

# City of Columbus

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



## Minutes - Final

Monday, February 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. 10 OF COLUMBUS CITY COUNCIL,  
MONDAY, FEBRUARY 28, 2005 at 5:00 P.M. IN COUNCIL  
CHAMBERS.**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

**A motion was made by President Pro-Tem Boyce, 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, FEBRUARY 23, 2005:

New Type: D3  
To: Mr Sushi Inc  
Space 01070  
1127 N Hamilton Rd  
Columbus, Ohio 43230  
permit # 6208717

New Type: C1, C2  
To: GM Boys of Ohio Inc  
DBA Abc Drive Thru 161  
1577 E Dublin Granville Rd  
Columbus, Ohio 43229  
permit # 3238490

New Type: D2  
To: La Michoacana Corporation  
964 - 966 Galloway Rd  
Columbus, Ohio 43119  
permit # 49571980005

New Type: D1  
To: G Lieu Inc  
DBA Tais Shanghai Grille  
1285 W Lane Av  
Columbus, Ohio 43221  
permit # 2977650

New Type: C1, C2  
To: 5273 Gender Inc  
DBA Pals Pizza & Subs  
5271 - 5273 Gender Rd  
Columbus, Ohio 43110  
permit # 2759407

Transfer Type: D2, D2X, D3  
To: NGBRI LLC

22 E Mound St 1st Fl Bsmt & Patio  
Columbus, Ohio 43215  
From: 22 East Mound Street Inc  
22 E Mound St 1st Fl Bsmt & Patio  
Columbus, Ohio 43215  
permit # 6381425

Transfer Type: D2, D2X, D3  
To: Caballeros Ltd  
DBA Trees Potrillos  
964-966 Galloway Rd  
Columbus, Ohio 43119  
From: La Michoacana Corp  
La Michoacana  
964-966 Galloway Rd  
Columbus, Ohio 43119  
permit # 1173970

Transfer Type: D2, D2X, D3, D3A, D6  
To: 1138 LLC  
DBA Sherlocks Bar & Grille  
1138 Bethel Rd  
Columbus, Ohio 43220  
From: John W Barry Co Inc  
DBA Bumpers  
1138 Bethel Rd  
Columbus, Ohio 43220  
permit # 6549276

Transfer Type: D5, D6  
To: Mi Pueblito Ltd  
DBA El Vaqueros  
1780 Hilliard Rome Rd  
Columbus, Ohio 43026  
From: Daniel L Pizzurro  
DBA Eddies Bar  
2329 W Broad St  
Columbus, Ohio 43204  
permit # 58971460010

Stock Type: D5  
To: China Paradise Inc  
DBA China Paradise  
2702 Brice Rd  
Columbus, Reynoldsburg, Ohio 43068  
permit # 1434286

Stock Type: D5, D6  
To: Karl Rd Entertainment Inc  
4400 Karl Rd & Patio  
Columbus, Ohio 43224  
permit # 4490600

Stock Type: C1, C2

To: F & JA Inc  
DBA Sunbury Fish & Grocery Mkt  
1485 Sunbury Rd  
Columbus, Ohio 43219  
permit # 2600084

Stock Type: C1, C2, D6  
To: 1201 North Wilson Rd Inc  
DBA Royers Beverage Drive Thru  
1201 Wilson Rd  
Columbus, Ohio 43204  
permit # 6548656

Stock Type: D5A, D6  
To: Om Shakti Hospitality Inc  
DBA Howard Johnson Plaza Hotel  
2124 Hamilton Rd  
Columbus, Ohio 43232  
permit # 6547665

Stock Type: C1, C2  
To: R & F Oil Company Inc  
DBA Lockbourne Shell  
1509 Lockbourne Rd  
Columbus, Ohio 43206  
permit # 7148100

