

## REGULAR MEETING NO. 54 OF COLUMBUS CITY COUNCIL, MONDAY, DECEMBER 15 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 Tavares, 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, DECEMBER 10, 2003:

New Type: C1, C2 To: Sogrosto Inc DBA Tamarack Market 1909 Tamarack Cir Columbus Ohio 43229

Transfer Type: C1, C2, D6 To: Brahamani Inc DBA Dublin Granville Sunoco 1623 Dublin Granville Rd Columbus Ohio 43220 From: Hawkstone Associates Inc DBA Triumph Energy Corp Dublin Granville Sunoco 1623 Dublin Granville Rd Columbus Ohio 43220

Transfer Type: C1, C2 To: 2671 Palmetto Inc DBA D Boor Market 2671 Palmetto St 1st Fl & Bsmt Columbus Ohio 43204 From: Abdel Shalash DBA D Boor Market 2671 Palmetto St 1st Fl & Bsmt Columbus Ohio 43204

ADVERTISE 12/20/03 RETURN 12/31/03

### **RESOLUTIONS OF EXPRESSIONS**

#### **BOYCE, TAVARES**

To honor and recognize Nia Performing Arts, Inc.; for their production of Black Nativity 2003 and do hereby designate Saturday and Sunday, December 20-21, 2003, as Black Nativity Weekend in the City of 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:

#### SENSENBRENNER

To recognize and commend Reverend Fredrick Wiese on his retirement after more than thiry-eight years of faithful service in the ministry as well as his dedicated service to the greater community.

A motion was made by Sensenbrenner, 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 THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

## FR FIRST READING OF 30-DAY LEGISLATION

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

FR

To authorize the Columbus Fire Chief to accept a grant award from the Assistance to

Firefighters Grant Program to replace self contained breathing apparatus, purchase face pieces and additional spare cylinders for the Division of Fire, and to appropriate \$750,000.00 from the unappropriated balance of the General Government Grant Fund. (\$750,000.00)

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

FR

To authorize the acceptance of a deed for a parcel of land to be held in the City's Land Bank inventory until a redevelopment project is identified.

FR

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

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

	To accept the plat titled DARBY POINTE, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, by STEPHEN M. CAPLINGER, Vice President Land Operations.
FR	
	To authorize the Director of the Public Service Department to execute those documents required to release the ten foot wide platted easement along the lot line common to Lots 6 and 7 of Brookside Business Park, Section 1, of record in Plat Book 63, Pages 50 and 51, in the offices of the Recorder, Franklin County, Ohio.
FR	To accept the plat titled ALKIRE RUN SECTION 1, from ROCKFORD HOMES, INC., by DONALD R. WICK, Executive Vice-President.
	UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY
	HABASH
FR	<b>HABASH</b> To authorize the Director of Public Utilities to modify a service agreement with Abell Elevator International for elevator repair services for the Division of Sewerage and Drainage, to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund. (\$25,000.00)
FR FR	To authorize the Director of Public Utilities to modify a service agreement with Abell Elevator International for elevator repair services for the Division of Sewerage and Drainage, to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund.

System Operating Fund. (\$89,293.00)

FR	To authorize the Director of Public Utilities to execute a modification to the sewerage service agreement on behalf of the City of Columbus with the Village of Shawnee Hills, Ohio, for the Division of Sewerage and Drainage. (\$0.00)
FR	To authorize the Director of Public Utilities to execute a modification to the sewerage service agreement on behalf of the City of Columbus with the City of Upper Arlington, Ohio, for the Division of Sewerage and Drainage. (\$0.00)
FR	To authorize the Department of Public Utilities, Division of Electricity, to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring on Longview Avenue from High Street to Calumet Street under the assessment procedure.
FR	

To authorize the Director of Public Utilities to enter into contract with TZT Manufacturing and Contracting Inc for the Sludge Building HVAC Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$116,000.00 from the Sewerage System Operating Fund. (\$116,000.00)

## CA CONSENT ACTIONS

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

СА	
	To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase New/Recharged Toner Cartridges, with US Laser, Inc., and to declare an emergency.
	This Matter was Approved on the Consent Agenda.
CA	To authorize the transfer of \$60,000 within the employee benefits fund; and to declare an emergency. (\$60,000.00)
	This Matter was Approved on the Consent Agenda.
СА	
	To authorize and direct the Finance Director to enter into two contracts for an option to purchase Non-Safety Forces Uniforms and Patches, with Roy Tailors Uniform Company of Columbus, and Goodman Uniforms Company, Inc., to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

CA

To authorize and direct the Finance Director to modify past, present and future purchase orders with Colonial/Michigan Glove Company (C/MG) and to declare an emergency.

This Matter was Approved on the Consent Agenda.

# ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH

CA

To authorize the Director of the Department of Technology to modify and extend a contract with Public Technology Incorporated for the payment of annual membership dues, to authorize the expenditure of \$23,500.00 from the Department of Technology, Information Services Fund, and to declare an emergency. (\$23,500.00)

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

CA

To authorize the Director of the Department of Technology to establish a three-year contract with Time Warner Telecom for voice/data service for the fire connectivity project, to authorize the expenditure of \$65,399.00 annually from the Telecommunications Cable fund and to declare an emergency. (\$65,399.00)

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

CA

To Authorize the City Auditor to transfer funds within Facilities Management capital fund between various projects, and to declare and emergency. (\$16,398.39)

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

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

#### CA

To authorize and direct the Finance Director to enter into four contracts for an option to purchase Sporting Goods, with A. D. Starr, Cannon Sports, Inc., Swedes Systems, LLC, and S & S Worldwide, to authorize the expenditure of four dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00)

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

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$43,000.00, to enter into an agreement with the Ohio Department of Natural Resources, Land and Water Conservation Fund to support the Hayden Falls Park Improvements Project,

CA

to authorize an appropriation of \$43,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$43,000.00)

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

To authorize the Executive Director of the Department of Recreation and Parks to execute a "Declaration of Restrictions" for that City owned real property located in the vicinity of Mock Road and Sunbury Road, and to declare an emergency.

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

CA

CA

To authorize and direct the Finance Director to enter into three contracts for an option to purchase Photo ID Supplies, with Identiphoto Company, Ltd., Lamination Service, Inc., and Identatronics, Inc., to authorize the expenditure of three dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)

This Matter was Approved on the Consent Agenda.

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

CA	To authorize and direct the Director of Finance to purchase, as needed, from Fire Safety Service, repair parts and face pieces for self-contained breathing apparatus, for the Division of Fire, in accordance with sole source procurement, and to authorize the expenditure of \$42,000.00 from the General Fund and to declare an emergency. (\$42,000.00)
	This Matter was Approved on the Consent Agenda.
CA	To establish a special revenue fund entitled "Fire Quarter Master Incentive Travel Fund" for the Division of Fire and to authorize the acceptance of internal funds from savings realized as a result of the Fire Quarter Master system; to transfer and appropriate \$10,000.00 into the Fire Quarter Master Incentive Travel Fund; and to declare an emergency.(\$10,000.00)
	This Matter was Approved on the Consent Agenda.
CA	
	To authorize and direct the Finance Director to issue a purchase order to Resource One in the amount of \$7,917.75 for the Division of Police from the appropriated Law Enforcement Seizure Funds for the purchase of network switching devices, and to declare an emergency. (\$7,917.75)
	This Matter was Approved on the Consent Agenda.
CA	
	To authorize and direct the Finance Director to enter into contracts for the purchase of radar units for the Division of Police, to authorize the expenditure of \$50,275.00 from the Law

	Enforcement Seizure funds; and to declare an emergency. (\$50,275.00)
	This Matter was Approved on the Consent Agenda.
СА	
	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 \$170,400.00 from the General Fund; and to declare an emergency. (\$170,400.00)
	This Matter was Approved 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 Morse Road Reynoldsburg-New Albany Road 36" Water Main Project, and to declare an emergency.
	This Matter was Adopted on the Consent Agenda.
СА	
	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 the Greenhill Acres Stormwater Improvement Project, and to declare an emergency.
	This Matter was Approved on the Consent Agenda.
СА	
	To authorize the City Attorney to accept two grants in the total amount \$200,800.00 from the Columbus City School District for the Project S.M.A.R.T. program, to appropriate the grant funds for that purpose and to declare an emergency.
	This Matter was Approved on the Consent Agenda.
СА	
	To authorize the City Attorney to accept a grant in the amount \$44,479.00 from the Franklin County Board of County Commissioners for the Bilingual Domestic Violence Courtroom Advocate program, to appropriate the grant funds for that purpose and to declare an emergency.
	This Matter was Approved on the Consent Agenda.
CA	To authorize and direct the Director of Finance to establish a purchase order with Horizon Chillicothe Telephone Company for the replacement of the current NEC PBX equipment that interfaces with the 911 equipment at the Police and Fire Dispatch Facility, to authorize the expenditure of \$362,463.51, and to declare an emergency. (\$362,463.51)
	This Matter was Approved on the Consent Agenda.
СА	
	To authorize the City Attorney to file the necessary complaints for the appropriation of construction easements in and to real estate necessary for the Sidewalk Installation Phase IV Project, to authorize the expenditure of \$225.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$225.00).

CA

CA

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

To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Morse Road 36" Water Main Project, and to declare an emergency.	This Matter was Adopted on the Consent Agenda.
	an emergency.
To declare the necessity and intent to appropriate permanent easements in, over, under and	through real estate in connection with the Morse Road 36" Water Main Project, and to declare
	To declare the necessity and intent to appropriate permanent easements in, over, under and

To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Sunbury Road 12" WL Improvement Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

# DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE 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 (AN03-044) of $22.8\pm$ Acres in Plain 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.
CA	To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-045) of $1.6\pm$ Acres in Plain 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.
CA	To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-046) of $229.3\pm$ Acres in Madison 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'SHUGHNESSY, CHR. SENSENBRENNER TAVARES HABASH
CA	To authorize the Public Service Director to expend \$145,000.00 or so much thereof as may be needed for construction inspection services related to the Resurfacing 2003 Project 1 - OPWC project for the Transportation Division; to authorize this

emergency. (\$145,000.00)

expenditure from the 1995, 1999 Voted Streets and Highways Fund, and to declare an

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

CA	To authorize the transfer of \$11,100.91 within and \$40,983.91 from the 1995, 1999 Voted Streets and Highways Fund to the Streets and Highways Improvement Fund; to authorize the appropriation of \$40,983.91 within the Streets and Highways Improvement Fund; to authorize the Public Service Director to expend funds necessary to acquire property needed for the Norton Road project for the Transportation Division, including an acquisition-related liability to the Ohio Department of Transportation and Real Estate Division staff costs; to expend \$40,983.91 from the Streets and Highways Improvement Fund for this purpose and to declare an emergency. (\$40,983.91)
	This Matter was Approved on the Consent Agenda.
CA	To accept the plat titled THE RESERVE AT LINWORTH, from THE KING GROUP, LTD. By its President, DENIS R. KING, JR., Managing General Partner.
	This Matter was Approved on the Consent Agenda.
CA	To authorize the Director of the Public Service Department to execute those documents required to grant an encroachment easement for a ramp that will provide ADA compliant access to the building located at 2439 North High Street.
	This Matter was Approved on the Consent Agenda.
CA	To authorize the transfer of monies between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to modify and increase an existing contract with URS Corporation for the design of the Hard Road Widening project (Phases B and C) for the Transportation Division; to authorize the expenditure of \$200,000.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$200,000.00)
	This Matter was Approved on the Consent Agenda.
	USING & HUMAN SERVICES: TAVARES, CHR. MAS HABASH
CA	To authorize a supplemental appropriation of \$24,845 from the unappropriated balance of the Health Department Grants Fund for the Women, Infants and Children (WIC) grant program, and to declare an emergency. (\$24,845)
	This Matter was Approved on the Consent Agenda.
CA	To authorize and direct the Board of Health to modify and increase a contract for smallpox related expenses with the Franklin County Board of Health, to authorize the expenditure of \$35,865.00 from the Health Department Grants Fund, and to declare an emergency. (\$35,865.00)

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

CA	To authorize and direct the Board of Health to enter into a revenue contract from the Ohio Department of Health for the provision of environmental lead risk assessment services, in an amount not to exceed \$8,334, and to declare an emergency. (\$8,334)
	This Matter was Approved on the Consent Agenda.
CA	To authorize and direct the Board of Health to accept a grant from the Ohio Department of Public Safety in the amount of \$75,000; to authorize the appropriation of \$75,000 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$75,000)
	This Matter was Approved on the Consent Agenda.
CA	To authorize the Director of Finance to establish a purchase order with AmerisourceBergen, in the amount of \$12,782.00 for the purchase of various pharmaceuticals in accordance with the terms and conditions of a universal term contract with the Health Department, to authorize the expenditure of \$12,782.00 from the Health Special Revenue Fund (\$10,000) and the Health Private Grants Fund (\$2,782.00), and to declare an emergency.
	This Matter was Approved on the Consent Agenda.

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

CA	To authorize the Director of Public Utilities to contract with Storts Excavation, Inc. for costs associated with the Olde Sawmill Areawide Stormwater System Improvements Project for the necessary construction services; to provide for payment of construction inspection, testing and
	prevailing wage coordination services to the Transportation Division; to transfer funds within the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage; and to authorize the expenditure of \$148,266.00 within the Storm Sewer Bonds Fund; and to declare an emergency. (\$148,266.00)
	This Matter was Approved on the Consent Agenda.
CA	
	To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Big Walnut
	Sanitary Trunk Extension Project, to authorize the expenditure of \$750.00 from the Sewer System Permanent Improvement Fund and to declare an emergency. (\$750.00).
	This Matter was Approved on the Consent Agenda.
СА	
	To authorize and direct the Finance Director to enter into a contract for an option to purchase Rain Gauge Equipment, with High Sierra Electronics, to authorize the expenditure of one dollar to establish the contract from the
	Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.
To authorize and direct the Finance Director to enter into a contract for an option to purchase Sidewalk Litter Receptacles, with Victor Stanley, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
To authorize and direct the Finance Director to enter into a contract for an option to purchase Polymer - SWWTP, with Polydyne, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
To authorize and direct the Finance Director to enter into a contract for an option to purchase Polymer - JPWWTP, with Polydyne, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Tree & Stump Removal Service, with Apple Tree Service, and to declare an emergency.
This Matter was Approved on the Consent Agenda.
Consent Agenda
Ϋ́, TABLED AND 2ND READING OF 30-DAY N
INSENBRENNER, CHR. O'SHAUGHNESSY ABASH

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by enacting various sections within Section 5(E); and by amending certain sections within Sections 4, 5, 6, 7, 10, 12, 14, 15 and 16; and to declare an emergency.

A motion was made by Sensenbrenner, 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 contract for an option to purchase Non-Safety Forces Uniforms and Patches, with Safety Solutions, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$1.00)

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

To authorize and direct the City Auditor to provide for the transfer of \$8,182,279 between various objects and divisions within the General Fund, to allow divisions to continue to operate through the end of 2003 without interruption; and to declare an emergency. (\$8,182,279)

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

To accept Memorandum of Understanding #2003-03 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which provides for an alternate work schedule for Cashiers at the Parking Violations Bureau; and to declare an emergency.

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

To amend Management Compensation Plan, Ordinance No. 2944-99, as amended, by providing no increases in salaries to City Council President (E) and City Council Member (E) in 2004 and setting a wage scale for the succeeding three years contingent upon acceptance by the members of City Council; and to declare an emergency.

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

A motion was made by Sensenbrenner, 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 enter into a contract for an option to purchase Sign Language Interpreter Services, with Deaf Services Center, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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 Finance to establish purchase orders with Cingular Wireless in the amount of \$27,360.00 and Nextel Communications in the amount of \$152,940.00 for the purchase of wireless and communication services, for the Department of Technology, on behalf of citywide agencies; to authorize the expenditure of \$145,800.00 from the Telecommunications Division Cable Fund; \$34,500.00 from the Technology Director's Office Internal Service Fund; and to declare an emergency. (\$180,300.00)

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

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 Treasurer to modify a contract with Fifth Third Bank and its processing agent, Midwest Payment Systems, for the provision of credit card processing services, and to authorize the expenditure of \$52,000.00 from the Water Works Operating fund and to declare an emergency. (\$52,000.00)

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

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

To authorize and direct the transfer and appropriation \$459,505.00 from the General Fund to the Recreation and Parks Operating Fund to meet payroll expenses through the end of 2003, and to declare an emergency. (\$459,505.00)

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 Director of Recreation and Parks to enter into contract with Columbus Downtown Development Corporation for the administration of the Riverfront Development Project from Battelle Park to Bicentennial Park, to authorize the expenditure of \$2,000,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$2,000,000.00)

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

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

To object to the renewal of the liquor permit for 2414 Club, 2414 W. Broad St., Columbus, OH 43204 and to declare an emergency.

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

To object to the renewal of the liquor permit for Dockside Dolls, 2210 E. Dublin-Granville Rd., Columbus, OH 43229 and to declare an emergency.

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

To object to the renewal of the liquor permit for Miani's, 2619 N. High St., Columbus, OH 43202 and to declare an emergency.

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

To object to the renewal of the liquor permit for Dirty Dungarees, 6701 Karl Rd., Columbus, OH 43229 and to declare an emergency.

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

To object to the renewal of the liquor permit for Kahoots, 4522 Kenny Rd., Columbus, OH 43220 and to declare an emergency.

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

To object to the renewal of the liquor permit for Alcatraz Nightclub, 16 W. Lane Ave., Columbus, OH 43210 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 object to the renewal of the liquor permit for Krome, 281-83 E. Spring St., Columbus, OH 43215 and to declare an emergency.

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

To object to the renewal of the liquor permit for Rumors, 1895 Sullivant Ave., Columbus, OH 43223 and to declare an emergency.

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

To object to the renewal of the liquor permit for Bull Dawg Carryout, 691 E. Stewart Ave., Columbus, OH 43206 and to declare an emergency.

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

To object to the renewal of the liquor permit for M&M Grill, 2197 Parkwood Ave., Columbus, OH 43211 and to declare an emergency.

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

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

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

To authorize and direct the Finance Director to enter into a contract for an option to purchase Rental of Parking Spaces, with Marconi Garage, LLC, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements and to declare an emergency. (\$1.00)

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

To authorize and direct the Safety Director to engage in a vehicle trade of two X-cruisers for two shuttle vans with the Central Ohio Transit Authority and to waive the provisions of the City Code-Sale of City-owned personal property; 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 and direct the City Attorney to settle the claims of Ralph E. Hazelbaker and Billie E. Hazelbaker in the case of Ralph E. Hazelbaker, et al. v. James P. Joyce, et al,. United States District Court, Southern District of Ohio, Case No. C2-97-518, and to authorize the expenditure of the sum of Eighty-Five Thousand Dollars and no cents (\$85, 000.00), 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 Attorney to modify an agreement for special legal counsel services with representatives of the law firm of Squire, Sanders & Dempsey, LLP and to authorize the expenditure of the sum of One Hundred Twenty Thousand Dollars and no/cents (\$120,000.00).

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

To authorize the City Attorney to modify an agreement for special legal counsel services with representatives of the law firm of Schottenstein, Zox & Dunn Co. LPA and to authorize the expenditure of the sum of Twenty Thousand Dollars and no/cents (\$20,000.00).

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

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

To authorize the City Attorney to modify an agreement for special legal counsel services with representatives of the law firm of Moots, Cope & Hogan, formerly known as Moots, Cope & Carter, to authorize the expenditure of the sum of Fifteen Thousand Dollars and no/cents (\$15,000.00), and to declare an emergency.

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

To authorize and direct the City Attorney to modify existing contracts with Scoliere & Associates and Capital Recovery Systems, Inc., to appropriate the funds and to authorize the City Attorney to expend up to One Hundered Thousand Dollars (\$100,000.00) for services rendered pursuant thereto, to waive the competitive procurement provisions of Chapter 329 of the Columbus City Codes, and to declare an emergency. (\$100,000.00)

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

To authorize and direct the Director of Finance to establish a purchase order for the purchase of radio consoles for the Police and Fire Dispatch Facility, in accordance with the provisions of sole source procurement, to authorize the expenditure of \$2,241,983.00 from the General Government Grant Fund and to declare an emergency. (\$2,241,983.00).

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

To authorize and direct the City Auditor to transfer \$836,000 from the Special Income Tax Fund to Public Safety's voted 95/99 bond fund; to transfer said funds from Safety's bond fund to the COPS Interoperable Communications Technology grant fund for the purchase of Police and Fire Communications equipment; to amend the 2003 Capital Improvement Budget, and to declare an emergency. (\$836,000.00)

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

To authorize the City Attorney to represent the Short North Special Improvement District in litigation concerning the North High Street Ornamental Illuminated Street Arches Project and to declare an emergency.

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

To authorize the Director of the Department of Finance to establish purchase orders with Alltel Communications, Anixter and SBC for carrier access equipment for the fire connectivity project, to authorize the expenditure of \$78,190.52 from the Department of Finance capital improvements fund and to declare an emergency. (\$78,190.52)

## 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 Columbus Fire Chief to accept a grant award from the Assistance to Firefighters Grant Program to replace self contained breathing apparatus, purchase face pieces and additional spare cylinders for the Division of Fire, and to appropriate \$750,000.00 from the unappropriated balance of the General Government Grant Fund. (\$750,000.00)

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

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

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

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title for those properties identified as Tract 1 (20.098 acres) and the necessary portion of Tract 2 (2.410 acres); and to declare an emergency.

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

An ordinance declaring improvements to certain parcels of real property to be a public purpose, requiring the owners thereof to make service payments in lieu of taxes, establishing an urban redevelopment tax increment equivalent fund for the deposit of such service payments, describing the improvements to be made, and authorizing the Director of Development to execute the TIF and Development Agreement to pay for infrastructure and other development costs associated with the former Northland Mall site; and to declare an emergency.

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

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

An ordinance declaring improvements to certain parcels of real property to be a public purpose, requiring the owners thereof to make service payments in lieu of taxes, establishing an urban redevelopment tax increment equivalent fund for the deposit of such service payments, describing the improvements to be made, and authorizing the Director of Development to execute the TIF and Development Agreement to pay for infrastructure and other development costs associated with the former Northland Mall site; and to declare an emergency.

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

An ordinance declaring improvements to certain parcels of real property to be a public purpose, requiring the owners thereof to make service payments in lieu of taxes, establishing an urban redevelopment tax increment equivalent fund for the deposit of such service payments, describing the improvements to be made, and authorizing the Director of Development to execute the Tax Increment Financing and Development Agreement; and to declare an emergency.

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

2638-20 03

To adopt an update to the Rocky Fork-Blacklick Accord as the city's official policy document for development, infrastructure improvements, and future land use within the planning area.

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

To adopt the Indianola Avenue Corridor Plan as the city's official policy document for development, infrastructure improvements, and future land use within the planning area.

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

To adopt the South Linden Neighborhood Plan as a guide for future improvements, investments and actions within the South Linden neighborhood.

## 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 Development to terminate the existing Enterprise Zone Agreement with Edwards Companies and to end the related property tax exemptions; and to declare an emergency.

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

To authorize the Director of Development to terminate the existing Enterprise Zone Agreement with Edwards Companies and to end the related property tax exemptions.; and todeclare an emergency.

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

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

To authorize the Director of Development to terminate the existing Enterprise Zone Agreement with Edwards Companies and to end the related property tax exemptions; 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:

To authorize the acceptance of three deeds for parcels of land to be held in the City's Land Bank inventory until needed by Columbus Urban Growth Corporation for redevelopment; and to declare an emergency.

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

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

To authorize a \$130,000 supplemental appropriation for the Fleet Management Division of the Public Service Department which is needed as a result of an unanticipated personnel costs and to declare an emergency. (\$130,000)

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 appropriation of \$315,000.00 within the General Government Grant Fund for the continued operation of the Freeway Management System program by the Transportation Division, Public Service Department; to authorize the expenditure of these funds as appropriate for this purpose from the General Government Grant Fund and to declare an emergency. (\$315,000.00)

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

To accept the plat titled THE WILLOWS AT PRESERVE CROSSING, from VILLAGE COMMUNITIES, L.L.C., an Ohio limited liability corporation, by R. S. TRE' GILLER, III, President.

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

To accept the plat titled THE WILLOWS AT PRESERVE CROSSING, from VILLAGE COMMUNITIES, L.L.C., an Ohio limited liability corporation, by R. S. TRE' GILLER, III, President **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:

To accept the plat titled DARBY POINTE, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, 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 accept the plat titled ALKIRE RUN SECTION 1, from ROCKFORD HOMES, INC., by DONALD R. WICK, Executive Vice-President.

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

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

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

To make appropriation for the twelve months ending December 31, 2004, for the Health Department Grants Fund, to the Department of Health, in various projects and object level ones, for the continued operations of grant programs, and to declare an emergency. (\$339,838)

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

To authorize an appropriation of \$13,474,645 in various divisions and object levels of the Community Development Block Grant Fund, to provide funding for approved programs, and to declare an emergency. (\$13,474,645)

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

To authorize the transfer of \$373,844 (cash only) from the CDBG subfund known as the "revolving loan fund" to the CDBG subfund known as the "entitlement fund" to provide resources for all approved 2004 CDBG program activities, and to declare an emergency. (\$373,844)

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

To amend the Hilltop/Area D Community Reinvestment Area by adding an additional twenty three (23) acres of vacant land and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code; and to declare an emergency. (AMENDED BY ORDINANCE 1941-2006 PASSED 11/06/06)

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

To authorize the Director of the Department of Development to enter into contract with The J. Ashburn, Jr. Youth Center, Inc.; to authorize the expenditure of \$41,000 from the 1999 Community Development Block Grant Fund; and to declare an emergency. (\$41,000) (AMENDED BY ORDINANCE 2104-2006 PASSED 12/11/06)

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

To authorize the Director of the Department of Development to enter into agreements for professional services to support the preparation of the City of Columbus' portion of the Joint Columbus and Franklin County Consolidated Plan for 2005-2009; 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 Sensenbrenner, that this matter be Approved. The motion carried by the following vote:

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

To authorize the Director of Public Utilities to enter into lease agreements for property in Franklin, Delaware and Pickaway Counties, for the Division of Water.

## 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 engineering services agreement with Burgess & Niple, Limited for the Jackson Pike Wastewater Treatment Plant New Headworks; to authorize the appropriation, transfer and expenditure of \$343,075.00 from the Sewerage System Reserve Fund to the Ohio Water Pollution Control Loan Fund; and to amend the 2003 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$343,075.00)

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

To amend the 2003 Capital Improvements Budget, to authorize the transfer of \$96,716.04 between projects within the Voted 1995, Voted 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the transfer of \$3,701.22 between projects within the Electricity Bonds Fund; to authorize the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects; to authorize the expenditure of \$141,675.02 from the Voted 1995, Voted 1999 Street Lighting and Electricity Distribution Improvement Fund; to authorize the expenditure of \$3,701.22 from Electricity Bonds Fund; and to declare an emergency. (\$145,376.24)

## 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 Terre Hill Composites, Inc., for purposes of utilizing a Cured-in-Place Manhole product for evaluation by the Division of Sewerage and Drainage in connection with the Franklin-Main Interceptor, Sections 2 and 3 Manhole Rehabilitation Project, to authorize the transfer and expenditure of \$158,010.39 from the 1991 Voted Sanitary Bond Fund; to waive the competitive procurement provisions of the Columbus City Codes; and to declare an emergency. (\$158,010.39)

## 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 Poly-Triplex Technologies, Inc., for purposes of utilizing a Cured-in-Place Manhole product for evaluation by the Division of Sewerage and Drainage in connection with the Franklin-Main Interceptor, Sections 2 and 3 Manhole Rehabilitation Project, to authorize the transfer of \$60,677.60, and the expenditure of \$131,036.32 from the 1991 Voted Sanitary Bond Fund; to waive the competitive procurement provisions of the Columbus City Codes; and to declare an emergency. (\$131,036.32)

A motion was made by Thomas, seconded by Sensenbrenner, that this matter

#### be Approved. The motion carried by the following vote:

To authorize the City Auditor to make an intra-subfund transfer of monies within the Storm Sewer Bonds Fund, pursuant to providing the necessary capital project funds to settle the claims of Ralph E. Hazelbaker and Billie E. Hazelbaker in the case of Ralph E. Hazelbaker, et al. v. James P Joyce, et al., United States District Court, Southern District of Ohio, Case No. C2-97-518 in the amount of \$85,000.00; to amend the Capital Improvements Budget to accommodate this transaction for the Division of Sewerage and Drainage; and to declare an emergency. (\$85,000.00)

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

To authorize the Finance Director to enter into a contract with VWR Scientific, for a laboratory sterilizer, for the Division of Water, to waive the provisions of competitive bidding, to authorize the expenditure of \$40,973.00 from Water Systems Operating Fund, and to declare an emergency. (\$40,973.00)

## 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 increase an agreement with Delaware County for sewer services provided, to authorize an expenditure of \$400,000.00 from the Sewer System Operating Fund, and to declare an emergency. (\$400,000.00)

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

To appropriate \$250,000.00 within the Special Income Tax Fund; to authorize the Public Service Director to modify and increase an existing encumbrance established to pay 2003 refuse tipping fees to the Solid Waste Authority of Central Ohio for the Refuse Collection Division pursuant to an existing lease agreement by \$250,000.00; to authorize the expenditure of \$250,000.00 or so much thereof as may be necessary from the Special Income Tax Fund; to waive the competitive bidding requirements of the City Code and to declare an emergency. (\$250,000.00)

A motion was made by Thomas, seconded by Tavares, that this matter be Approved. 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:

To authorize the Director of Public Utilities to modify a service agreement with Abell Elevator International for elevator repair services for the Division of Sewerage and Drainage, to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund. (\$25,000.00)

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 Director of Public Utilities to modify the contract for HVAC Specialty Maintenance Services with Cornerstone Services, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$107,000.00. (\$107,000.00)

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

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

To authorize the Director of Public Utilities to enter into contract with General Maintenance and Engineering Company for the Parts Storage Building Roof Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$89,293.00 from the Sewerage System Operating Fund. (\$89,293.00)

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

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

To authorize the Director of Public Utilities to enter into contract with TZT Manufacturing and Contracting Inc for the Sludge Building HVAC Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$116,000.00 from the Sewerage System Operating Fund. (\$116,000.00)

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

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

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

To amend various sections of Chapter 329 of the Columbus City Codes, 1959 by establishing distinct provisions for specific services procurement, including additional quality factors for City agency directors to consider when making a contract award, and renumbering various other sections as required.

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

To amend Section 2107.06 of the Columbus City Codes, 1959, pertaining to impounding fees and storage charges.

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:

#### ADJOURNMENT

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