

City of Columbus

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



Minutes - Final

Monday, July 10, 2006

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. 36 OF COLUMBUS CITY COUNCIL,
JULY 10, 2006 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

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

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, JULY 5, 2006:

New Type: C1, C2
To: Alfarraj Inc
DBA Salem Carryout
2268 S Hamilton Rd
Columbus, Ohio 43232
permit # 0114401

New Type: D2
To: Camilles Columbus 1 Ltd
DBA Camilles Sidewalk Cafes
1305 W Lane Av
Columbus, Ohio 43221
permit # 12061800005

Transfer Type: D5
To: 510 Park Inc
504 Park St
Columbus, Ohio 43215
From: Brinker Ohio Inc
DBA Chilis Grill & Bar
2700 Northland Plaza Dr
Columbus, Ohio 43231
permit # 2759315

Transfer Type: C1, C2, D6
To: 2330 Harrisburg Pike Inc
DBA Beverage Dock
2330 Harrisburg Pike North End
Columbus-Grove City, Ohio 43123
From: Beverage Dock Inc
DBA Beverage Dock Inc
2330 Harrisburg Pike North End
Columbus-Grove City, Ohio 43123

Transfer Type: D1, D3
To: Charles F Brown
DBA High Street Tavern

1409-11 S High St
Columbus, Ohio 43207
From: Charles F Brown
DBA High Street Bar
2324 W Broad St 1st Fl Bsmt & Patio
Columbus, Ohio 43204
permit # 09986500006

Transfer Type: D1, D3
To: Ty Ty Inc
DBA Dirty Dungarees
2582-86 N High St
Columbus, Ohio 43202
From: 2586 DD Inc
DBA Dirty Dungarees
2582-86 N High St
Columbus, Ohio 43202
permit # 9125497

Transfer Type: D1, D2, D3
To: Pass The Peas Inc
DBA Kitchen Lounge
2653 N High St
Columbus, Ohio 43202
From: Turkish Cuisine and Bakery LLC
DBA Turkish Cuisine
2653 N High St
Columbus, Ohio 43202
permit # 6732335

Transfer Type: D1, D3
To: La Burbuja Laundry LLC
DBA La Burbja
5455 Norton Center
Columbus, Ohio 43228
From: Little George Corp
DBA Dirty Dungarees V
5455 Norton Center
Columbus, Ohio 43228
permit # 4956945

Transfer Type: C1, C2
To: Maize Mart LLC
DBA Maize Mart
3310 Maize Rd
Columbus, Ohio 43214
From: UDF Limited Partnership II
DBA United Dairy Farmers 650
3310 Maize Rd
Columbus, Ohio 43214
permit # 5431500

Advertise 7/15/06
Return 7/25/06

RESOLUTIONS OF EXPRESSION

HUDSON

In Memory Of Herman Thornton

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

To recognize Patty Daniels facilitator of Phoenix Pride, for her dedication to serving Central Ohio's GLBT youth for 15 years.

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

MENTEL

To Declare August 1, 2006 "Columbus Night Out" in the City of Columbus

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

TAVARES

To proclaim July 8th thru July 15th, 2006 as Alpha Week in the City of Columbus.

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

ADMINISTRATION: 1185-2006

HEALTH, HOUSING & HUMAN SERVICES: 1136-2006

RESOLUTION: HUDSON: 0130X-2006

**A MOTION WAS MADE BY COUNCILMEMBER BOYCE,
SECONDED BY COUNCILMEMBER TAVARES TO WAIVE THE
READING OF THE TITLES OF FIRST READING LEGISLATION.
THE MOTION CARRIED THE FOLLOWING VOTE:
AFFIRMATIVE: 7 NEGATIVE: 0**

FR FIRST READING OF 30-DAY LEGISLATION

**A MOTION WAS MADE BY COUNCILMEMBER BOYCE,
SECONDED BY COUNCILMEMBER TAVARES TO WAIVE THE
READING OF THE TITLES OF FIRST READING LEGISLATION.
THE MOTION CARRIED THE FOLLOWING VOTE:
AFFIRMATIVE: 7 NEGATIVE: 0**

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

FR

To authorize the Director of the Department of Development to amend the existing Enterprise Zone Agreement with Ohio Transmission Corporation to include Carstens-Derrow Realty Co. as the property owner and to establish 79 as the job retention commitment for the company.

FR

To appoint three (3) citizen members and one (1) local government representative member to serve on the Board of Trustees of The Jeffrey Place New Community Authority; to establish a method for selection of successor members of the Authority's Board of Trustees; and to approve and authorize the Director of Development to execute a Tax Increment Financing and Cooperative Agreement in support of the redevelopment and revitalization of the former Jeffrey Mining Site.

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

FR

To adopt the Weinland Park Neighborhood Plan as a guide for future improvements, investments and actions within the area bounded roughly by Chittenden Avenue on the north,

the CSX railroad adjacent to Interstate 71 on the east, East Fifth Avenue on the south, and North High Street on the west.

FR

To authorize the transfer of \$47,500 within the General Fund, Department of Development; to authorize the Director of the Department of Development to enter into a contract with the Columbus Downtown Development Corporation for a Downtown Columbus Streetcar feasibility study; and to authorize the expenditure of \$47,500 from the General Fund. (\$47,500)

FR

To authorize the acceptance of a deed for a parcel of land to be held in the Lank Bank inventory (961 E. 18th Avenue).

FR

To authorize the acceptance of a deed for a parcel of land to be held in the Lank Bank Inventory until sold. (00 Whitethorne)

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

FR

To authorize the Public Service Director to submit applications for Round 21 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Transportation Division on behalf of the City of Columbus. (\$-0-)

FR

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 for this US 40 Urban Paving Project from Hague Avenue to Central Avenue for the Transportation Division. (\$0)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

FR

To authorize the Director of Public Utilities to enter into a planned modification of the construction administration and inspection services agreement with R. D. Zande & Associates, Inc. in the amount of \$565,737.71, to authorize the appropriation and expenditure of \$515,737.71 from the Ohio Water Pollution Control Loan Fund; and the transfer and expenditure of \$50,000.00 from within the Voted Sanitary Bond Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$565,737.71)

FR

To authorize and direct the Finance & Management Director to enter into contracts for the option to purchase Office Chairs: Bulldog Office Products, Inc., King Business Interiors, OM

Workspace, and Continental Office to authorize the expenditure of \$4.00 to establish the contracts from the Universal Term Contracts Fund. (\$4.00).

FR

To authorize the Director of Finance and Management to establish a purchase order with Resource One for the purchase of Laptop Computers for the Division of Operational Support, and to authorize the expenditure of \$36,663.69 from the Sewerage System Operating Fund, \$7,856.51 from the Stormwater Operating Fund, \$15,713.00 from the Electricity Operating Fund and \$27,061.30 from the Water Operating Fund. (\$87,294.50)

FR

To authorize the Director of Public Utilities to modify the contract with The Righter Company, Inc., for the Hoover Reservoir Erosion Control - Improvement No. 35, for the Division of Water, to authorize the expenditure of \$97,236.07 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2006 C.I.B, and to authorize the City Auditor to transfer funds from within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$97,236.07)

FR

To authorize the Director of Public Utilities to execute a construction contract with Starts Excavation in the amount of \$495,708.00; to provide for payment of inspection, material testing and related services to the Transportation Division in the amount of \$76,000.00; for the Marsdale Ave. Stormwater System Improvements Project; to authorize the transfer of \$171,708.00 within the Storm Sewer Bond Fund; to authorize an amendment to the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to authorize the expenditure of \$571,708.00 within the Storm Sewer Bond Fund. (\$571,708.00)

FR

To authorize the Director of Public Utilities to enter into a planned modification of the construction administration and inspection services agreement with DLZ Ohio, Inc. in the amount of \$460,836.84, to authorize the appropriation and expenditure of \$397,978.84 from the Ohio Water Pollution Control Loan Fund; and the transfer and expenditure of \$62,858.00 from within the Voted Sanitary Bond Fund; to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$460,836.84)

FR

To authorize the Director of Public Utilities to enter into contract with DLZ Ohio, Inc. for the engineering design of the Water Line Rehabilitation- Case Road 6-inch and Lehner Road 8-inch Water Main for the Division of Power and Water, and to authorize the expenditure of \$90,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$90,000.00)

FR

To authorize the Director of Public Utilities to enter into contract with ms consultants, inc. for the engineering design of the Morse Road 36 inch Water Main for the Division of Power and Water, to amend the 2006 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$171,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$171,000.00)

FR

To authorize the Director of Public Utilities to enter into a contract with The Righter Company, Inc. for Utility Complex Vehicle Maintenance Garage Lifts for the Division of Power and Water, to amend the 2006 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$438,900.00 from the Water Works Enlargement Voted 1991 Bonds Fund.

(\$438,900.00)

FR

To authorize the Director of Public Utilities to modify the contract with Kokosing Construction Company, Inc., for the Hap Cremean Water Plant Lagoon No. 1 Sludge Removal and Lagoon Modifications project, for the Division of Power and Water, and to authorize the expenditure of \$58,570.97 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$58,570.97)

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

FR

To authorize and direct the Director of Recreation and Parks to enter into contract with Michael Hoggarth, Ph.D., for an environmental survey and wetland delineation of the Alum Creek Trail, and to authorize the expenditure of \$30,580.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund. (\$30,580.00)

CA CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

CA

To authorize the Director of the Office of Education to modify the contract dates of contract EL005975 with City Year Columbus, Inc.; and to declare an emergency.

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

CA

To authorize the Director of the Department of Technology to modify an existing contract with Delta Computer Services, Inc. for system support services related to hardware and software for the Department of Technology, to authorize the expenditure of \$28,124.19 from the Technology Department Information Services Fund; (\$28,124.19)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Finance and Management to establish a contract with Software House International for the purchase of Micro Focus Server Express user licenses for the Department of Technology, Information Services Division, and to authorize the expenditure of \$8,034.00 from the Technology Department Information Services Fund. (\$8,034.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Technology to renew a contract agreement with Softel Communications, Inc., on behalf of the Public Service Department, for software support services; to authorize the expenditure of \$19,784.00 from the Department of Technology internal service fund; and to declare an emergency (\$19,784.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to modify and extend the UTC contracts for the option to purchase Personal Safety Products and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the appropriation of \$18,000.00 within the General Permanent Improvement Fund; to authorize a transfer of \$18,000.00 between projects in the General Permanent Improvement Fund; to authorize the Finance and Management Director to modify a contract for the Facilities Management Division with Simplex Grinnell LP for the repair of fire alarm deficiencies; to authorize the expenditure of \$18,000.00 from the General Permanent Improvement Fund, and to declare an emergency. (\$18,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Treasurer to establish a contract with Huntington Bank and its credit card processing agent, Huntington Merchant Services, for the provision of credit card processing services for the Transportation Department, and to authorize the expenditure of \$600 from the Development Services Fund; \$1,400.00 from the Street Construction Maintenance Fund, and to declare an emergency. (\$2,000.00)

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

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

CA

To authorize the Director of the Department of Development to amend the agreement with the Economic and Community Development Institute by extending the expiration date of the agreement to September 30, 2006; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To determine to proceed with the Plan of Services of the Capital Crossroads Special Improvement District of Columbus, Inc. and to provide for the levy of assessments in said district; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To determine to proceed with the Plan of Services of the Discovery Special Improvement District of Columbus, Inc. and to provide for the levy of assessments in said district; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To determine to proceed with the Plan of Services of the Morse Road Special Improvement District of Columbus, Inc. and to provide for the levy of assessments; and to declare an emergency.

This Matter was Approved on the Consent Agenda.**SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS
HABASH**

CA

To authorize and direct the Director of Finance and Management to issue a purchase order for Microsoft licenses from an existing State of Ohio Procurement Office Multiple Award Contract (MAC) established for such purpose with Software House International, to authorize the expenditure of \$29,812.00 from the General Fund, and to declare an emergency. (\$29,812.00)

This Matter was Approved on the Consent Agenda.

CA

To amend the 2006 Capital Improvement Budget, to authorize the City Auditor to transfer funds between projects in the Safety Voted Bond Fund, to authorize the Finance and Management Director to modify a contract for the Facilities Management Division with Gutknecht Construction Company, Inc. for construction of Fire Station 18, to authorize the expenditure of \$40,000.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$40,000.00)

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 **West Fifth Avenue Underpass Stormwater System Project**, and to declare an emergency.

This Matter was Approved on the Consent Agenda.**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY,
CHR. HUDSON TAVARES HABASH**

CA

To authorize the Public Service Director to enter into a contract with G and G Cement Contractors for the Sidewalk Assessment Program - 2006 / Contract B project for the Transportation Division; to authorize the expenditure of \$251,963.75 from the 1995, 1999, 2004 Voted Streets and Highways Fund; and to declare an emergency. (\$251,963.75)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase High Skid Concrete Pavement Marking Tape with Flint Trading Inc. and 3M Company to authorize the expenditure of two dollars to establish 2 contracts from the

Universal Term Contracts Fund, and to declare an emergency. (\$2.00).

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 Pharmacy People, Inc. for the provision of pharmacist services for the Tuberculosis Clinic; to authorize the expenditure of \$135,000.00 from the Health Department Grants Fund to pay the cost thereof; and to declare an emergency. (\$135,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Board of Health to enter into a contract with Harold K. Phillips Restoration, Inc., for pavement renovation services; to authorize the expenditure of \$3,000.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$3,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Board of Health to enter into a contract with Grant/Riverside Methodist Hospitals to provide laboratory testing services for the Ben Franklin Tuberculosis Clinic; to authorize the expenditure of \$52,000 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. (\$52,000)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Finance and Management to establish a purchase order with Capital Wholesale Drug Company for the purchase of various pharmaceuticals for the Health Department; to authorize the expenditure of \$100,000 from the Health Department Grants Fund to pay the cost thereof; and to declare an emergency. (\$100,000)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Board of Health to modify a contract with the Franklin County Sheriff's Office to conduct saturation patrols and sobriety checkpoints for the OVI Task Force grant program; to authorize the expenditure of \$18,000.00 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency. (18,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Columbus Health Department to accept a grant from the Franklin County Department of Job and Family Services, in the amount of \$52,260; to authorize the appropriation of \$52,260 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$52,260)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Board of Health to renew a lease agreement with the Central Ohio Transit Authority for clinic space for the Health Department's Perinatal Program, to authorize a total expenditure of \$36,308 from the Health Special Revenue Fund, to authorize the Board of Health to sublease a portion of the space to other health care providers, and to declare an emergency. (\$36,308)

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

CA

To authorize the appropriation of \$210,000 of program income from the Rental Rehabilitation Program for the implementation of the Lead Safe Kids Initiative; to authorize the expenditure of \$210,000 in program income from the Rental Rehabilitation Program for financing lead hazard control and housing rehabilitation activities; and to declare an emergency. (\$210,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Board of Health to enter into a revenue contract with the Columbus Neighborhood Health Center, Inc., to provide the services of a Community Dental Program Director in an amount not to exceed \$65,500; and to declare an emergency. (\$65,500)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct The Columbus Health Department to accept a grant from Franklin County Department of Jobs and Family Services in the amount of \$105,164; to authorize the appropriation of \$105,164 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$105,164)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the City Auditor to transfer \$79,790 within the Health Department Grants Fund, to properly align appropriation with projected expenses for the continued operation of the Public Health Infrastructure program, and to declare an emergency. (\$79,790)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of Public Utilities to enter into a contract with Fields Excavating Inc. for Scioto Darby Creek Rd. 24" Water Main - Part 2 for the Division of Power and Water (previously known as the Division of Water), and to authorize the expenditure of \$659,278.61

for construction and \$145,721.39 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 Bonds Fund. (\$805,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the transfer of funds within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Finance and Management Director to establish Purchase Orders with Ermco, Kuhlman Electric Corporation, and Vantran Industries; for the purchase of transformers; for the Division of Power and Water; and to authorize the expenditure of \$278,215.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund. (\$278,215.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Sum Agreement with the Columbus Board of Education in connection with their Fort Hayes School Improvement Project and the Division of Sewerage and Drainage's Cleveland Ave. Combined Sewer Project; and to authorize the appropriation, transfer and expenditure of \$542,044.59 from the Sewer System Reserve Fund to the Voted Sanitary Bond Fund. (\$542,044.59)

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

CA

To authorize the Director of Public Utilities to execute a construction contract with Tata Excavating; to provide for payment of inspection, material testing and related services to the Transportation Division; for the Southgate/Landers Area Stormwater System Improvements; to authorize an amendment to the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to authorize the expenditure of \$532,567.48 within the Storm Sewer Bond Fund. (\$532,567.48)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a certain portion of a sanitary easement, located in the vicinity of Reynoldsburg-New Albany Road and East Broad Street, at the request of The Kroger Company, in exchange for replacement easements previously granted to the City of Columbus, Ohio and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to enter into one (1) UTC contract for the option to purchase Truck Washing Services with TNT Powerwash Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Universal Term Contract Account, and to declare an emergency (\$1.00).

This Matter was Approved on the Consent Agenda.

CA

To increase an existing Auditor's Certificate by \$500,000.00 from the Waterworks Enlargement 1991 Bonds Fund, for the **South Wellfield Expansion Project** and to declare an emergency. **(\$500,000.00)**

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a planned modification and extension of an existing contract for the Land Application of Biosolids Services with Synagro Central Inc., for the Division of Sewerage and Drainage (\$0)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a certain portion of a sanitary easement, located in the vicinity of Norton Road and Sullivant Avenue, at the request of Portrait Homes-Ohio, LLC, in exchange for a replacement easement previously granted to the City of Columbus, Ohio and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to modify and increase the contract for the construction of the sidewalks as part of the Maize Road South of Reed Circle Drive, Stormwater Improvements project for the Transportation Division, to authorize the expenditure of \$35,000.00 from Voted Street and Highway Funds for the Transportation Division; and to declare an emergency (\$35,000.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into a contract with Decker Construction Company for the Parsons Avenue Water Plant Miscellaneous Improvements - Paving, for the Division of Power and Water (pka Division of Water), to authorize the expenditure of \$278,380.36 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2006 C.I.B. and to declare an emergency (\$278,380.36)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to enter into contract with Gresham, Smith and Partners for an Environmental Audit for the Department of Public Utilities, to authorize the expenditure of \$10,373.00 from the Electricity Operating Fund, \$196,336.00 from the Water Operating Fund, \$193,618.00 from the Sewer System Operating Fund and \$141,673.00 from the Stormwater Operating Fund, and to declare an emergency. (\$542,000.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize and direct the Director of Recreation and Parks to modify the contract with

Stone Environmental for additional services in conjunction with the Olentangy River Road Bikeway Extension, to authorize an expenditure of \$4,000.00, and to declare an emergency. (\$4,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize an appropriation in the amount of \$551,201.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department to cover costs for the Central Ohio Area Agency on Aging in connection with various state grant programs, and to declare an emergency. (\$551,201.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize an appropriation of \$79,000.00 from the unappropriated balance of the Recreation and Parks Special Purpose Fund to the Recreation and Parks Department to continue various supplies and services during 2006, and to declare an emergency. (\$79,000.00)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA

Appointment of Alfonso Hooper, 2517 Bethesda Avenue, Columbus, OH 43219, to serve on the North Central Area Commission with a new term expiration date of September 30, 2007 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of Gail Whited, 584 East Reynolds Avenue, Columbus, OH 43201, to serve on the Milo Grogan Area Commission with a new term expiration date of October 31, 2008 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of Matthew Vacarro, 1191 St. Clair Avenue, Columbus, OH 43201 to serve on the Milo Grogan Area Commission with a new term expiration date of October 31, 2006 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of Rick Mann, 617 East Third Avenue, Columbus, OH 4301 to serve on the Milo Grogan Area Commission with a new term expiration date of October 31, 2007 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Appointment of Charles Thompkins, 790 East Third Avenue, Columbus, OH 43201 to serve on the Milo Grogan Area Commission with a new term expiration date of October 31, 2007 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

- CA** Appointment of Lisa Thomas, 800 East Third Avenue, Columbus, OH 43201 to serve on the Milo Grogan Area Commission with a new term expiration date of October 31, 2006 (bio attached).
- This Matter was Read and Approved on the Consent Agenda.**
- CA** Reappointment of Deidra Moore, 1103 Windsor Avenue, Columbus, OH 43211 to serve on the South Linden Area Commission with a new term expiration date of October 1, 2006. (bio attached)
- This Matter was Read and Approved on the Consent Agenda.**
- CA** Appointment of Carla Jamison, 1116 Fairwood Avenue, Columbus, Ohio 43206 to serve on the Charitable Solicitations Board replacing Iris A. Cooper with a term expiration date of June 30, 2010 (resume attached).
- This Matter was Read and Approved on the Consent Agenda.**

Passed The Consent Agenda

EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

To authorize the Director of the Mayor's Office of Education to accept a grant from Franklin County in the amount of \$365,692; to appropriate \$365,692.00 from the unappropriated General Government Grant Fund; to authorize the Director of the Mayor's Office of Education to enter into contracts with Godman Guild Association and Central Ohio Workforce Investment Corporation for the Summer Youth Internship Program from June 1, 2006 through August 31, 2006; to authorize the expenditure of \$365,692.00; and to declare an emergency. (\$365,692.00)

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 Technology to establish a contract with Liebert Corporation, for maintenance services associated with the UPS (Uninterrupted Power Supply) system; to authorize the expenditure of \$45,127.34 from the Department of Technology internal service fund; to waive the competitive bidding requirements of the Columbus City Codes; and to declare an emergency (\$45,127.34)

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 accept Memorandum of Understanding #2006-04 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2005 through March 31, 2008; and to declare an emergency.

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

To authorize the City Clerk to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of \$914,379.00 from the General Fund; and to declare an emergency. (\$914,379.00)

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

To authorize the Finance and Management Director to enter into contracts for the Facilities Management Division with Air Technologies, Inc. for environmental remediation services related to the remediation of mold at 657 South Ohio Avenue and with ~~Bomar Construction Co.~~ **2K General Company, Inc.** for construction services to remediate the mold problem at 657 South Ohio Avenue; to authorize the expenditure of \$19,000.00 from the General Permanent Improvement Fund, **to authorize a transfer of \$19,000.00 between projects in the General Permanent Improvement Fund**; and to declare an emergency. (\$19,000.00)

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

To authorize the Finance and Management Director to enter into contracts for the Facilities Management Division with Air Technologies, Inc. for environmental remediation services related to the remediation of mold at 657 South Ohio Avenue and with ~~Bomar Construction Co.~~ **2K General Company, Inc.** for construction services to remediate the mold problem at 657 South Ohio Avenue; to authorize the expenditure of \$19,000.00 from the General Permanent Improvement Fund, **to authorize a transfer of \$19,000.00 between projects in the General Permanent Improvement Fund**; and to declare an emergency. (\$19,000.00)
(AMENDED BY ORDINANCE 1762-2006 PASSED 11/06/06)

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

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

To authorize the transfer of \$11,776 between object levels in the General Fund, Economic Development Division; to authorize and direct payment to the Columbus City School District, Hilliard City School District, South-Western City School District and the Olentangy Local School District for income tax revenue sharing totaling \$1,765,251; to authorize the expenditure of \$1,765,251 from the General Fund; and to declare an emergency. (\$1,765,251)

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

To authorize the appropriation of \$50,000 from the unappropriated balance of the Neighborhood Economic Development Fund; to authorize the Director of the Development Department to enter into a grant agreement with the Central Ohio Workforce Investment Corporation to provide funds for lease costs associated with 1111 E. Broad Street; to authorize the expenditure of \$50,000 from the Neighborhood Economic Development Fund; and to declare an emergency. (\$50,000.00)

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

To authorize and direct the Director of the Department of Development to enter into a partnership agreement with the Science and Technology Campus Corporation and to apply for a \$5 million Ohio Job Ready Sites Program grant for improvements at the Science and Technology Campus; and to declare an emergency.

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

To authorize the Director of the Department of Development to dissolve the Enterprise Zone Agreement with Crane and to notify the state and local tax authorities as necessary; and to declare an emergency.

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

To authorize the appropriation of \$50,000 within the Jobs Growth Fund, \$75,000 within the Public Safety Initiatives Fund, and \$125,000 within the Urban Site Acquisition Loan Fund to the Department of Development; to authorize the Director of the Department of Development to enter into loan and grant agreements with Campus Partners for Community Urban Redevelopment; to authorize the expenditure of \$50,000 from the Jobs Growth Fund; \$75,000 from the Public Safety Initiatives Fund, and \$125,000 from the Urban Site Acquisition Loan Fund; and to declare an emergency. (\$250,000)

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

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

To authorize and direct the city auditor to appropriate and transfer \$150,000 from the Public Safety Initiative Fund to the General Fund, Department of Public Safety, Division of Police to supplement funds needed to start a police class of thirty recruits in July 2006 and to declare an emergency. (\$150,000)

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 Director of Public Safety to execute those documents necessary for the acquisition of a Upgrade of Key Card Systems utilizing the Homeland Security Grant; to waive the provisions of competitive bidding; and to declare an emergency.

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 City Auditor to transfer \$1,000,000.00 from the special income tax fund to the municipal court clerk capital improvement fund; to authorize the Franklin County Municipal Court Clerk to modify and extend the existing contract with 3SG Corporation for the purpose of converting case files into images, and to provide shredding and offsite storage during the process; to authorize the expenditure of \$1,133,093.00 from the municipal court clerk capital improvement fund; and to declare an emergency. (\$1,133,093.00)

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:

To authorize and direct the City Auditor to transfer \$1,000,000.00 from the special income tax fund to the municipal court clerk capital improvement fund; **to amend the 2006 Capital Improvements Budget**; to authorize the Franklin County Municipal Court Clerk to modify and extend the existing contract with 3SG Corporation for the purpose of converting case files into images, and to provide shredding and offsite storage during the process; to authorize the expenditure of \$1,133,093.00 from the municipal court clerk capital improvement fund; and to declare an emergency. (\$1,133,093.00)

A motion was made by President Mentel, seconded by Hudson, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:

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

To authorize and direct the City Attorney to pay the settlement amount to Brandon Stone, et. al in the case of Brandon Stone v. Thomas DeWitt, et al., United States District Court Case No. C2-05-608, to authorized the City Auditor to transfer \$300,000.00 within the general fund from the Department of Finance and Management to the Department of Public Safety, Division of Police, to authorize the expenditure of the sum of Three Hundred Thousand and No/100 Dollars (\$300,000.00), payable as specified in Section 3, and to declare an emergency.

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 Finance and Management Director to execute those documents necessary for the acquisition of a Mobile Command Vehicle utilizing the Homeland Security Grant, and to declare an emergency.

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

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

MENTEL

To amend Section 591.06 of the Columbus City Codes, 1959, to increase taxicab fare rates.

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

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

To authorize the Director of the Public Service Department to execute those documents required to transfer that right-of-way identified as a two foot wide portion of right-of-way off the west side of Neil Avenue from the north right-of-way line of Spring Street approximately 487 feet northerly therefrom and to execute those documents required to grant both aerial and foundation encroachment easements at the northwest corner of Neil Avenue and Spring Street to NWD 300 Spring, LLC at no charge as recommended by the Land Review Commission; 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:

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

O'SHAUGHNESSY

To amend Chapter 3390, "Temporary Uses," of the Columbus Zoning Code, Title 33, in order to update definitions and to enhance implementation and enforcement of code standards relating to temporary uses and on-demand, portable storage.

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

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

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

To authorize the Board of Health to enter into a contract with The Ohio State University - Division of Infectious Disease and Internal Medicine, acting through its practice plan, OSU Internal Medicine, LLC, for physician services for the Ben Franklin Tuberculosis Clinic, to authorize the expenditure of \$100,000 from the Health Department Grants Fund to pay the costs thereof, to waive provisions of competitive bidding, and to declare an emergency. (\$100,000)

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

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

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

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$1,853,519.00; to authorize the appropriation of \$1,853,519.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$1,853,519.00)

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 this grant from the Ohio Department of Health; to authorize the appropriation of \$1,520,000 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$1,520,000)

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

To authorize the appropriation of \$60,000 from the unappropriated balance of the Capital South Debt Service Fund to the Department of Development; to authorize the Director of the Department of Development to enter into a deferred loan agreement with Community Housing Development, Inc. in the amount of \$60,000; to authorize the expenditure of \$60,000 from the Capital South Debt Service Fund; and to declare an emergency (\$60,000).

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

To authorize the Board of Health to enter into a revenue contract with the Columbus Public Schools for the provision of physician services in an amount not to exceed \$44,240; and to declare an emergency. (\$44,240)

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

To authorize the Board of Health to enter into a revenue contract with the Columbus Public Schools for the provision of physician services in an amount not to exceed \$44,240. ~~; and to declare an emergency.~~ (\$44,240)

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

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

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

To authorize the Director of Public Utilities to enter into a planned contract modification with Camp, Dresser & McKee, Inc., in connection with the Sanitary Sewer System Inflow/Infiltration-Livingston/James Area Remediation Project; to authorize the appropriation, and expenditure of \$3,199,888.27 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$3,199,888.27)

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

To authorize the transfer of appropriations within the Electricity Operating Fund to align budget authority with projected debt interest expenditures for the Division of Power and Water. (\$1,600,000.00)

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

That existing Chapter 4127 of the Columbus Building Code, Title 41, of the Columbus City Codes, 1959, is hereby repealed and new sections enacted to coincide with the adopted new statewide model Residential Code of Ohio (RCO).

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

**(THE NEXT REGULAR CITY COUNCIL MEETING WITH
LEGISLATION BEING HEARD WILL BE MONDAY, JULY 24,
2006 AT 5:00 P.M. IN CITY COUNCIL CHAMBERS)**

ADJOURNMENT

A motion was made by President Mentel, seconded by Hudson, to adjourn this Regular Meeting ADJOURNED: 6:45 P.M The motion carried by the following vote: