

City of Columbus

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



Minutes - Final

Monday, June 23, 2003

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. 22 OF COLUMBUS CITY COUNCIL,
MONDAY, JUNE 23, 2003 at 5:00 P.M. IN COUNCIL
CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

A motion was made by Tavares, seconded by Sensenbrenner, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

**COMMUNICATIONS AND REPORTS RECEIVED BY CITY
CLERK'S OFFICE**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERKS OFFICE AS OF MONDAY, JUNE 23, 2003

New Type: C1, C2
To: Speedway SuperAmerica LLC
DBA Speedway 1233
4751 E Main St
Columbus Ohio 43213

New Type: C1, C2
To: SuperAmerica Beverage LLC
DBA Speedway #9159
1790 Henderson Rd
Columbus Ohio 43220-2586

New Type: D1
To: K & K Katering LLC
DBA Keatons Sports Lounge & Katering
2815 Winchester Pike & Patio
Columbus Ohio 43232

Transfer Type: D5, D6
To: Pacific City LLC
DBA Pacific Eatery & Catering
4514 Kenny Rd Ste B
Columbus Ohio 43220
From: Pacific Eatery & Catering LLC
DBA Pacific Eatery & Catering
4514 Kenny Rd Ste B
Columbus Ohio 43220

Transfer Type: C1, C2, D6
To: Amir Investments LTD
DBA Manor Carryout
579-81 Wedgewood Dr.

Columbus Ohio 43228

From: Mans Inc
DBA Manor Carryout
579-81 Wedgewood Dr.
Columbus Ohio 43228

Transfer Type: C1, C2, D6

To: Yitagesu Inc
1535 E Livingston Av
Columbus Ohio 43205
From: Ethio Investment Group Inc
DBA Brother Drive Thru
1535 E Livingston Av
Columbus Ohio 43205

ADVERTISE 6/28/03
RETURN 7/10/03

RESOLUTIONS OF EXPRESSIONS

To recognize and commend Norm Dolder for his many years of community service.

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

To recognize the Hellbranch Watershed Cooperative Agreement.

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

THE FOLLOWING ITEMS WERE REMOVED FROM CONSENT ACTION

FR FIRST READING OF 30-DAY LEGISLATION

ADMINISTRATION: BOYCE, CHR. HABASH SENSENBRENNER MENTEL

FR To authorize and direct the City Auditor to enter into an agreement with Deloitte and Touche LLP for professional auditing services for calendar year 2003 and to authorize the expenditure of \$395,550 from the General Fund. (\$395,550)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE HABASH TAVARES

FR An ordinance authorizing the Director of Development to enter into an Enterprise Zone Agreement with Town Square Limited Partnership for a tax abatement of seventy five percent (75%) for ten (10) years on real property and seventy five percent (75%), ten (10) years on personal property restricted to the permanent video-board and related equipment in consideration of Town Square Limited Partnership proposed new investment of real and personal property in Columbus.

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

FR To authorize the Director of the Department of Development to modify a contract with ALC Environmental Inc.; and to authorize the expenditure of \$35,000 from the 2003 Community Development Block Grant fund (\$35,000).

FR To authorize the Director of the Department of Development to modify a contract with ATC Associates, Inc.; and to authorize the expenditure of \$35,000 from the 2003 Community Development Block Grant fund (\$35,000).

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

To authorize the Finance Director to establish an additional Blanket Purchase Order, for computer programming services, from an established Universal Term Contract with Compuware Corporation, for the Division of Water, and to authorize the expenditure of \$80,000.00 from Water Systems Operating Fund. (\$80,000.00)

FR

To authorize the Director of Public Utilities to reimburse Holmes, Inc. for the design and construction of various water line improvements in Broad Street 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 \$17,207.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$17,207.00)

FR

To authorize the Finance Director to establish a blanket purchase order with L. D. McFarland Company for the purchase of Wooden Poles for the Division of Electricity in accordance with terms and conditions of the universal term contract and to authorize the expenditure of \$15,500.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund. (\$15,500.00)

FR

To authorize the Director of Public Utilities to enter into a contract with The Righter Company, Inc. for the Hap Cremean Water Plant Basin Improvements - Settling Basin Clarifier Replacement, for the Division of Water, to authorize the expenditure of \$475,650.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2002 C.I.B. and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$475,650.00)

FR

To authorize the Public Utilities Director to modify and extend an existing contract for the Land Application of Sewage Sludge with Burch Hydro, Inc., for the Division of Sewerage and Drainage.