Advertise 3/5/05  
Return 3/12/05

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

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

**PUBLIC SERVICE & TRANSPORTATION: 0228-2005**

**HEALTH HOUSING & HUMAN SERVICES: 0261-2005, 0358-2005**

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

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

**FR To authorize the City Treasurer to modify and increase the current contract with ACS  
State and Local Solutions to provide parking violation processing services; and to**

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authorize the expenditure of \$599,500.00 from the General Fund. (\$599,500.00)

FR

To authorize the City Treasurer to modify and increase the current contract with First Data Merchant Services to provide credit card processing services for the Parking Violations Bureau; and to authorize the expenditure of \$24,000.00 from the General Fund. (\$24,000.00)

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

FR

To authorize the Director of Development to enter into an agreement with Carr Supply for a tax abatement of sixty-five percent (65%) for a period of seven (7) years in consideration of a proposed \$1.5 million investment in real property improvements and new personal property, the retention of forty-two (42) jobs and the creation of five (5) new jobs.

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

FR

To authorize an appropriation of \$2,705.27 from the unappropriated balance of the Fire Safety Awareness and Education Fund for the Public Safety Department, Fire Division to provide funds for the purchase of goods and/or services for the Fire Division's Fire Prevention Bureau. (\$2,705.27)

FR

To authorize and direct the Finance Director to enter into contract for the purchase of a Headspace Gas Chromatograph for the Division of Police from Perkin Elmer Las, Inc; to waive the City Code provisions of competitive bidding; and to authorize the expenditure of \$43,116.48 from the General Fund. (\$43,116.48)

FR

To authorize and direct the Director of Public Safety to enter into a contract for helicopter maintenance with Helicopter Minit-Men, Inc. for the Division of Police in accordance with the Sole Source procurement; to authorize the expenditure of \$604,460.00 from the General Fund. (\$604,460.00)

FR

To authorize the City Auditor to transfer \$86,000 within the General Fund from the Department of Finance to the Office of City Council; to authorize and direct the City Clerk to enter into contract with the Central Ohio Animal Abuse and Family Violence Task Force for the purpose of effecting a multi-disciplinary response to the prevention of family violence; and to authorize the expenditure of \$86,000.00. (\$86,000.00)

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

FR

To authorize and direct the Clerk of Council to execute and sign a petition on behalf of the City of Columbus to be presented to the Board of County Commissioners of Delaware County, Ohio by M/I Homes of Central, Ohio, LLC to create a new authority under Ohio Revised Code Chapter 349 for the benefit of the Westerville City School District and the City of Westerville.

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

FR

To repeal Ordinance No. 0409-2004; to authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for a MORPC Enhancement Project to provide continuous sidewalk pathways for pedestrians to COTA bus stops for the Transportation Division. (\$0)

FR

To accept various DEEDS for real property to be used as road right-of-way and to dedicate and name those properties as Walcutt Road, East Broad Street, and Albany Way Drive.

FR

To repeal ordinance 0413-01 passed March 26, 2001; to authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio to make improvements to the intersection of US 62 and CR 17 for the Transportation Division. (\$0)

FR

To authorize the Public Service Director to execute those documents required to transfer that portion of the alley west of Bassett Avenue from the north line of the first alley south of Fifth Avenue northerly to its northern terminus to M & B Properties, and to waive the competitive bidding provisions of Columbus City Codes.

FR

**To accept the plat titled HAYDEN FARMS SECTION 1, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.**

FR

To accept various DEEDS for real property to be used as road right-of-way and to dedicate and name those properties as Hickory Street, Harlem Road, Lockbourne Road and Williams Road.

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

FR

To authorize the Director of Finance to issue Blanket Purchase Orders for the purchase of Polymer from established Universal Term Contracts with Polydyne Inc., for the Division of Sewerage and Drainage; to authorize the expenditure of \$1,150,000.00 from the Sewerage

System Operating Fund. (\$1,150,000.00)

FR

To authorize the Director of Public Utilities to enter into an agreement with Cues Incorporated for Telemonitoring Equipment Parts and Repair Services in accordance with the provisions of sole source procurement for the Division of Sewerage and Drainage and to authorize the expenditure of \$40,000.00 from the Sewerage System Operating Fund. (\$40,000.00)

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

FR

**To authorize and direct the Director of Recreation and Parks to modify the contract with Myers-Schmallenberger for additional engineering and design services in conjunction with the North Bank Park Project, and to authorize the expenditure of \$119,417.00 from the Recreation and Parks Voted 1995 and 1999 Bond Fund. (\$119,417.00)**

FR

To authorize and direct the Director of Recreation and Parks to enter into contract with Columbus Asphalt for the Alum Creek Bikeway: Academy to Main Street Project, and to authorize the expenditure of \$190,987.25 from the Voted 1995 and 1999 Parks and Recreation Bond Fund. (\$190,987.25)

FR

To authorize and direct the Director of Recreation and Parks to enter into contract with Pro Con for the Alum Creek Bikeway Shelter Construction, and to authorize the expenditure of \$53,695.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund. (\$53,695.00)

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

FR

To grant a variance from the provisions of Section 3356.03, C-4 permitted uses, of the Columbus City Codes for the property located at **4831 CHESTNUT HILL DRIVE (43230)**, to permit a carwash in the L-C-4, Limited Commercial District (CV03-047).

**CA CONSENT ACTIONS**

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

CA

To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with Dove Building Services for custodial services at the Franklin County Municipal Court Building; to authorize the expenditure of \$285,000.00 from the General Fund, and to declare an emergency. (\$285,000.00)

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

CA

To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with AA Programmed Janitorial and Building Maintenance for custodial services at the Fire Training Academy and Fire Administration Building; to authorize the expenditure of \$110,000.00 from the General Fund, and to declare an emergency. (\$110,000.00)

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

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

CA

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the **Roberts Road Improvement Project**, and to declare an emergency.

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

CA

To authorize and direct the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2005 program. (\$181,200.00)

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

CA

To authorize and direct the Municipal Court Clerk to amend and increase the Court receivables contract with Capital Recovery Systems, Inc., to authorize an additional expenditure of \$170,000.00 from the Clerk's Collection Fee Special Revenue Fund appropriations and to declare an emergency. ( \$170,000.00)

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

CA

To authorize and direct the Municipal Court Clerk to amend and increase the Court receivables contract with Linebarger, Goggan, Blair and Sampson, LLP, to authorize an additional expenditure of \$215,000.00, and to declare an emergency. (\$215,000.00)

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

CA

To authorize and direct the Finance Director to issue a purchase order to Finley Fire Equipment in the amount of \$199,986.80, for the purchase of self contained breathing apparatus equipment and supplies for the Fire Division from in accordance with Universal Term Contract established for such purpose, to authorize the expenditure of \$199,986.80 from the Safety Bond Fund, and to declare an emergency. (\$199,986.80)

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



CA To authorize and direct the Director of Public Safety to expend \$100,000.00 for miscellaneous renovations of various Division of Fire facilities from the Safety Bond Fund, and to declare an emergency.(\$100,000.00)

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

CA To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Justice Programs Unit and appropriation of funds in the amount of Twenty-seven Thousand One Hundred Ninety-five and no/100 Dollars (\$27,195.00) for the funding of the Domestic Violence Courtroom Advocates program, to authorize the transfer of appropriation of matching funds required by the acceptance of the grant in the amount of Nine Thousand Sixty-four and no/100 Dollars (\$9,064.00) and to declare an emergency. (\$36,259.00)

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

CA To authorize an appropriation of \$5,250.00 from the unappropriated balance of the Special Purpose Fund to the Division of Police, to provide partial funding for the costs associated with the Columbus Police Reserves Organization, and to declare an emergency. (\$5,250.00)

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

CA To authorize an appropriation of \$43,200.00 from the unappropriated balance of the EMS & Entrepreneurial Training Fund for the Public Safety Department, Fire Division, to provide funds for the purchase of goods and/or services for the Fire Division's Emergency Medical Services and Training Bureau, and to declare an emergency. (\$43,200.00)

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

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

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

CA To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the **Easement at 8161 Sawmill Road for Traffic Control project**, and to declare an emergency.

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

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

CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-001) of 14.5± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

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

- CA** To authorize the transfer of \$20,850.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Attorney to pay NP Limited Partnership \$20,850.00 to satisfy an outstanding land acquisition-related liability for the Sancus Boulevard Improvement project for the Transportation Division; to authorize this expenditure from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$20,850.00)

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

- CA** To authorize and direct the Finance Director to modify and extend the citywide contract with Crown Battery Manufacturing Company Inc. for the option to purchase Storage Batteries and to declare an emergency.

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

- CA** To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase OEM Small Engine Parts with Baker Vehicle Systems, 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 Board of Health to enter into a contract with Grant/Riverside Methodist Hospitals to provide laboratory testing services for various Health Department programs; to authorize the expenditure of \$94,000 from the Health Special Revenue Fund to pay the costs thereof; and to declare an emergency. (\$94,000)

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

- CA** To authorize and direct the Board of Health to modify and increase a contract for Community Health Risk Assessment services with California State San Marcos Foundation to authorize the expenditure of \$42,000.00 from the Health Department Grants Fund, and to declare an emergency. (\$42,000.00)

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

- CA** To authorize the Board of Health to enter into revenue contracts with the Columbus Neighborhood Health Centers, Inc., Planned Parenthood of Central Ohio, and the Ohio State University Student Health Center for the provision of lab testing services in an amount not to exceed \$80,000; and to declare an emergency. (\$80,000)

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

CA

To authorize the Director of Finance to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits for the Columbus Health Department in accordance with sole source provisions; to authorize the expenditure of \$100,000 from the Health Special Revenue Fund and the Health Department Grants Fund; and to declare an emergency. (\$100,000)

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

CA

To authorize the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$53,000; to authorize the appropriation of \$53,000 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$53,000)

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

CA

To authorize the Board of Health to enter into a contract with the Capital Area Humane Society to provide licensed humane agents to conduct animal cruelty investigations within the City of Columbus for the protection of at-risk animals in the community, to authorize the expenditure of \$25,000 from the Health Special Revenue Fund, and to declare an emergency. (\$25,000)

**This Matter was Approved on the Consent Agenda.****UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY  
HABASH**

CA

To authorize the Director of Public Utilities to establish an encumbrance for participation in the AWWA Research Foundation, in accordance with the sole source provisions of the Columbus City Code, to authorize the expenditure of \$79,493.26 from Water Systems Operating Fund, and to declare an emergency. (\$79,493.26)

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

CA

To authorize the Director of Public Utilities to modify an existing contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Electricity; to authorize the expenditure of \$50,000.00 from the Division of Electricity Operating Fund; and to declare an emergency. (\$50,000.00)

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

CA

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Fuller, Mossbarger, Scott, and May Engineers, Inc. for the Skyline Drive Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the expenditure of \$30,020.92 within the

Storm Sewer Bond Fund; and to declare an emergency. (\$30,020.92)

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

CA

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Dynotec, Inc. for the Fairwood/Koebel Stormwater System Improvements Project to include plans for sidewalks and curb ramp installation for the Division of Transportation; to authorize the expenditure of \$130,000.00 within the Voted 1995, Voted 1999 Streets and Highways Fund; and to declare an emergency. (\$130,000.00)

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

CA

To authorize the Director of Public Utilities to modify and increase the service agreement with Marion Electric Motor Service for Electric Motor Repair Services for the Division of Sewerage and Drainage; to authorize the expenditure of \$40,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$40,000.00)

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

CA

To authorize and direct the Finance Director to enter into six contracts for the option to purchase Mainline Parts and Fire Hydrants with Hughes Supply, Inc., Hydrflo, Inc.; Midwest Pipe and Supply a Ferguson Enterprise; National Waterworks; Ohio Water & Waste Supply Co.; and Trumbull Industries, Inc. to authorize the expenditure of six dollars to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$6.00).

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

CA

To authorize the Director of the Department of Public Utilities, on behalf of the Division of Electricity to declare the necessity of installing ornamental street lighting with underground wiring in the Maize Morse Area under the assessment procedure, and to declare an emergency.

**This Matter was Adopted 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 \$15,000.00 from the Storm Sewer Bonds Fund for costs in connection with the **Refugee Road Pump Station Project**, and to declare an emergency. (\$15,000.00).

**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 \$7,000.00 from the Storm Sewer Bonds Fund for costs in connection with the **Hague Avenue Stormwater Improvement Project**, and to declare an emergency. (\$7,000.00).

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

CA

To authorize the Finance Director to establish blanket purchase orders with JWC Environmental for the purchase of Sludge Grinder Parts and Services, to authorize the expenditure of \$140,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$140,000.00)

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

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

CA

To authorize and direct the Finance Director to enter into a purchase order with Advanced Turf Solutions for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$25,893.76 from the Golf Course Operations Fund, and to declare an emergency. (\$25,893.76)

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

CA

To authorize and direct the Finance Director to enter into a purchase order with Prosource One for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$96,041.40 from the Golf Course Operations Fund, and to declare an emergency. (\$96,041.40)

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

CA

To authorize and direct the Finance Director to enter into a purchase order with Turfgrass, Inc. for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$70,286.86 from the Golf Course Operations Fund, and to declare an emergency. (\$70,286.86)

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

CA

To authorize and direct the Finance Director to enter into a purchase order with Verdicon for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$24,811.16 from the Golf Course Operations Fund, and to declare an emergency. (\$24,811.16)

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

CA

To authorize and direct the transfer of \$189,312.00 from the Recreation and Parks Operating Fund to the Recreation and Parks Grant Fund for a match to the Title III-A grant, and to declare an emergency. (\$189,312.00)

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

CA

To transfer \$105,300.00 from the Hotel/Motel Tax Fund and appropriate to the Recreation and Parks Operating Fund, and to declare an emergency. (\$105,300.00)

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

CA

To authorize and direct an appropriation of \$8,176.71, to transfer \$117,463.15 within the Recreation and Parks Grant Fund, to authorize the expenditure of \$117,463.15 from the Recreation and Parks Grant Fund for the reimbursement to Franklin County Department of Job and Family Services of unspent prior year grant funds, and to declare an emergency. (\$117,463.15)

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

CA

To authorize and direct the Finance Director to set up a purchase order with Textron Golf Turf and Specialty Products to provide adequate funding through March 2006 for golf cars, in accordance with the terms of the Universal Term Contract, to authorize the expenditure of \$350,000.00 from the Golf Course Operations Fund, and to declare an emergency. (\$350,000.00)

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

CA

To authorize the Director of the Recreation and Parks Department to execute those documents, necessary to grant a perpetual easement for relocation of Columbia's existing gas line in exchange for Columbia releasing the previously granted easement located in the vicinity of Sancus Boulevard and Brockwell Drive and to declare an emergency.

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

CA

Re-appointment of Michael Fitzpatrick, Chamber of Commerce, 37 N. High St., Columbus, Ohio 43215 to serve on the Vehicle For Hire Board with a new term expiration date of December 31, 2005.

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

CA

Re- appointment of David A. Wilson, Citizen-at-large, 608 Church Hill Dr., Gahanna, Ohio 43230 to serve on the Vehicle For Hire Board with a new term expiration date of December 31, 2005.

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

CA

Appointment of David Southan, 4318 Fair Oaks Drive, Columbus, OH 43214, to serve on the Clintonville Area Commission replacing Elizabeth Krieger with a new term expiration date of July 1, 2006 (bio attached).

**This Matter was Read and Approved on the Consent Agenda.****Passed The Consent Agenda**

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**EMERGENCY, TABLED AND 2ND READING OF 30-DAY  
LEGISLATION****RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON  
TAVARES**

To enact the ordinance proposed by Initiative Petition entitled "Ordinance amending Columbus City Code chapter 715.03 to exempt certain businesses which serve intoxicating beverages from the City of Columbus Smokefree Indoor Air Act of 2004"

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

LA

To order and provide for the submission to the electors at the next ensuing election of Ordinance No. 0344-2005, which enacts an ordinance proposed by initiative petition entitled "Ordinance amending Columbus City Code chapter 715.03 to exempt certain businesses which serve intoxicating beverages from the City of Columbus Smokefree Indoor Air Act of 2004," 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:**

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

To authorize the City Treasurer to modify contracts for various banking services: to authorize the expenditure of up to \$100,650.00 from the General Fund, \$22,000.00 from the Recreation and Parks Operating and Extension Fund, \$42,000.00 from the Golf Course Operating Fund, \$18,000.00 from the Electric Operating Fund, \$170,000.00 from the Water Operating Fund, \$70,000.00 from the Development Services Fund, and to declare an emergency (\$422,650.00).

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

To authorize the City Clerk to contract with The Greater Columbus Arts Council, Inc. for the promotion of cultural services for the enrichment of the Columbus community; to authorize the expenditure of \$3,404,644 from the Hotel/Motel Excise Tax Fund; and to declare an emergency. (\$3,404,644)

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

To authorize the City Clerk to contract with Experience Columbus for marketing services to increase tourism and convention business and strengthen the image of the City of Columbus, Ohio; to authorize the expenditure of 1.5% (presently estimated at \$3,510,000) of the

combined rates of 5.1% of the Hotel/Motel Excise Tax; and to authorize the expenditure of \$561,000 from the General Fund; and to declare an emergency. (\$4,071,000)

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

To authorize the Director of the Office of Education to enter into contracts with various community organizations for the provision of after school programming services for the period February 1, 2005 through December 31, 2005; to authorize the appropriation and expenditure of \$404,634.00, and to declare an emergency. (\$404,634.00)

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

To authorize the Director of the Department of Human Resources to enter into a contract with the law firm of Baker & Hostetler for the purpose of providing assistance as may be necessary to prepare for and negotiate a successor collective bargaining contract between the City and the American Federation of State County and Municipal Employees (AFSCME) Local #1632 and #2191; to authorize the expenditure of \$85,000 from the General Fund; to waive the competitive bid requirements of the Columbus City Codes; and to declare an emergency (\$85,000).

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

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

To authorize and direct the Director of Public Safety to modify and increase a contract with the Franklin County Board of Commissioners for the housing of prisoners: to authorize the expenditure of \$10,500,000 from the General Fund and to declare an emergency. (\$10,500,000)

**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 Director to enter into a contract with Identiphoto Company, Ltd for the purchase of a disaster scene perimeter and entry control system and supplies for the Division of Police in accordance with the sole source procurement, to authorize the expenditure of \$134,098.90 from the General Government Grant Fund; and to declare an emergency. (\$134,098.90)

**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 Director of Public Safety to modify and extend a contract with Mount



Carmel Occupational Health for testing services for the Division of Fire's Health and Physical Fitness Program; to authorize the expenditure of \$1,050,000.00 from the General Fund; and to declare an emergency. (\$1,050,000.00)

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Amended to 30 day. The motion carried by the following vote:**

**A motion was made by President Mentel, seconded by President Pro-Tem Boyce, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

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

To authorize an appropriation of \$320,143.00 from the unappropriated balance of the Special Revenue Fund, Probation Fees, for all anticipated expenses associated with the enhancement of probation services, and to declare an emergency (\$320,143.00).

**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 Director of the Department of Public Safety to execute those documents necessary to purchase property owned by Columbus and Investment Company located on Park Crescent Drive for the construction of a Far East Neighborhood Policing Center, to expend \$172,200.00 from the Public Safety Capital Improvement Fund and to declare an emergency. (\$172,200.00).

**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 Franklin County Municipal Court Judges, through the Administrative/Presiding Judge, to enter into the second year of a potential four-year contract with Willo Security, Inc., for the provision of security guard services in the Municipal Court Building, to authorize the expenditure of \$293,000.00 from the Municipal Court Special Projects Fund, to waive all applicable provisions of the Columbus City Code relative to competitive bidding, and to declare an emergency (\$293,000.00).

**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 transfer of \$21,000.00 within the General Fund and to authorize and direct the Division of Fire to contract for the purchase of combination rescue tools and related equipment; to authorize the expenditure of \$21,000.00 from the General Fund; and to declare an emergency. (\$21,000.00)

**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 City Attorney to file the necessary complaints for the appropriation of

permanent easements in and to real estate necessary for the **Hague Avenue Stormwater Improvement project** and to declare an emergency.

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

To authorize the City Auditor to transfer \$86,000 within the General Fund from the Department of Finance to the Office of City Council; to authorize and direct the City Clerk to enter into contract with the Central Ohio Animal Abuse and Family Violence Task Force for the purpose of effecting a multi-disciplinary response to the prevention of family violence; and to authorize the expenditure of \$86,000.00. (\$86,000.00)

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

**A motion was made by President Mentel, 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 and direct the Finance Director to issue blanket purchase orders for various automotive equipment parts, supplies, accessories, and services for the Fleet Management Division, to authorize the expenditure of \$580,000.00 from the Fleet Maintenance Services Fund, to waive the competitive bidding requirements of the Columbus City Codes, and to declare an emergency. (\$580,000.00)

**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 HAYDEN FARMS SECTION 1, 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 and direct the Finance Director to modify and extend the citywide contract for the option to purchase Truck Brake Parts, and to declare an emergency.

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

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Truck Brake Parts, and to declare an emergency.

**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 the Director of the Department of Finance to enter into an agreement with the Columbus Urban League for the Fair Housing Program, to authorize the expenditure of \$188,814.00 from the Community Development Block Grant fund, and to declare an emergency. (188,814.00)

**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 LifeCare Alliance for the Chores Program; to authorize the expenditure of \$50,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$50,000.00)

**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 Clintonville Resources Center for the Chores Program; to authorize the expenditure of \$50,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$50,000.00)

**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 Economic Community Development Institute for the Chores Program; to authorize the expenditure of \$50,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$50,000.00)

**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 an agreement with the YWCA to aid in the financing of the development of the YWCA Family Center; to authorize the expenditure of \$200,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency (\$200,000).

**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 contracts with three community service agencies for the provision of health education and risk reduction services related to HIV/AIDS for the period January 1, 2005 through December 31, 2005; to authorize the expenditure of \$303,000 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. (\$303,000)

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

To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Housing and Urban Development in the amount of \$999,968; to authorize the appropriation of \$999,968 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$999,968.00)

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

To authorize the Board of Health to enter into a contract with the Central Ohio Poison Center at Children's Hospital for the provision of poison treatment and prevention services, to authorize the expenditure of \$125,000 from the Health Special Revenue Fund, and to declare an emergency. (\$125,000)

**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 a contract with the Columbus Urban Growth Corporation; to authorize the expenditure of \$225,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$225,000.00).

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

To amend Ordinance No. 1345-2004, passed July 19, 2004, by increasing the Ohio State University Research Foundation Neighborhood Technical Assistance Program contract amount by \$20,643; to authorize the expenditure of the \$20,643 from the General Government Grant Fund; and to declare an emergency. (\$20,643)

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

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

To authorize the Director of Public Utilities to modify the construction administration and inspection services agreement with DLZ Ohio, Inc. in the amount of \$1,091,620.73, to authorize the appropriation and transfer of \$157,193.35 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; the appropriation of \$397,956.21 in loan proceeds from the Ohio Water Pollution Control Loan Fund; the transfer of \$49,238.44 from within the 1991 Voted Sanitary Bond Fund; to authorize the expenditure of \$1,042,382.29 from the Ohio Water Pollution Control Loan Fund; and the expenditure of \$49,238.44 from the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,091,620.73)

**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 cooperative agreement with the Columbus Health Department, for participation in the Lead-Safe Columbus Program, in order to seek regulatory flexibility from the EPA's Lead and Copper Rule, for the Division of Water, and to authorize the expenditure of \$300,000.00 from Water Systems Operating Fund. (\$300,000.00)

**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 for professional engineering design and technical project services with Resource International, Inc. for the Southand/Fornoff Area Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$196,409.68 within the Storm Sewer Bond Fund; to authorize the expenditure of \$196,409.68 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; and to declare an emergency. (\$196,409.68)

**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 professional construction management services contract with H.R. Gray & Associates, Inc., and the professional engineering services contract with Malcolm Pirnie, Inc., both for the Southerly Wastewater Treatment Plant, New Headworks, for the Division of Sewerage and Drainage; to authorize the expenditure of \$6,868,823.00 from the Ohio Water Pollution Control Fund; and to declare an emergency. (\$6,868,823.00)

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

To authorize the Director of Public Utilities to enter into a professional engineering services contract with DLZ Ohio, Inc., for the Alum Creek Sanitary Trunk Sewer Relief Project; to authorize the appropriation, transfer and expenditure of \$1,993,838.74 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. (\$1,993,838.74)

**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 Auditor to make an intra-subfund transfer of \$60,000.00 within the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage to provide the necessary capital projects funds for land acquisition services; to authorize an amendment to the 2004 Capital Improvements Budget to accommodate this transaction; and to declare an emergency. (\$60,000.00)

**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 contract with Reynolds, Inc., for the construction of the Webster Park/Milton Ave. Area Sanitary Improvements Project and the Arden/Foster Avenue Sanitary Improvements Project; to authorize the appropriation of \$2,752,840.47 and the expenditure of \$930,414.50 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$930,414.50)

**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, contract for professional services and to expend \$845,650.00 from the Storm Sewer Bond Fund for costs in connection with the **Idlewild Drive Storm Sewer Project**, and to declare an emergency. (\$845,650.00).

**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 Finance to issue blanket purchase orders for plant industrial and hardware supplies, parts and accessories for the Division of Sewerage and Drainage, to authorize the expenditure of \$263,000.00 from the Sewerage System Operating Fund, to waive the competitive bidding requirements of the Columbus City Codes, and to declare an emergency (\$263,000.00)

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

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

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

To authorize the City Clerk to contract with Medtronic Emergency Response Systems, Inc, to implement a public education and outreach effort, or PAD Program, to increase the cardiac arrest survival rate through a variety of methods, including greater access to automated external defibrillators and increasing the number of citizens trained in CPR and AED, and to declare an emergency.

**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 Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., for professional and fiscal services in conjunction with the 2005 Festival Latino, the 2005 Jazz and Rib Fest, and the 2005 Columbus Family Fun Fest, to waive the necessary competitive bidding requirements, and to authorize the expenditure of \$164,700.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$164,700.00)

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

To authorize and direct the Director of Recreation and Parks to enter into contract with Dorsey Construction Co., for the Saunders Park Improvements, to authorize the expenditure of \$479,900.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund , and to declare an emergency. (\$479,900.00)

**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:**

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services and to expend \$501,850.00 from the Recreation and Parks Voted 1995/1999 Bond Fund for costs in connection with the **Alum Creek Bikeway (Mock Park to Easton) Project**, and to declare an emergency. (\$501,850.00).

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

**THERE WILL BE NO COUNCIL MEETING ON MONDAY, MARCH 14, 2005**

## **ADJOURNMENT**

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