding; and to declare an emergency. (Amended by Ordinance 0807-2005 passed 05/02/05.)

**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 Public Service Director to remit payment for the Facilities Management Division to the Franklin County Board of Commissioners for the debt service associated with the lease of office space at the Municipal Court Building, to authorize the expenditure of \$915,675.00 from the Special Income Tax Fund. (\$915,675.00)

**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 expenditure/reimbursement of \$2,978,912.03 pursuant to the Capital Improvement Project Development and Reimbursement Agreement for Nationwide Arena District previously authorized by ordinance No. 2202-98 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 the total payment of \$70,659.52 to forty-four (44) MCP employees who suffered a reduction in compensation in FY 2003; 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 amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by enacting and amending certain sections in Section 5; and by amending Section 4; 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:**

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

To authorize the Director of Development to enter into a Columbus Downtown Office Incentive Program agreement with FirstMerit Bank as provide in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

**A motion was made by O'Shaughnessy, seconded by Tavares, that this matter**

be Approved. The motion carried by the following vote:

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

To authorize and direct the Finance Director to sell a 1987 Sutphen Platform that is of no further value to the Division of Fire, to the Sutphen Corporation for the sum of \$20,000.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$20,000.00)

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

To authorize the Columbus Fire Chief to accept a grant award from the Department of Homeland Security to purchase a patient simulator for EMS training and automatic fire alarm systems and limited area sprinkler systems for the Division of Fire, to appropriate \$305,578.00 from the unappropriated balance of the General Government Grant Fund, and to declare an emergency. (\$ 305,578.00)

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

To accept the proposed collective bargaining contract between the City of Columbus and the International Association of Fire Fighters, Columbus Fire Fighters Union Local 67, June 1, 2004 - May 31, 2007, to provide for wages, hours and other terms and conditions of employment for employees in the bargaining unit as provided in Attachment A attached hereto; 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. HUDSON TAVARES  
HABASH**

To adopt the *Economic Development Plan for East Broad Planning Area* as a guide for future economic development and in support of a tax increment financing incentive district.

**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 Development Director to enter into contract with the Ransom Company for the demolition of the Whitney Young Apartments; to authorize the expenditure of \$92,500 from the Development Limited Bond Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$92,500.00)

**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 carried by the following vote:**

To authorize the Development Director to enter into contracts with various contractors for grass mowing and litter control services during the 2005 season; to authorize the expenditure of \$137,390.00 from the General Fund; to authorize the expenditure of \$140,000 from the Community Development Block Grant Fund; to authorize the expenditure of \$85,684 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$363,074.00)

**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 \$199,520.63 within and from the 1995, 1999 Voted Streets and Highways Fund to the General Government Grant Fund; to appropriate \$944,059.19 within the General Government Grant Fund; to authorize the Public Service Director to enter into contract with Complete General Construction Company for the Third Street Resurfacing project (FRA-23D-3.22) for the Transportation Division; to authorize the expenditure of \$944,059.19 from the General Government Grant Fund, and to declare an emergency. (\$944,059.19)

**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 Public Service Director to execute those documents necessary to enter into agreements with Central Ohio Transit Authority to permit the installation of illuminated advertising on bus shelters located within City rights-of-way; and to waive those sections of Columbus City Code that prohibit placement of advertising within City rights-of-way to the extent that they may be applicable to the installation of advertising on bus shelters installed and maintained by Central Ohio Transit Authority.

**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 authorize the transfer of \$478,251.57 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to establish purchase orders for the purchase of reflective sheeting, traffic signal controllers, traffic signals and components, thermoplastic pavement marking material and reflective glass beads for the Transportation Division per the terms and conditions of eleven existing citywide universal term contracts with ten vendors; to authorize the expenditure of \$722,722.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$722,722.00)

**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 transfer of \$505,488.19 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into contract with McDaniel's Construction Corporation, Incorporated, for the Alley East of Neil Avenue (King Avenue to Ninth Avenue) project for the Transportation Division; to authorize the expenditure of \$505,488.19 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$505,488.19)

**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 transfer of \$29,195.89 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract with Decker Construction Company for the Karl Road at Dublin-Granville Road project for the Transportation Division; to authorize the expenditure of \$564,468.35 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$564,468.35).

**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 transfer of \$550,263.70 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract with G & G Cement Contractors for construction of the On-Call ADA Ramp Construction - 2005 Phase 2 project for the Transportation Division; to authorize the expenditure of \$1,266,050.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$1,266,050.00)

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

To authorize the Director of the Public Service Department to execute those documents required to transfer the first alley north of Broad Street from Ohio Avenue to the alley west thereof to Columbus Metropolitan Housing Authority in exchange for replacement right-of-way and the construction of a replacement alley immediately north of the existing alley; and to waive the Land Review Commission and the competitive bidding provisions 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 authorize the Director of the Public Service Department to execute those documents required to transfer the first alley east of Douglas Street from Capital Street north to East Broad Street to Brian T. and Michelle M. Webb for \$25,350.00, and to waive the competitive bidding provisions 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 appropriate \$90,446.95 within the 1995, 1999 Voted Streets and Highways Fund; to authorize the transfer of \$100,000.00 between projects within that Fund; to authorize the Public Service Director to modify and extend the agreement with the Mid-Ohio Regional Planning Commission to provide additional engineering and design services for the Downtown Columbus Circulation Study for the Transportation Division; to authorize the expenditure of \$250,000.00 from the 1995, 1999 Voted Streets and Highways Fund and to declare an emergency. (\$250,000.00)

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

To accept the plat titled HENDERSON ROAD, THE ESTABLISHMENT OF AN ACCESS IN THE NORTHERLY LIMITED ACCESS RIGHT-OF-WAY LINE THEREOF, CITY OF COLUMBUS, from TGI FRIDAY'S INC. by RONALD O. CARLISLE its Senior Architect 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:**

**A motion was made by President Pro-Tem Boyce, seconded by Thomas, to Motion to Recess the Regular Meeting. The motion carried by the following vote:**

**A motion was made by Tavares, seconded by Thomas, to Motion to Reconvene the Regular Meeting. The motion carried by the following vote:**

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

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board for the purpose of continuing the city's support for homeless emergency shelters, Maryhaven Engagement Center and related homeless shelter services; to authorize the expenditure of \$1,631,000 from the FY2005 General Fund; and to declare an emergency. (\$1,631,000)

**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 Columbus Health Department to accept a mini-grant from the Ohio State University School of Public Health Office of Workforce Development for the Food Safety at Outdoor Events Plan, in the amount of \$1,500; to authorize the appropriation of \$1,500 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$1,500)

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

**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 appropriation of \$500,000 of the program income from the Rental Rehabilitation Program for the implementation of the Lead Safe Kids Initiative; to authorize the expenditure of \$500,000 in program income from the Rental Rehabilitation Program for financing lead hazard control and housing rehabilitation activities; and to declare an emergency. (\$500,000.00)

**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 a contract with the Community Development Collaborative of Greater Columbus; to authorize the expenditure of \$260,856 from the HOME Fund; and to declare an emergency (\$260,856).

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

To authorize the Board of Health to enter into contracts with four community agencies for the provision of interpretation and written translation services for the Columbus Health Department; to authorize the expenditure of \$200,000 from the Health Special Revenue Fund to pay the cost thereof; and to declare an emergency. (\$200,000)

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

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

To authorize the Director of Public Utilities to enter into contract with Kokosing Construction Company, Inc. for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, for the Division of Sewerage and Drainage; to authorize the appropriation of \$53,074,773.00; to authorize the expenditure of \$43,691,550.00 from the Ohio Water Pollution Control Fund; to amend the 2004 Capital Improvements Budget; and to declare an emergency. (\$43,691,550.00)

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

To authorize the Director of Public Utilities to enter into contract with Kokosing Construction Company, Inc. for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, for the Division of Sewerage and Drainage; to authorize the appropriation of \$53,074,773.00; to authorize the expenditure of \$43,691,550.00 from the Ohio Water Pollution Control Fund; to amend the 2004 Capital Improvements Budget; ~~and to declare an emergency.~~ (\$43,691,550.00)

**A motion was made by Thomas, seconded by Tavares, that this matter be Amended to 30 day. The motion carried by the following vote:**

**A motion was made by Thomas, seconded by Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

To authorize the Director of Public Utilities to enter into contract with Kokosing Construction Company, Inc. for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, for the Division of Sewerage and Drainage; to authorize the appropriation of \$53,074,773.00; to authorize the expenditure of \$43,691,550.00 from the Ohio Water Pollution Control Fund; to amend the 2004 Capital Improvements Budget; and to declare an emergency. (\$43,691,550.00)

**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 with Kokosing Construction Company, Inc., and DLZ Ohio, Inc., in connection with the Jackson Pike Wastewater Treatment Plant Sludge Handling and Dewatering Improvements Project; to authorize the transfer, appropriation and expenditure of \$718,432.60 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$718,432.60)

**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 Tabled to Certain Date. The motion carried by the following vote:**

To authorize the Director of Public Utilities to modify the contract with Kokosing Construction Company, Inc., for the Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications project, for the Division of Water, and to authorize the expenditure of \$262,229.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds fund, and to declare an emergency. (\$262,229.00)

**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 carried by the following vote:**



To authorize the Director of Public Utilities to enter into a contract, with Indus Utility Systems, for a system assessment and data analysis of our WASIMS billing system, in accordance with the sole source provisions of the Columbus City Code, to authorize the expenditure of \$100,000.00 from Water Systems Operating Fund, and to declare an emergency. (\$100,000.00)

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

To authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the transfer and expenditure of \$391,500.00 from within the 1991 Voted Sanitary Bond Fund in connection with five sanitary infrastructure capital improvement projects; to amend the 2004 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$391,500.00)

**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 carried by the following vote:**

To authorize the Director of Finance to establish Blanket Purchase Orders with Bonded Chemicals for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$350,000.00 from the Sewerage System Operating Fund. (\$350,000.00)

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

To authorize the Director of Public Utilities to enter into a contract with BBS Corporation for the Hap Cremean Water Plant Sludge Pump Station Renovations and Electrical Upgrades, for the Division of Water, to authorize the expenditure of \$2,150,597.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B., and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$2,150,597.00)

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

To authorize the Director of Public Utilities to execute a construction contract with Larry Smith Contractors, Inc., in connection with the Franklin-Main Interceptor Rehabilitation, Section 4 and 5 Project; to authorize the appropriation of \$1,058,159.63 and the expenditure of \$761,367.00 from the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$761,367.00)

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

To authorize the appropriation and transfer of \$161,140.00 from within the Sewer System Permanent Improvements Fund; and the appropriation of \$356,669.03 from within the Ohio Water Pollution Control Loan Fund in connection with four sanitary sewer relief projects located within the North Linden community; for the Division of Sewerage and Drainage, and

to declare an emergency. (\$161,140.00)

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

To authorize the Finance Director to establish Blanket Purchase Orders with Jones Chemicals, Inc., for the purchase of Liquid Sodium Bisulfite and Cylinder Deposits from an established Universal Term Contract for the Division of Sewerage and Drainage; to authorize the expenditure of \$130,000.00 from the Sewerage System Operating Fund. (\$130,000.00)

**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:**

**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 Public Service Director to modify and increase an existing contract with Floyd Browne Associates, Incorporated, for landfill gas monitoring and mitigation services for the Refuse Collection Division and to authorize the expenditure of \$10,000.00 from the General Fund. (\$10,000.00)

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

To authorize the Finance Director to establish an additional Blanket Purchase Order, for local telephone service, from an established Universal Term Contract, with SBC, for the Division of Water, and to authorize the expenditure of \$151,498.51 from Water Systems Operating Fund. (\$151,498.51)

**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 Executive Director of Recreation and Parks to grant consent to various organizations to apply for permission to sell alcoholic beverages at the following 2005 events: Columbus Arts Festival; Festival Latino; Comfest; Pride Holiday; Red, White & Boom; Jazz & Rib Fest; Varsity Club Crank-up Parties; Hineygate; Thirsty Scholar's Rally In The Alley; Hot Times Community Music & Arts Festival; Columbus Motor Classic; Short North Via Colori; and Columbus Italian Festival.

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

To waive the appropriate section of the Columbus City Codes and to authorize the Director of Recreation and Parks to issue Block Party Permits for the Columbus Arts Festival allowing closure of several downtown streets for more than five (5) consecutive days.

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

To authorize and direct the Director of Recreation and Parks to enter into a contract with "Mark" of Diamonds for Berliner Park Ball Diamond Restoration, to waive the necessary competitive bidding requirements, to authorize the appropriation, transfer and expenditure of \$228,175.00 from within the Sewer System Permanent Improvements Fund; to amend the 2004 Capital Improvements Budget, and to declare an emergency. (\$228,175.00)

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

## **ADJOURNMENT**

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