FR

To authorize the Public Utilities Director to modify an existing contract for the Land Application of Sewage Sludge with Burch Hydro Inc., for the Division of Sewerage and Drainage, to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund,. (\$100,000.00)

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

To establish new Chapter 336 of the Columbus City Codes, 1959, to be titled **Disposition of Unclaimed Funds.**

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

To rezone **1835 HILLIARD-ROME ROAD (43026)**, being 3.60± acres located on the west side of Hilliard-Rome Road, 243± feet south of Tanglewood Park Boulevard, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District.

FR

To rezone **2591 JOHNSTOWN ROAD (43219)**, being 6.78± acres located on the south side of Johnstown Road, 120± feet the southwest of North Cassady Avenue. From: L-M, Limited Manufacturing District To: L-M, Limited Manufacturing District.

FR

To rezone 4699 Parsons Avenue (43207), being 60.7± acres located on the west side of Parsons Avenue, 910± feet north of Rathmell Road, From: R, Rural District (annex), To: R-2, Residential District.

FR

To rezone **6151 HALL ROAD (43119)**, being 9.4± acres located at the southwest corner of Hall Road and Galloway Road, From: R-Rural District, To: CPD, Commercial Planned Development District.

FR

To rezone **845 HARRISBURG PIKE (43223)**, being 4.14± acres located on the west side of Harrisburg Pike, 290± feet south of Withers Avenue From: R-Rural District, To: L-M, Limited Manufacturing District.

FR

To rezone **3409 EAST BROAD STREET (43213)**, being 0.64± acres located on the southwest corner of East Broad Street and Hampton Road, From: AR-O, Apartment Residential Office District, To: CPD, Commercial Planned Development District. (Rezoning Z03-019)

FR

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District use; 3332.05, Area District lot width requirements; 3332.15, Area District requirements; 3332.19, Fronting on a public street; 332.38, Private garage; 3342.08, Driveway; 3342.15 Maneuvering; and 3332.27, Rear yard of the Columbus City Codes for property located at **233 EAST BECK STREET (43206)**, to permit a two-story garage with a dwelling unit; **and to declare an emergency.**

FR

To rezone **2 GEORGESVILLE ROAD (43228)**, being 13.94± acres located at the southeast corner of Georgesville Road and West Broad Street, **From:** R, Rural District, **To:** L-C-4, Limited Commercial District. (Rezoning Application Z02-061)

CA CONSENT ACTIONS

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE HABASH THOMAS

CA

To declare the necessity and intent to appropriate fee simple title in and to real estate in connection with the Briggs Road Ditch Enclosure Project, 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 \$230,000.00 from the Storm Sewer Bonds Fund for costs in connection with the Francisco Road Ditch Improvements Project, and to declare an emergency. (\$230,000.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Director of the Department of Finance to issue a purchase order on behalf of the Municipal Court Clerk to Programmers Paradise for the renewal of Corel Word Perfect licenses, to authorize the expenditure of \$44,714.80 from the Clerk's Computer Special Revenue Fund and to declare an emergency. (\$44,714.80)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Department of Rehabilitation and Correction for enhanced probationary services with two Probation Officers, and to appropriate \$140,790.00 from the unappropriated balance of the General Government Grant Fund, and to declare an emergency. (\$140,790.00)

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 Resource One for the purchase of Dell computers, to authorize the expenditure of \$241,500.00 from the Clerk Computer Special Revenue Fund and to declare an emergency. (\$241,500.00)

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 Judges to issue a purchase order to Resource One for the purchase of Dell computers, to authorize the expenditure of \$217,125.00 from the Judges Computer Special Revenue Fund, and to declare an emergency. (\$217,125.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE HABASH TAVARES

CA

To authorize the Director of the Department of Development to modify and extend two (2) lease agreements with Jaeger Commerce Park Limited Partnership for space needed for the Mobile Tool Program and Environmental Blight Abatement Program; to authorize the expenditure of \$22,200.00 from the Community Development Block Grant Fund and \$11,000.00 from the General Fund; and to declare an emergency. (\$33,200.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the City Auditor to transfer \$17,300 between projects within the Health Department's Capital Improvement Project; to authorize the Board of Health to modify and increase a contract with J.L. Bender for furniture, fixture, and equipment consulting services for the East Central Facility Project; to authorize the expenditure of \$17,300.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$17,300.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Board of Health to enter into contract with G & G Cement Contractors for the renovation of concrete in an amount not to exceed \$54,000; to authorize the expenditure of \$54,000.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$54,000.00)

This Matter was Approved on the Consent Agenda.

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

- CA** To amend Ordinance No. 0639-03, passed May 5, 2003, to correct the name and identifying information of the contractor under that Ordinance to reflect the current information for that entity; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- CA** To authorize and direct the Director of Public Utilities to enter into contract for the Whittier Street Control Building Masonry Repair and Roofing Replacement Project for the Division of Sewerage and Drainage, and to authorize the expenditure of \$103,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$103,000.00)

This Matter was Approved on the Consent Agenda.

- CA** To authorize the Director of the Department of Public Utilities to enter into contract, under the authority of Columbus City Codes 329.15, with the Columbus International Program for research and analysis on utility compensation issues, to authorize the expenditure of \$23,100 from the Water Systems Operating Fund, and to declare an emergency (\$23,100)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda**EMERGENCY, TABLED AND 2ND READING OF 30-DAY
LEGISLATION****FINANCE: SENSENBRENNER, CHR. HABASH
O'SHAUGHNESSY TAVARES**

To adopt the 2004 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County Budget Commissions and to declare an emergency.

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

To authorize the Finance Director to transfer \$77,534 within the General Fund, Department of Finance, to authorize and direct the Director of Finance to establish purchase orders for the payment of annual membership dues for the City of Columbus for the National League of Cities, the Ohio Municipal League, the U.S. Conference of Mayors, and the Central Ohio Municipal Alliance, to authorize the expenditure of \$77,534 from the general fund, and to declare an emergency. (\$77,534)

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

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

To authorize the Public Service Director to enter into a contract with Air Force One for maintenance of variable speed drives for the Facilities Management Division, to authorize the expenditure of \$27,300.00 from the General Fund, and to declare an emergency. (\$27,300.00)

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

To authorize the Public Service Director to enter into a contract with Columbus Electric Works to replace a variable speed drive on an air handler unit at the Franklin County Municipal Court Building, to authorize the expenditure of \$8,875.00 from Facilities Management Capital Improvement Fund, and to declare an emergency. (\$8,875.00).

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

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

To authorize and direct the Director of Recreation and Parks to modify various contracts with agencies for the provision of PASSPORT home care services for older adults in Central Ohio, to authorize the expenditure of \$24,000,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$24,000,000.00)

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

To authorize and direct the Director of Recreation and Parks to modify various contracts with agencies for the provision of PASSPORT home care services for older adults in Central Ohio, to authorize the expenditure of \$24,000,000.00 from the Recreation and Parks Grant Fund, ~~and to declare an emergency.~~ (\$24,000,000.00)

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

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

To authorize and direct the Director of Recreation and Parks to enter into twenty one (21) contracts for the provision of services to older adults in Central Ohio in connection with various grant programs, to authorize the expenditure of \$652,861.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$652,861.00)

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

To authorize and direct the Director of Recreation and Parks to enter into twenty one (21) contracts for the provision of services to older adults in Central Ohio in connection with various grant programs, to authorize the expenditure of \$652,861.00 from the Recreation and Parks Grant Fund, ~~and to declare an emergency.~~ (\$652,861.00)

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

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

To authorize and direct the Director of Recreation and Parks to enter into contract with Miles McClellan Construction Co., for The North Bank Park Project, to authorize the expenditure of \$723,074.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$723,074.00)

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

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE HABASH THOMAS

To authorize and direct the Safety Director of the City of Columbus to apply for and if awarded accept a Homeland Security Overtime Program grant from the U.S. Department of Justice, Office of Community Oriented Policing Services. (\$999,833.00)

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

To authorize the Department of Municipal Court Judges, through the Administrative/Presiding Judge, to enter into a seven (7) month contract with Willo Security, Inc., for the provision of security guard services in the Municipal Court Building, to authorize the expenditure of \$167,566.80 from the Municipal Court Special Projects Fund, to waive all applicable provisions of the Columbus City Codes relative to competitive bidding and to declare an emergency. (\$167,566.80)

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

To authorize and direct the Chief of Police to enter into an agreement between the Division of Police, Marine Park Unit and the State of Ohio, Department of Natural Resources, Division of Watercraft; to be administered by the Department of Public Safety, to authorize an appropriation of \$11,820.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the operation of a Marine Patrol program and to declare an emergency. (\$11,820.00)

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

To authorize and direct the Director of Finance to enter into a contract for an option to purchase pharmaceuticals with Cardinal Health 110, Inc., to authorize the expenditure of \$250,000.00, to waive the provisions of competitive bidding, and to declare an emergency.(\$250,000.00)

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

To authorize and direct the Finance Director to enter into a Memorandum of Understanding with The Ohio State University Hospitals to participate in contracts available through Novation and to assign any and all patronage refunds that it may now or hereafter be entitled to receive to The Ohio State University Hospitals, to waive the provisions of Columbus City Cods Sections 329.05, 329.06 and 329.14 (a)-(e) inclusive, 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:

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

To authorize the Public Service Director to enter into a contract with Columbus Asphalt Paving, Inc., for the Concrete Renovation and Joint Seal - 2003 project for the Transportation Division; to authorize the expenditure of \$606,769.45 from the 1995, 1999 Voted Streets and Highways Fund and to declare an emergency. (\$606,769.45)

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 a portion of existing Children's Drive to The Children's Hospital in exchange for replacement right-of-way and the construction of a relocated Children's Drive; to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency.

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

To amend the 2002 Capital Improvements Budget, to appropriate and authorize the City Auditor to transfer \$6,753,653.00 from the Special Income Tax Fund to the Voted 1995, 1999 Streets and Highways Fund; to authorize the Public Service Director to expend \$8,653,650.00 to pay the Ohio Department of Transportation for Section B-1 of the Spring-Sandusky Interchange project; to authorize expenditure of \$8,653,650.00 from the Voted 1995, 1999 Streets and Highways Fund for the Transportation Division and to declare an emergency. (\$8,653,650.00)

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

To amend the 2002 Capital Improvements Budget, to appropriate and authorize the City Auditor to transfer \$7,700,797.07 from the Special Income Tax Fund to the Voted 1995, 1999 Streets and Highways Fund; to authorize the Public Service Director to enter into a contract with Nickolas Savko & Sons, Inc. for construction of the Lane Avenue Roadway Improvement project; to authorize the expenditure of \$7,909,771.53 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division and to declare an emergency. (\$7,909,771.53)

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE HABASH TAVARES

To authorize the Director of Finance to approve the provision by Capitol South of \$1,005,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the redevelopment of an existing building at 60 East Spring Street with 67 market-rate apartments; and to declare an emergency.

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

To authorize the Director of Finance to approve the provision by Capitol South of \$1,100,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the development of a four story, mixed-use property on South High Street containing 75 market-rate apartments over street-level commercial space, and declaring an emergency.

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 Finance to approve the provision by Capitol South of \$660,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the development of a seven story structure at the southeast corner of Grant and Walnuts Streets with 44 residential condominium units; and to declare an emergency.

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

An ordinance authorizing the Director of Development to enter into an Enterprise Zone Agreement with Town Square Limited Partnership for a tax abatement of seventy five percent (75%) for ten (10) years on real property and seventy five percent (75%), ten (10) years on personal property restricted to the permanent video-board and related equipment in consideration of Town Square Limited Partnership proposed new investment of real and personal property in Columbus.

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

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

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

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

To authorize and direct the Board of Health to modify and increase a contract for emergency planning services with the Franklin County Board of Health, to authorize the expenditure of \$18,669.00 from the Health Department Grants Fund, and to declare an emergency. (\$18,669.00)

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

To authorize and direct the Board of Health to accept a grant from the Ohio Environmental Protection Agency Education Fund in the amount of \$4,983; to authorize the appropriation of \$4,983 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$4,983.00)

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

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

To authorize the Director of Public Utilities to enter into a contract with Underground Pipe & Valve, Inc., for water meters to be used in the radio-read system testing, for the Division of Water, to waive the provisions of formal competitive bidding, to amend the 2002 C.I.B., to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted 1991 Bonds Fund, to authorize the expenditure of \$75,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$75,000.00)

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 C. J. Mahan Construction Company, for McKinley Avenue Quarry Improvements, for the Division of Water, to authorize the expenditure of \$110,708.07 from Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2002 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$110,708.07)

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 Dreier & Maller, Inc. for cleaning the Alum Creek Storm Tank for the Division of Sewerage and Drainage, to authorize the expenditure not to exceed \$300,000.00 from the Sewerage System Operating Fund, to waive the competitive bidding procedures of the Columbus City Code and to declare an emergency (\$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 the Department of Public Utilities to enter into agreement with the Franklin Soil and Water Conservation District (SWCD), for the purposes of providing funding for a watershed study of the Hellbranch Watershed; to authorize the expenditure of \$25,000.00 from the Storm Sewer Operating Fund and \$25,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$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 the Department of Public Utilities to grant an ingress/egress access easement to Max H. Akers and Margaret A. Akers, Co-Trustees, across a certain portion of City of Columbus owned real property commonly known as the Interconnector Pump Station to the Southerly Wastewater Treatment Plant, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

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

**RULES & REFERENCE: HABASH, CHR. MENDEL
SENSENBRENNER TAVARES**

To authorize the creation of a Special Revenue Environmental Fund with a maximum allotment of \$100,000 to provide a funding mechanism to cover the costs of litigating public nuisance abatement actions and proceedings in aid of execution of judgment, such as foreclosure actions; and to earmark all fines paid by persons convicted of violating any housing, building, zoning, health, safety, fire, air pollution or sanitation ordinance of the Columbus City Code, all awards of judgment obtained by the City in enforcing its housing, building, zoning, health, safety, fire, air pollution or sanitation ordinances, and all monetary contempt penalties imposed by the Environmental Division of the Franklin County Municipal Court to enforce its orders relative to public nuisance abatement actions and housing, building, zoning, health, safety, fire, air pollution or sanitation ordinances as the source of monies for this Fund.

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

To amend Section 2903.01 of the Columbus City Code to provide for the necessary modification of inspection fees for weighing and measuring devices used commercially in the City of Columbus; and to declare an emergency.

A motion was made by President Mentel, seconded by Tavares, that this matter be Taken from the Table. 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:

To amend sections 501.09, 501.10, 501.14, 501.16, 505.06, 515.02, 517.04, 517.05, 523.06, 525.07, 525.21, 535.06, 540.04, 540.07, 545.03, 545.07, 549.03, 551.03, 551.10, 555.05, 559.12, 563.01, 573.06, 587.05, 587.08, 587.09, 587.13, 589.01, 589.10, 593.03, 593.06, 593.07, 593.21, 594.05, 594.22, 597.97, 2111.03, 2534.03 and to repeal sections 511.03, 519.04, 525.23, 537.07, 549.035, 557.01, 559.10, 563.03, 571.03, 587.04, 589.12, 594.16 of the Columbus City Codes, 1959, to increase various licensing fees. (AMENDED BY 1984-2003 PASSED 9/22/2003)

A motion was made by President Mentel, seconded by Tavares, that this matter be Taken from the Table. 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:

ADJOURNMENT

A motion was made by Tavares, seconded by Sensenbrenner, to adjourn this Regular Meeting. The motion carried by the following vote: