

City of Columbus

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



Minutes - Final

Monday, June 21, 2004

5:00 PM

City Council Chambers, Rm 231

Columbus City Council

ELECTRONIC READING OF MEETING DOCUMENTS AVAILABLE DURING COUNCIL OFFICE HOURS. CLOSED CAPTIONING IS AVAILABLE IN COUNCIL CHAMBERS. ANY OTHER SPECIAL NEEDS REQUESTS SHOULD BE DIRECTED TO THE CITY CLERK'S OFFICE AT 645-7380 BY FRIDAY PRIOR TO THE COUNCIL MEETING.

**REGULAR MEETING NO. 36 OF COLUMBUS CITY COUNCIL,
JUNE 21, 2004 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

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

**THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, JUNE 16, 2004:**

New Type: D3
To: Chipotle Mexican Grill
Of Colorado LLC
6079 Blazer Pkwy
Columbus Ohio 43017
Permit #: 14374150340

Transfer Type: C2, C2X, D6
To: Hook Superx Inc.
DBA CVS Pharmacy 6147
1495 W 5th Av
Columbus Ohio 43212
From: Hook Superx Inc
DBA CVS Pharmacy 6147
1733 Northwest Blvd
Columbus Ohio 43212
Permit #: 39606650021

Transfer Type: C1, C2
To: Linda Grogg
2110 Leonard Av 1st Fl & Bsmt
Columbus Ohio 43219
From: Mark Zacone
DBA Zarzone Eastside Pizza
2110 Leonard Av 1st Fl & Bsmt
Columbus Ohio 43219
Permit #: 3400800

Transfer Type: C1, C2
To: Zaheer Petroleum LLC
DBA Columbus Citgo
2676 Cleveland Av
Columbus Ohio 43211
From: Bope Enterprises Inc
DBA Bope Citgo
2676 Cleveland Av
Columbus Ohio 43211

Permit #: 9875000

ADVERTISE 06/26/04
RETURN 07/01/04

RESOLUTIONS OF EXPRESSION

BOYCE

To honor and celebrate Festival Latino 2004 in Downtown Columbus, Ohio, June 18-19, 2004.

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

To recognize Illustrious Potentate Noble Dean J. Jackson as he is honored by the Alla Baba Temple #53, AEAONMS, Inc., on Saturday, June 19, 2004.

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

To honor, recognize and celebrate the life of the late Craig Forest Jackson and to extend sincere condolences to the family and friends on the sorrowful occasion of his passing

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

MENTEL

To Declare June 26, 2004 "Bean Dinner Day" in the City of Columbus.

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

TAVARES

To honor and recognize The Eastmoor Academy Lady Warriors Track team for winning the Division II State Championship.

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 ITEMS WERE REMOVED FROM THE
CONSENT AGENDA AND VOTED ON LATER IN THE MEETING**

RECREATION AND PARKS: 1033-2004

**THE FOLLOWING CONSENT ITEMS WERE REMOVED FROM
THE TABLE IN MASS**

ADMINISTRATION: 0880-2004, 0950-2004

RECREATION & PARKS: 0966-2004

SAFETY & JUDICIARY: 0849-2004, 1002-2004

**PUBLIC SERVICE & TRANSPORTATION: 0826-2004, 0851-2004,
0860-2004, 0956-2004, 0957-2004**

UTILITIES: 0986-2004

FR FIRST READING OF 30-DAY LEGISLATION

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

FR

To accept the "Capital Improvements Program, 2004 - 2009," as described herein, as the primary guide for the Capital Improvements Budget ordinance.

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

FR

To authorize the City Auditor to enter into an understanding with the Franklin County Auditor agreeing to the clarification of the Tax Commissioner of the State of Ohio.

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

FR

To authorize an appropriation of \$13,283.37 from the unappropriated monies in the FY2004 Bulletproof Vest Partnership grant fund. (\$13,283.37)

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

FR

To authorize and direct the Finance Director to enter into one contract for the option to purchase Vehicle Washing Services for Fleet Management Division with Custom Detailing Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund. (\$1.00)

FR

To accept the plat titled HARTMAN PONDS SECTION 1, from INTRUST LAND DEVELOPMENT COMPANY, by FRANK CIPRIANO, President.

FR

To accept the plat titled WHITNEY WOODS, from WHITNEY HOMES, LLC, by WHITNEY DILLON, President.

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

FR

To authorize the Director of Public Utilities to modify the professional engineering services contract with Brown & Caldwell Ohio, for the Jackson Pike Wastewater Treatment Plant Skimmings Concentrator System Improvements Project; to authorize the appropriation, transfer and expenditure of \$107,838.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$107,838.000)

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

FR

To rezone **1120 GEORGESVILLE ROAD (43228)** being 2.44± acres located on the east side of Georgesville Road, at the terminus of Hall Road; **From:** R, Rural District, **To:** L-C-2, Limited Commercial District (Z03-079). (AMENDED BY ORDINANCE 0223-2005 PASSED 06/13/05)

FR

To rezone **2476 LOCKBOURNE ROAD (43207)**, being 4.53± acres located on the east side of Lockbourne Road, 440± feet south of State Route 104, **From:** L-M-2, Limited

Manufacturing District, **To:** CPD, Commercial Planned Development District and L-M-2, Limited Manufacturing District (Z04-017).

FR

To grant a Variance from the provisions of Sections 3356.03, C-4 Permitted Uses, 3356.05 and C-4 District Development Limitations, of the Columbus City Codes for the property located at **33 WARREN STREET (43201)**, to permit seven (7) dwelling units in the C-4, Commercial District.

FR

To rezone **2146 HILLIARD-ROME ROAD (43026)**, being 0.81± acres located at the southeast corner of Hilliard-Rome Road and Nike Drive, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District (Z04-003).

RULES & REFERENCE: HABASH, CHR. MENTEL SENSENBRENNER TAVARES

FR

To repeal and recreate Title 47, Nuisance Abatement, of the Columbus City Codes, 1959, including the repeal of code sections that are being moved into the newly reestablished title, in an effort to consolidate all code sections dealing with vacant, abandoned and nuisance structures, in addition to creating the Safe Neighborhoods Review Board.

FR

To create within the newly revised Title 47, a neglected property registration wherein owners of vacant properties not in compliance with city code, and after failing to comply with orders of either Code Enforcement, the Safe Neighborhood Review Board, or the Court, are required to register, for a fee, those properties and provide and maintain pertinent information with the Neighborhood Services Division, and to specify that failure to do so is a misdemeanor of the first degree.

CA CONSENT ACTIONS

FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

CA

To authorize and direct the Finance Director to modify the contract and all past, present and future purchase orders with Voice-Tel Enterprises, Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Specialty, Industrial & Medical Gases, with Valley National Gases Inc

and BOC Gases, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH

CA

To authorize and direct the City Auditor to transfer \$53,750.00 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund; to authorize the appropriation and expenditure of \$53,750.00 from the Facilities Management Capital Improvement Fund; to authorize the Public Service Director to modify and increase a contract on behalf of the Facilities Management Division with Dynamix Engineering Ltd. for professional services related to the renovation of City Hall plumbing; and to declare an emergency. (\$53,750.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to enter into a contract for the Facilities Management Division with Systems by Rich Consulting, LLC, to develop custodial performance specifications for the new Police Academy; to authorize the expenditure of \$40,000.00 from the General Fund; and to declare an emergency. (\$40,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Finance to establish a purchase order with Resource One for the Transportation Division to purchase replacement computers and to authorize the expenditure of \$50,000.00 from the Department of Technology internal service fund, (\$50,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Finance to modify and extend the contract with Maximus Inc. for the annual license renewal from the Department of Technology information services fund on behalf of Public Service Department, Fleet Management Division, to authorize the expenditure of \$63,130.00, and to declare an emergency. (\$63,130.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the City Auditor to transfer \$48,718.00 from the Special Income Tax Fund to the Safety Bond Fund, to authorize the appropriation and expenditure of \$48,718.00 from the Safety Bond Fund, to authorize the Public Service Director to enter into contract on behalf of the Facilities Management Division with Carrier Commercial Service for the replacement of the chiller at Fire Station #1; and to declare an emergency. (\$48,718.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to modify and increase a contract with Kone, Inc. for the maintenance and service of elevators for the Facilities Management Division, to authorize the expenditure of \$142,000.00 from the General Fund, and to declare an emergency. (\$142,000.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of Recreation and Parks to enter into a contract with Evans, Merchwart, Hambleton and Tilton for professional services related to the demolition of structures and construction of a parking lot in the downtown riverfront area, to authorize an expenditure from the Recreation and Parks Grant Fund , and to declare an emergency. (\$98,855.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the appropriation and transfer of \$20,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the modification of contract EL003376 with Hopewell Constructors for the Beatty Recreation Center Improvements, to authorize the expenditure of said funds, and to declare an emergency. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the appropriation and transfer of \$137,087.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the Director of Recreation and Parks to enter into contract with General Temperature Control, Inc., for the Swim Center HVAC Improvements Project, to authorize the expenditure of said funds, and to declare an emergency. (\$137,087.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the appropriation and transfer of \$40,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the modification of contract EL001343 with Evans, Mechwart, Hambleton & Tilton, Inc. for the Olentangy Bikeway Extension Design, to authorize the expenditure of said funds, and to declare an emergency. (\$40,000.00)

This Matter was Approved on the Consent Agenda.

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

CA

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

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the Paul Coverdell National Forensic Sciences Improvement Act via the State of

Ohio, Office of Criminal Justice Services, to authorize an appropriation of \$9,659.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the training for forensic lab personnel project and to declare an emergency. (\$9,659.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio to participate in the Ohio Safe Commute (2004-Phase 2) program and to authorize an appropriation of \$96,687.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the CPD-Ohio Safe Commute (2004-Phase 2) project and to declare an emergency. (\$96,687.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

CA

To authorize the acceptance of a deed for one parcel of real estate to be held in the City's Land Bank for redevelopment (235-237 N. 20th Street).

This Matter was Approved on the Consent Agenda.

CA

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-017) of 0.413± Acres in Jefferson Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the transfer of \$100,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Attorney to contract for professional services and to acquire fee simple title and lesser interests for property needed for the Sidewalk Installation Program Phase V project for the Transportation Division; to authorize the expenditure of \$100,000.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

CA

To appropriate and authorize the City Auditor to transfer \$70,000.00 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Director of Public Service to modify and increase the contract with Columbus Urban Growth Corporation

for the preparation of construction plans for the Mound & Souder (West Edge) project for the Transportation Division; to authorize the expenditure of \$70,000.00 from the Voted 1995, Voted 1999 Streets and Highways Fund; and to declare an emergency. (\$70,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the transfer of \$6,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Attorney to contract for professional services relative to the acquisition of a permanent easement for traffic control equipment and appurtenances thereto at 8161 Sawmill Road; to expend \$6,000.00 or so much thereof as may be necessary from the 1995, 1999 Voted Streets and Highways Fund for acquisition-related costs and to declare an emergency. (\$6,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Finance Director to establish a purchase order for the Fleet Management Division in accordance with the terms and conditions of a Universal Term Contract with Motorola Inc., for the purchase of fifty two (52) XTL5000 Motorola Radios for the Police Division, to authorize the expenditure of \$144,456.00 from the General Fund, and to declare an emergency. (\$144,456.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Hydraulic Hose and Hose Fittings, with Kaman Industrial Technologies, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the transfer of \$38,900.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to modify and increase the existing design contract with Korda Nemeth Engineering, Incorporated for the Group 7 Intersection Improvement project for the Transportation Division; to authorize the expenditure of \$38,900.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$38,900.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Auditor to transfer \$20,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into contract with CAD Concepts Incorporated dba CCI to provide computer-aided design and geographic information system assistance for the Transportation Division; to authorize the expenditure of \$20,000.00 or so much thereof as may be necessary from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

CA

To accept the plats titled OLENTANGY MEADOWS SECTION 2 PART 1 and OLENTANGY MEADOWS SECTION 2 PART 2, from DOMINION HOMES, INC., an Ohio corporation, by ROBERT A. MEYER JR., Senior Vice President.

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Health Department to accept a grant from the Ohio Department of Health in the amount of \$90,000; to authorize the appropriation of \$90,000 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$90,000)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

CA

To authorize the Director of Public Utilities to modify the contract with Moody's of Dayton, Inc. dba GM Baker & Sons, Co., for the Dublin Road Water Plant Low Service Nos. 3, 4, and Spare Pump Bowl/Suction Reconditioning, for the Division of Water, and to authorize the expenditure of \$5,980.25 from Water Systems Operating Fund. (\$5,980.25)

This Matter was Approved on the Consent Agenda.

CA

To appropriate \$202,000.00 within the Special Income Tax Fund; to transfer this sum to the 1995, 1999 Voted Streets and Highways Fund and appropriate it there so the Sewerage and Drainage Division can expend the money to resurface and complete pavement renovation work within the Cassady Avenue storm sewer project area. (\$202,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$64,650.00 from the Waterworks Enlargement Voted 1991 Bonds Fund for costs in connection with the **Scioto-Darby Creek 24" Water Main Project**, and to declare an emergency. (\$64,650.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to advance payment to the United States of America, Department of the Army, for the additional estimated cost to complete the installation of a corrosion protection liner in the Scioto Main Trunk Sewer, in connection with the West Columbus Local Protection Project, to authorize the transfer, appropriation, and expenditure of \$228,395.00 from the 1991 Voted Sanitary Bond Fund to the Scioto River Flood Control Fund; for the Division of Sewerage and Drainage, and to declare an

emergency. (\$228,395.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into one contract for the option to purchase Truck Washing Services for Refuse Collection Division with On Location Enterprises, 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.

CA

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Eastmoor II area, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

To adopt the 2005 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County

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

To accept the "Capital Improvements Program, 2004 - 2009," as described herein, as the primary guide for the Capital Improvements Budget ordinance.

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

To adopt a Capital Improvements Budget for the twelve months ending December 31, 2004, or until such time as a new Capital Improvements Budget is adopted, establishing a project budget for capital improvements requiring legislative authorization in 2004, to repeal Ordinance No. 1943-2003, as amended, 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:

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

To authorize the appropriation of \$3,000 from the unappropriated balance of the Special Purpose Fund, Smoke Detector Subfund, to the Office of City Council to provide funds for a fire safety awareness and outreach program; and to declare an emergency. (\$3,000)

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

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

To authorize the appropriation and transfer of \$217,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to accept a grant from the 1999 U.S. Soccer Federation Foundation and authorize an appropriation, to authorize the Director of Recreation and Parks to enter into contract with Storts Excavation for Spindler Road Park Improvements, to authorize the expenditure of said funds, and to declare an emergency. (\$317,000.00)

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

To authorize the appropriation and transfer of \$958,803.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the Director of Recreation and Parks to enter into contract with Pete Miller, Inc., for various Recreation and Parks Facilities Roof Improvements, to authorize the expenditure of said funds, and to declare an emergency. (\$958,803.00)

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

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

To authorize and direct the Finance Director to enter into contract for the purchase of ADVANCED TASERS from Vance's Law Enforcement Sales for the Division of Police in accordance with the Sole Source procurement; to authorize the expenditure of \$229,658.20 from the Law Enforcement Contraband Seizure Fund. (\$229,658.20)

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

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

To authorize the City Auditor to reimburse Franklin County for the City's portion of the PERS and financial representation costs related to State ex rel Mallory v. Pub. Emp. Retirement Bd. (1998), in the amount of Two Hundred Forty Eight Thousand Nine Hundred Sixty Four and 45/100 Dollars; to authorize the transfer of \$248,964.45 from the Finance citywide account to the City Auditor's Office; to authorize the expenditure of same and to declare an emergency. (\$248,964.45)

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

To authorize the appropriation of \$838,311 from the CDBG Fund to the Department of Development; to authorize the transfer of \$761,689 within the CDBG Fund; to authorize the appropriation of \$200,000 from the UDAG Fund to the Department of Development; to authorize a contract with the Community Capital Development Corporation; to authorize the expenditure of \$1,600,000 from the CDBG Fund; to authorize the expenditure of \$200,000 from the UDAG Fund; and to declare an emergency. (\$1,800,000.00)

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

To authorize and direct the Finance Director to modify and extend the existing citywide contract for the option to purchase wireless voice and data services, excluding those wireless data services being used by the Department of Safety, Division of Police, via modems, from Cingular Wireless, to waive competitive bidding requirements and to declare an emergency.

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

To amend the Columbus Thoroughfare Plan to reflect the roadway network of the Interim Hayden Run Corridor Plan.

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

To make a finding that the proposed new community district to be governed by The RiverSouth Authority will be conducive to the public health, safety, convenience, and welfare, and is intended to result in the development of a new community; to declare The RiverSouth Authority to be organized and a

body politic and corporate; to designate the name of the new community authority; to define the boundary of the new community district; to provide the method of selecting the board of trustees of the new community authority; to appoint the four members of the board of trustees to be appointed by the city as citizen members and the one member of the board of trustees to be appointed by the City as the representative of local government; to fix the surety for the trustees' bonds; and to declare an emergency.

A motion was made by President Habash, 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 Approved. The motion carried by the following vote:

To authorize the City to enter into a Lease Agreement and Supplemental Lease Agreement with The RiverSouth Authority in connection with and supporting redevelopment and revitalization of the RiverSouth District and surrounding area; to authorize the Director of Development to execute the Lease Agreement and Supplemental Lease Agreement; and to declare an emergency.

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

To authorize and direct the Director of the Columbus Department of Development to apply to the Ohio Department of Development, Clean Ohio Council for emergency assistance grant funding in an amount of up to \$750,000.00 for asbestos removal, demolition and other eligible costs for the Casto Communities Broad and High Project; and to declare an emergency.

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

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

To authorize the Public Service Director to enter into an agreement for the Transportation Division with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for a MORPC Enhancement Project to provide sidewalks in the vicinity of COTA bus stops. (\$0) REPEALED BY ORDINANCE 0199-2005 PASSED 03/07/05

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

To appropriate and authorize the City Auditor to transfer \$340,226.34 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to modify and increase the contract with Complete General Construction Company for the Sancus Boulevard Improvement - Phase I project for the Transportation Division; to authorize the expenditure of \$340,226.34 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$340,226.34)

A motion was made by President Habash, 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 Approved. The motion carried by the following vote:

To authorize and direct the Finance Director to issue purchase orders for credit card and bulk fuel deliveries for the Fleet Management Division, to authorize and direct the expenditure of \$2,000,000.00 from the Fleet Maintenance Fund, and to declare an emergency. (\$2,000,000.00)

A motion was made by President Habash, 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 Approved. The motion carried by the following vote:

To authorize and direct the Finance Director to issue various purchase orders for vehicle parts, supplies, accessories and repair services for the Fleet Management Division, to authorize the expenditure of \$800,000.00 from the Fleet Maintenance Fund, and to declare an emergency. (\$800,000.00)

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

To authorize an appropriation of \$3,040,042.38 within the County Auto License Tax Fund; to authorize the Public Service Director to expend said funds or so much thereof as may be needed for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Transportation Division for the City of Columbus, and to declare an emergency. (\$3,040,042.38)

A motion was made by President Habash, 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 Approved. The motion carried by the following vote:

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase group radio services, to waive competitive bidding requirements and to

declare an emergency.

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

To accept the plat titled KEMPTON RUN, from KEMPTON RUN, LLC., an Ohio limited liability company, by RIVERWOOD PARTNERS, LLC., by JAMES D. SCHRIMM III, Member and to declare an emergency.

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

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

To authorize and direct the Finance Director to establish a purchase order for the Fleet Management Division to repair an Elgin Pelican Street Sweeper for the Transportation Division, to authorize the expenditure of \$46,463.33 from the Fleet Management Services Fund, to waive the competitive bidding requirements of the Columbus City Codes, and to declare an emergency. (\$46,463.33)

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

To accept the plat titled WHITNEY WOODS, from WHITNEY HOMES, LLC, by WHITNEY DILLON, President 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:

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

To authorize a supplemental 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 facilitation of grant close-outs, and to declare an emergency. (\$27,897)

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

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

To amend Ordinance Number 1140-02, the Linden/Area A Community Reinvestment Area; 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 1950-2006 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 amend Section 10, Special Leave With Pay, of the Management Compensation Plan (Ordinance 2499-99, as amended) to enact (G) Living Organ/Bone Marrow Donor to allow employees paid time off to accommodate instances where they serve as a living organ or adult bone marrow donor, and to declare an emergency.

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

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

To authorize the Director of Public Utilities to enter into a contract with the Kokosing Construction Company, Inc. for the construction of the Jackson Pike Wastewater Treatment Plant Sludge Handling and Dewatering Improvements Project; to authorize the appropriation of \$17,250,540.86; the expenditure of \$13,101,330.00 from the Ohio Water Pollution Control Loan Fund; to waive the competitive bidding requirements of the Columbus City Codes; to amend the 2003 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$13,101,330.00)

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

To authorize the Director of Public Utilities to enter into a contract with Kokosing Construction Company, Inc. for the Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications, for the Division of Water, to authorize the expenditure of \$3,460,784.25 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$3,460,784.25)

A motion was made by President Habash, seconded by Tavares, that this matter be Taken from the Table. 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 appropriate and authorize the City Auditor to transfer \$3,460,784.25 from the Water System Reserve Fund to the Waterworks Enlargement Voted 1991 Bonds Fund for the purpose of funding the Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications, for the Division of Water, and to declare an emergency. (\$3,460,784.25)

A motion was made by President Habash, seconded by Tavares, that this matter be Taken from the Table. 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 appropriate and authorize the City Auditor to transfer \$306,776.36 from the Water System Reserve Fund to the Waterworks Enlargement Voted 1991 Bonds Fund for the purpose of funding the Upground Reservoirs, for the Division of Water, and to declare an emergency. (\$306,776.36)

A motion was made by President Habash, seconded by Tavares, that this matter be Taken from the Table. 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 a contract with ms consultants, inc. for the Upground Reservoirs, for the Division of Water, to authorize the expenditure of \$6,905,476.55 from the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the expenditure of \$678,806.13 from the Water Limited Fund, to authorize the expenditure of \$513,717.32 from the Water Permanent Improvement Fund, to amend the 2003 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the City Auditor to transfer funds within the Water Limited Fund, to authorize the City Auditor to transfer funds within the Water Permanent Improvement Fund, and to declare an emergency. (\$8,098,000.00)

A motion was made by President Habash, seconded by Tavares, that this matter be Taken from the Table. 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 a professional engineering services contract with R. D. Zande & Associates, Inc., in connection with the Sewer System Inflow and Infiltration Elimination Pilot Project; to authorize the appropriation, transfer and expenditure of \$284,799.36 from the Sewer System Reserve Fund to the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage, and to declare an emergency. (\$284,799.36)

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

To authorize the City Auditor to transfer \$378,667.72 from the Special Income Tax Fund to the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the appropriation of said funds; to authorize the reimbursement to the Division of Electricity for costs incurred for Streetlight Inspection/Betterments; to authorize the expenditure of \$378,667.72; and to declare an emergency. (\$378,667.72)

A motion was made by President Habash, seconded by Tavares, that this matter be Taken from the Table. 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 the Department of Public Utilities to execute those documents necessary to enter into a Consent, Nondisturbance and Attornment Agreement by, among and between the City of Columbus, Solid Waste Authority of Central Ohio and the Grossman Group, with respect to the sublease of a portion of the former Waste to Energy Facility, and to declare an emergency.

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

RULES & REFERENCE:

To repeal and recreate Title 47, Nuisance Abatement, of the Columbus City Codes, 1959, including the repeal of code sections that are being moved into the newly reestablished title, in an effort to consolidate all code sections dealing with vacant, abandoned and nuisance structures, in addition to creating the Safe Neighborhoods Review Board.

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 Tabled Indefinitely. The motion carried by the following vote:

To create within the newly revised Title 47, a neglected property registration wherein owners of vacant properties not in compliance with city code, and after failing to comply with orders of either Code Enforcement, the Safe Neighborhood Review Board, or the Court, are required to register, for a fee, those properties and provide and maintain pertinent information with the Neighborhood Services Division, and to specify that failure to do so is a misdemeanor of the first degree.

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 Tabled Indefinitely. The motion carried by the following vote:

ADJOURNMENT

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