

# City of Columbus

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



## Minutes - Final

Monday, May 17, 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. 28 OF COLUMBUS CITY COUNCIL,  
MAY 17, 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 President Pro-Tem Boyce, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

**THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF WEDNESDAY, MAY 12, 2004:**

**New Type:** D5  
**To:** Daniel L Pizzurro  
DBA Eddies Bar  
2329 W Broad St  
Columbus Ohio 43204

**New Type:** D5  
**To:** Daniel L Pizzurro  
DBA El Groto  
1st Fl Bsmt & Patio  
2324 W Broad St  
Columbus Ohio 43204

**New Type:** C1, C2  
**To:** Revco Discount Drug Centers Inc  
DBA CVS Pharmacy 3405  
109 S High St Suite 100  
Columbus Ohio 43215

**New Type:** D5  
**To:** Edwards Communities Club LTD  
5451 Edwards Farms Rd  
Columbus Ohio 43221

**New Type:** C1, C2  
**To:** Sylvia Market & Deli LLC  
1000 S Parsons Av  
Columbus Ohio 43206

**New Type:** C1  
**To:** Sergio Rodriguez Gonzalez  
DBA Las Maravillas  
233 W 5th Av  
Columbus Ohio 43201

**Transfer Type:** D5  
**To:** Jennifer Olejownik

1227-29 N High St & Patio  
Columbus Ohio 43201  
**From:** Overnight Sensations Inc  
1227-29 N High St & Patio  
Columbus Ohio 43201

**Transfer Type:** D1, D3, D3A  
**To:** Daniel L Pizzurro  
DBA Eddies Bar  
1st Fl & Bmst  
177 S Cypress Av  
Columbus Ohio 43223  
**From:** Daniel L Pizzurro  
DBA Eddies Bar  
1st Fl & Bmst  
2329 W Broad St  
Columbus Ohio 43204

**Transfer Type:** D1, D3  
**To:** Pig Iron BBQ LLC  
DBA Pig Iron BBQ  
1846 Hard Rd  
Columbus Ohio 43235  
**From:** Mike & Wallys Real Pit BBQ LTD  
DBA Mike & Wallys Real Pit BBQ  
5295 N High St & Patio  
Columbus Ohio 43214  
Mike Purdum

ADVERTISE 05/22/04  
RETURN 06/03/04

## RESOLUTIONS OF EXPRESSION

### BOYCE

Celebrating and recognizing the accomplishments and talent of BalletMet as they embark upon a six-day performance schedule at one of the premier dance venues in the world, The Joyce Theater in New York City, and to declare the week of May 24-30th as BalletMet week in Columbus.

**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 May 16-22, 2004 as *NATIONAL EMERGENCY MEDICAL SERVICES WEEK*.

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

**TAVARES**

To declare May 18, 2004, as HIV Vaccine Awareness Day.

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

*To recognize and congratulate Helen Churchill, as she celebrates her 100th Birthday on Sunday, May 16, 2004.*

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

To Commemorate the 50th Anniversary of Brown v. The Board of Education.

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

**THOMAS**

To recognize Firefighters Dale B. Castle and Shane J. Lott for exemplary service in saving the lives of Amy Ferguson and her unborn child, to note their upcoming receipt of the 1st Annual "You've Gotta Have Heart" Award, and to promote the further deployment of automated external defibrillation devices in the Columbus community.

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**

**FR FIRST READING OF 30-DAY LEGISLATION**

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

FR To authorize the appropriation of that portion of sales revenues generated by the on-line auction of city assets which is required to pay the on-line auction service fees, as determined by the terms of the Universal Term Contract for on-line auction services, to the fund to which the proceeds from the asset sales are to be deposited, and to authorize the expenditure of those funds as payment for on-line auction services.

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

FR

To authorize and direct the Executive Director of Recreation and Parks to grant consent to the Columbus Blues Alliance to apply for permission to sell alcoholic beverages at their event being held July 2-4, 2004.

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

FR

To authorize and direct the Finance Director to sell to Officer Scott Paxton, for the sum of \$1.00, a police horse with the registered name of "Laddy's My Daddy" (AKA FRED) which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.(\$1.00)

FR

To transfer \$6,111.00 from the Law Enforcement Contraband Seizure Fund to the School Sports Violence Grant Account. (\$6,111.00)

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

FR

To authorize the Director of Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property (2245 E. 5th Avenue) held in the Land Bank pursuant to the Land Reutilization Program.

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

FR

To authorize the Board of Health to enter into contract with KNS Services, Inc., for video monitoring equipment maintenance services; and to authorize a total expenditure of \$26,940.00 from the Health Department Special Revenue Fund. (\$26,940.00)

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

FR

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with ADR & Associates, Ltd. to provide design engineering services for the Parkside Road Stormwater System Improvements Project for the Division of Sewerage

and Drainage; to authorize the transfer, appropriation and expenditure of \$41,206.88 from the Storm Sewer System Reserve Fund to the Storm Sewer Bond Fund; to authorize the transfer, appropriation and expenditure of \$7,756.12 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$48,963.00 within the Storm Sewer Bonds Fund. (\$48,963.00)

FR

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Resource International, Inc. to provide design engineering services for the Southard/Fornoff Area Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer, appropriation and expenditure of \$31,154.00 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$31,154.00 within the Storm Sewer Bonds Fund. (\$31,154.00)

FR

To authorize the Director of Public Utilities to modify the contract for construction administration services with Evans, Mechwart, Hambleton & Tilton, Inc. for the Olentangy River Road/Evans Run Stormwater System Improvements project for the Division of Sewerage and Drainage; to authorize the transfer, appropriation and expenditure of \$4,153.00 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$4,153.00 within the Storm Sewer Bond Fund. (\$4,153.00)

FR

To authorize the Director of Public Utilities to modify the contract for professional engineering and design services with Evans, Mechwart, Hambleton & Tilton, Inc. for the Maize Road/Morse Road Area Stormwater and Sanitary Sewer Improvements project; to authorize the transfer, appropriation and expenditure of \$36,338.00 from the Special Income Tax Fund to the Storm Sewer Bond Fund and to authorize the expenditure of \$36,338.00 within the Storm Sewer Bond Fund. (\$36,338.00)

FR

To authorize the Finance Director to establish a Blanket Purchase Order, for soda ash, from a Universal Term Contract in process with OCI Chemical Corporation, for the Division of Water, and to authorize the expenditure of \$293,760.00 from Water Systems Operating Fund. (\$293,760.00)

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

FR

To supplement the Columbus City Codes, 1959, by the modification of Chapter 3372, Planning Overlay, in order to create the "Olentangy River Road Regional Commercial Overlay" for that portion of the Olentangy River Road from Lane Avenue to West North Broadway (map attached).

FR

To supplement the Columbus City Codes, 1959, by the modification of Chapter 3380, Standards For Areas of Special Graphics Control, in order to create the Olentangy River Road

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Special Graphics Control Area for that portion of the Olentangy River Road corridor from Lane Avenue to West North Broadway (map attached).

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

FR

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3309.14, Height districts; 3332.18, Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yard required; and 3332.26, Minimum side yard permitted of the City codes; for the property located at **242 BUTTLES AVENUE (43201)**, to permit a seven-unit apartment building with reduced development standards in the R-4, Residential District. (Council Variance # CV03-036)

FR

To grant a Variance from the provisions of Section 3353.03, C-2, Office Commercial Uses, for the property located at **3992 CLEVELAND AVENUE (43224)**, to permit a shared living facility in the C-2, Office Commercial District (Council Variance # CV03-053).

FR

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.21, Building lines; 3332.25, Maximum side yard required; 3342.18, Parking setback line; and 3342.28, Minimum number of parking spaces required of the City codes; for the property located at **1402 MT. VERNON AVENUE (43203)**, to permit a ten-unit apartment building with reduced development standards in the R-3, Residential District. (Council Variance # CV04-001)

FR

To rezone **3760 ALLMON ROAD (43123)**, ), being 31.71± acres located at terminus of Allmon Road, at I-270, **From:** R, Rural District, **To:** L-R-2, Limited Residential District. (Rezoning # Z03-080)

FR

To rezone **7765 BRIANNA DRIVE (43004)**, being 30.1± acres located at the terminus of Brianna Drive at Waggoner Woods Drive, 1400± feet west of Waggoner Road, **From:** R, Rural District, **To:** R-2, Residential District. (Rezoning # Z03-101)

FR

To rezone **3855 ALKIRE ROAD (43123)**, being 23.67± acres located at the terminus of Southwestern and Alkire Roads, **From:** R, Rural District, **To:** PUD-6, Planned Unit Development District. (Rezoning # Z03-110)

**CA CONSENT ACTIONS**

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

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$10,700.00 from the Storm Sewer Bonds Fund for costs in connection with the **Briar Meadow Drive Culvert Replacement Project**, and to declare an emergency. (\$10,700.00).

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

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$25,000.00 from the Storm Sewer Bonds Fund for costs in connection with the **Mock Road Stormwater System Improvement Project**, and to declare an emergency. (\$25,000.00).

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

CA

To authorize and direct the Director of the Department of Finance on behalf of the Municipal Court Clerk to issue a purchase order to the Oracle Corporation for ongoing Oracle maintenance support, to authorize the expenditure of \$46,464.00 from the Court Clerk Computer Special Revenue Fund and to declare an emergency. (\$46,464.00)

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

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$54,725.00 from the Storm Sewer Bonds Fund for costs in connection with the **McDannald Estates Stormwater System Improvements Project**, and to declare an emergency. (\$54,725.00).

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

CA

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title in and to real estate necessary for the **West Columbus Local Protection Project**, and to declare an emergency.

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

CA

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Firestation #18 Prysock Acquisition Project**, and to declare an emergency.

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

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



CA

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property held in the Land Bank pursuant to the Land Reutilization Program.

**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 (AN04-009) of 55.9± Acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

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

CA

To appropriate and authorize the City Auditor to transfer \$136,055.31 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract for the Transportation Division with Columbus Asphalt Paving Inc., for construction of the Billiter Boulevard Resurfacing -2004 project; to authorize the expenditure of \$136,055.31 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division; and to declare an emergency. (\$136,055.31)

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

CA

To authorize the Public Service Director to enter into a \$150,000.00 Guaranteed Maximum Cost contract with the Central Ohio Transit Authority (COTA) for purposes of constructing public rights-of-way improvements around the Near East Transit Center; to authorize the appropriation and transfer of \$150,000.00 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund and to authorize the expenditure of \$150,000.00 from the 1995, 1999 Voted Streets and Highways Fund for this purpose. (\$150,000.00)

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

CA

To accept the plat titled THE GLEN AT SCHIRM FARMS SECTION 2, from THE GLEN AT SCHIRM FARMS, LLC, an Ohio limited liability company, by VILLAGE COMMUNITIES CORPORATION, an Ohio corporation, Managing Member, by ROWLAND S. GILLER III, President.

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

CA

To authorize the Director of the Public Service Department to execute those documents required to release the general utility easement that was retained when the first alley north of State Street from the east right-of-way line of South Front Street to the west right-of-way line of Wall Street was vacated pursuant to Ordinance Number 15-81.

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

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

CA

To authorize the Director of the Department of Development to modify a contract with Community Research Partners by extending the termination date to December 31, 2004.

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

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

CA

To authorize the Public Utilities Director to enter into a contract with Blue Heron Consulting, to manage, analyze, design, implement, test, and maintain our Water and Sewer Information Management System (WASIMS), for the Division of Water, and to authorize the expenditure of \$75,000.00 from Water Systems Operating Fund. (\$75,000.00)

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

CA

To authorize the Director of Public Utilities to modify the contract with Burgess & Niple, Limited for professional engineering services for Water Main Rehabilitation- Marion Franklin Area Water Line Improvements, for the Division of Water, and to authorize the expenditure of \$22,500.00 from the Water Works Enlargement Voted 1991 Bond Fund. (\$22,500.00)

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

CA

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Wire and Cable from Consolidated Electrical Distributors, Inc. and Metro Wire and Cable, and to declare an emergency.

**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 authorize and direct the creation of a subfund for the purpose of depositing donations received for the purpose of various community education/information related activities, to appropriate an amount up to, but not to exceed, the cash in the fund not encumbered for any other purpose within the Special Purpose Fund, and to authorize the expenditure of those funds received and limited for the purpose of community education/information related activities. **(REPEALED BY: ORD. #2155-2005 passed 02/13/06)**

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

To authorize the issuance of Notes pursuant to the "Development Agreement" previously entered into between the City of Columbus and Nationwide Arena, LLC authorized by ordinance 2202-98. (\$9,000,000)

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

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$299,000 for the Brookshire Park Street Light Assessment Project. (\$299,000).

Section 55(b) of the City Charter

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

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

#### Special Assessment Bond Anticipation Notes For the Berwick I Street Lighting Assessment Project

#### Special Assessment Bond Anticipation Notes For the Berwick I Street Lighting Assessment Project

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$354,000 for the Berwick I Street Light Assessment Project. (\$354,000).

Section 55(b) of the City Charter

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

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

Authorizing the issuance and sale of special assessment bond anticipation notes in

the amount of \$86,000 for the Longview Avenue Street Light Assessment Project. (\$86,000).

Section 55(b) of the City Charter

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

**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**

To authorize the Director of the Department of Technology to modify and extend a contract with Oracle Corporation for the purchase of software maintenance and support in accordance with sole source provisions of the Columbus City Codes, to authorize the expenditure of \$397,154.47 from the Technology Department information services fund, and to declare an emergency. (\$397,154.47)

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

To authorize the Director of the Department of Technology to modify and extend a contract with Hewlett-Packard for software license renewal and system support services for hardware and software for the Department of Technology, to authorize the expenditure of \$334,980.49 from the Technology Department information services fund, and to declare an emergency (\$334,980.49)

**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 enter into contract with Central Ohio Building Company for the North Bank Park - Issue I Project, to authorize the expenditure of \$692,894.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$692,894.00)

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

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

To authorize and direct the Director of Finance to enter into a contract for an option to purchase medical supplies with Owens & Minor, a Novation company, to authorize the expenditure of \$100,000.00, to waive the provisions of competitive bidding, and to declare an emergency.(\$100,000.00)

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

To authorize and direct the Finance Director to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. to purchase police uniforms for the Division of Police from an existing UTC, to authorize the expenditure of \$1,063,577.65 from the General Fund and the Government Grant Funds; and to declare an emergency. (\$1,063,577.65)

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

CSO Consent Order: To authorize the Director of Public Utilities to enter a Consent Order on *State of Ohio ex rel. Petro v. City of Columbus* and to declare an emergency.

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

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

To accept the application (AN04-001) of Robert N. Phillips for the annexation of certain territory containing 70.51 ± Acres in Plain Township.

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

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

To repeal Ordinance 0890-01 and to accept the plat titled CHILMARK DRIVE DEDICATION AND EASEMENTS from THE LURIE FAMILY LIMITED PARTNERSHIP, an Ohio Limited Partnership, THOMAS H. LURIE, General Partner.

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

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

To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with Capitol South Community Urban Redevelopment Corporation for design development and budgeting for future implementation of a Downtown Wayfinding Signage

program within the City's Downtown District for the Transportation Division; to waive the competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$47,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$47,000.00)

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

To accept the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3), from [McCUTCHEON CROSSING ASSOCIATES, LLC](#), an Ohio limited liability company, by [ROBERT A. MEYER, JR.](#), Senior Vice President of [DOMINION HOMES, INC.](#), an Ohio corporation, Managing Member, and [ERIC J. SCHOTTENSTEIN](#), president of [JOSHUA INVESTMENT COMPANY, INC.](#), an Ohio corporation, Member.

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

To accept the plat titled RESUBDIVISION OF McCUTCHEON CROSSING SECTION 5 BEING THE RESUBDIVISION OF LOTS 289, 290, 291, 292, 293, AND 294 OF McCUTCHEON CROSSING SECTION 5 (PB 103 PP. 2 & 3), from [McCUTCHEON CROSSING ASSOCIATES, LLC](#), an Ohio limited liability company, by [ROBERT A. MEYER, JR.](#), Senior Vice President of [DOMINION HOMES, INC.](#), an Ohio corporation, Managing Member, and [ERIC J. SCHOTTENSTEIN](#), president of [JOSHUA INVESTMENT COMPANY, INC.](#), an Ohio corporation, Member **and to declare an emergency.**

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

To authorize the Public Service Director to execute those documents required to transfer an unimproved 12 foot wide alley granted to the City in a deed recorded in 1892 and to release those reserved easement rights in the vacated 15 foot wide alley north of East Broad Street from Garfield Avenue to the alley east thereof and in the 15 foot wide alley east of Garfield Avenue between the first and second alleys north of East Broad Street as requested by Broad Street Presbyterian Church; to waive the competitive bidding provisions of Columbus City Code; and to waive the Land Review Commission requirements of Columbus City Council.

**A motion was made by Tavares, seconded by Thomas, 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 enter into a Sewer and Water Service Area Boundary Contract with the City of Gahanna, Ohio

**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 Optimatics

LLC for a genetic algorithm optimization for the Division of Water, to waive the provision of competitive bidding, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$50,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$50,000.00)

**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 contract with McDaniel's Construction Corp. Inc., for the Group Four Water Line Improvements Project 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 \$362,000.00 for construction and \$43,000.00 for inspection services by the Transportation Division from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$405,000.00)

**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 Kokosing Construction Company, Inc. for the Dublin Road Water Plant Chlorine Storage Facility, for the Division of Water, to authorize the expenditure of \$10,068,345.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$10,068,345.00)

**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 sign an agreement between the City of Columbus, the City of Shelby and American Municipal Power-Ohio, Inc. to resolve a disputed amount owed to American Municipal Power-Ohio, Inc. for electricity and associated energy and to modify contracts for the purchase of wholesale electric power from American Municipal Power-Ohio, Inc. for the Division of Electricity; to authorize the expenditure of \$1,200,000.00; and to declare an emergency. (\$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:**

## **ADJOURNMENT**

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