

City of Columbus

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



Minutes - Final

Monday, October 20, 2003

5:00 PM

City Council Chambers, Rm 231

Columbus City Council

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

**REGULAR MEETING NO. 40 OF COLUMBUS CITY COUNCIL,
MONDAY, OCTOBER 20, 2003 at 5:00 P.M. IN COUNCIL
CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

**A motion was made by President Pro-Tem Boyce, seconded by 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, OCTOBER 15, 2003:**

New Type: D5
To: Scottie MacBean Inc
DBA Scottie MacBean Inc
4675 N High St
Columbus Ohio 43214

New Type: D5J
To: All Stars FSEC LLC
6124 Busch Blvd
Columbus Ohio 43229

Transfer Type: C1, C2
To: A M Alwawi LLC
DBA Chucks Carryout
3140 Allegheny Av
Columbus, Ohio 43209
From: 3140 Allegheny Inc
DBA Chucks Carryout
3140 Allegheny Av
Columbus Ohio 43209

Transfer Type: D1
To: Minellis Pizza Inc
1189 N Wilson Rd
Columbus Ohio 43204
From: Blazin Wings Inc
DBA Buffalo Wild Wings
Grill & Bar
2137 Polaris Pkwy
Columbus Ohio 43240

Transfer Type: D1, D2, D3, D3A
To: Gibbys Arena District LLC
51 Vine St
Columbus Ohio 43215

From: Basso Bean Inc
691 N High St 1st Fl
Columbus Ohio 43215

Transfer Type: D5J, D6
To: Columbus Bistro SportService LLC
Suite A
200 W Nationwide Blvd
Columbus Ohio 43215
From: Arena Restaurant Holdings LLC
Blue Jacket Bistro
Suite A
200 W Nationwide Blvd
Columbus Ohio 43215

Transfer Type: D1, D2, D3, D3A, D6
To: 477 Park Inc
477 Park St 1st Fl & Patio
Columbus Ohio 43215
From: Brothers of Columbus Inc
DBA Its Brothers Bar & Grill
477 Park St 1st Fl & Patio
Columbus Ohio 43215

Transfer Type: C1, C2
To: My Kashkeesh LLC
DBA McGuffey Market
1066 E Hudson St
Columbus Ohio 43211
From: Ras Hassan Inc
DBA McGuffey Market
1066 E Hudson St
Columbus Ohio 43211-1247

ADVERTISE 10/25/03
RETURN 11/06/03

RESOLUTIONS OF EXPRESSION

THOMAS

Columbus City Council requests City agencies to aid and assist researchers from The Ohio State University who seek to measure and improve the survival rate to hospital discharge from sudden cardiac arrest in Columbus, create a registry of information, and make application to the National Institutes of Health for consideration as a regional clinical center within a national clinical research consortium.

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

MENTEL

To recognize and congratulate the Daughters of Erin on their 25th Anniversary and for their contributions to the Irish culture and efforts in raising money for a wide variety of philanthropic causes and programs in Central Ohio.

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 proclaim Thursday, October 9, 2003 as City Year Day.

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

To commend White Castle System, Inc., Purpose Magazine, and the charity Awaken Women of Excellence for sponsoring the 2nd Annual Phenomenal Mom Essay Contest and Awards Banquet on this 10th day of October 2003.

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

LA

To recognize and congratulate Friends of The Homeless on their 20th Anniversary this 15th day of October, 2003.

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

LA

To proclaim the week of October 19th - 25th, 2003 as Little Kids Big Plans week in the City of Columbus.

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

HABASH

To recognize and congratulate Reverend Charles E. Bond, Jr. on the occasion of his Installation as Pastor of the Travelers' Rest Missionary Baptist Church.

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

To recognize and congratulate Nationwide Insurance on the occasion of the opening of Su Agencia Hispana in Columbus on October 17, 2003

A motion was made by President Habash, 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 AGENDA
AND VOTED ON LATER IN THE MEETING**

PUBLIC SERVICE & TRANSPORTATION: 2219-2003, 2135-2003

HEALTH, HOUSING & HUMAN SERVICES: 2174-2003

UTILITIES: 1999-2003

FR FIRST READING OF 30-DAY LEGISLATION

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

FR To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Department of Development in the amount of \$300,000.00 to assist older adults and caregivers.

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

FR To authorize the payment of \$293.93 for shift differential pay accumulated in excess of the maximum amount established by Salary Ordinance for Firefighter Lawrence M. Pfeifer. (\$239.93)

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

FR To accept the application (AN03-018RF) of Coughlin Land Company, LDT. for the annexation of certain territory containing 12.545 ± Acres in Orange Township.

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

FR

To accept the plat titled RADIO CITY BOULEVARD & NORTH HIGH STREET DEDICATION AND PARTIAL CROSSWOODS DRIVE VACATION PLAT, from CROSSWOODS CENTRAL PARK, LLC., an Ohio limited liability company, by TREMONT FAMILY III, LLC, its member/manager, by JEFFREY W. EDWARDS, Authorized Member.

FR

To accept the plats titled STONEHILL SECTION 1 PART 1, STONEHILL SECTION 1 PART 2 and STONEHILL SECTION 1 PART 3, from DOMINION HOMES INC., an Ohio Corporation, by ROBERT A. MEYER, JR. Senior Vice President.

FR

To authorize the Public Service Director to execute those documents required to transfer a portion of unimproved Morgan Road to the State of Ohio, Department of Transportation and to waive the competitive bidding provisions of Columbus City Codes.

FR

To accept the plat titled CENTRAL COLLEGE ROAD AND NEW ALBANY ROAD WEST DEDICATION AND EASEMENTS PART 2, from THE NEW ALBANY COMPANY LLC, an Delaware limited liability company, successor to THE NEW ALBANY COMPANY, an Ohio general partnership, by BRENT B. BRADBURY, Chief Financial Officer.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

FR

To authorize the Director of Public Utilities to modify the contract with T&Y Construction, Inc., for Construction Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$145,471.20. (\$145,471.20)

FR

To authorize the Director of Public Utilities to modify the professional engineering services contract with Brown & Caldwell Ohio, LLC for the Sanitary Sewer Overflow Elimination Project; and to authorize the appropriation, transfer and expenditure of \$6,500,000.00 from the Sewer System Reserve Fund to the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$6,500,000.00)

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

FR

To rezone **2881 OLENTANGY RIVER ROAD (43202)**, being 12.29± acres located on the west side of Olentangy River Road, 580± feet north of Ackerman Road, **From:** C-4, Commercial District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z03-002)

FR

To Rezone **4501 NORTH HIGH STREET (43214)**, being 2.46± acres located on the west

side of North High Street, 200± feet south of Weisheimer Road, **From:** R-3, Residential, P-1, Parking, and C-4, Commercial Districts, **To:** CPD, Commercial Planned Development District. (Rezoning # Z03-057)

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

FR

To amend Chapter 4123 of the Columbus City Codes, 1959, by enacting new Section 4123.49, to require that all buildings and structures and the walls enclosing habitable and occupiable rooms and spaces therein, which are regulated by the Columbus Building Code (Title 41), incorporate rat and rodent proofing in their design and construction.

FR

To amend section 3342.09 of the Columbus Zoning Code (Title 33) in order to allow for the appropriate placement and screening of recycling drop-off locations and dumpsters as provided by the Solid Waste Authority of Central Ohio (SWACO) for community use as part of a comprehensive community recycling program.

CA CONSENT ACTIONS

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

CA

To authorize an appropriation of \$66,668.00 from the unappropriated balance of the Urban Development Action Grants Fund, to the Department of Finance, and to authorize the expenditure of \$66,668.00 from the Urban Development Action Grants Fund, to provide for the immediate and long term maintenance of the Ohio Theatre, and to declare an emergency. (\$66,668.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with Systems by Rich Consulting LLC for professional custodial service administration and management of the quality assurance and training programs at the Columbus Health Department, to authorize the expenditure of \$39,976.30 from the General Fund, and to declare an emergency. (\$39,976.30)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize an appropriation of \$4,200.00 from the unappropriated balance of the Recreation and Parks Grant Fund for DSL (Digital Subscriber Line) lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers. (\$4,200.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the expenditure of \$40,000.00 for various greenways improvements from the Recreation and Parks Special Purpose Fund, and to declare an emergency. (\$40,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Recreation and Parks Department to execute those documents necessary to release certain easements, located in the vicinity of West Williams Road and South High Street at the request of Southeast Shore Properties Inc., and to declare an emergency.

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

CA

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$11,225.00 from the Storm Sewer Bonds Fund for costs in connection with the Napoleon/Broad Stormwater System Improvement Project, and to declare an emergency. (\$11,225.00).

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 \$20,075.00 from the Storm Sewer Bonds Fund for costs in connection with the Hague Avenue Stormwater System Improvement Project, and to declare an emergency. (\$20,075.00).

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 \$42,240.00 from the Storm Sewer Bonds Fund for costs in connection with the Bexvie Avenue Stormwater System Improvement Project, and to declare an emergency. (\$42,240.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Fire Chief to accept an explosive magazine from Savko and Sons Inc. for use by the Bomb Squad, and to declare an emergency. (NFI)

This Matter was Approved on the Consent Agenda.

CA To authorize the Director of Public Safety to expend \$27,377.97 for miscellaneous renovations of various Division of Fire facilities from the Safety Voted Bond Fund, and to declare an emergency. (\$27,377.97)

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 Supplemental Uniforms, with Roy Tailors Uniform Company of Columbus, Inc., and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA To authorize the Columbus Fire Chief to accept a grant award from the State of Ohio Division of EMS for the purchase of training and patient care equipment for the Division of Fire, to appropriate \$13,550.00 from the unappropriated balance of the General Government Grant Fund, and to declare an emergency. (\$13,550.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

CA To authorize the appropriation of \$10,000 from the unappropriated balance of the Neighborhood Economic Development Fund to the Department of Development to provide funds for the purpose of fostering investment and development in the City; and to declare an emergency. (\$10,000.00)

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 (AN03-034R) of 7.1± Acres in Prairie 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 (AN03-033) of 18.004± Acres in Hamilton 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 (AN03-032) of 5.791± Acres in Hamilton & Madison Townships 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 (AN03-031R) of 19.0± 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 (AN03-027) of 1.289± Acres in Clinton 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 \$175,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to modify the current Spring Sandusky Interchange Agreements with the Ohio Department of Transportation to construct traffic calming and landscaping improvements and other amenities on Michigan Avenue, west of Goodale Street, as outlined in the Spring Sandusky Interchange Overall Traffic Management Plan; to authorize the expenditure of \$175,000.00 from the 1995, 1999 Voted Streets and Highways Fund for the Transportation Division, and to declare an emergency. (\$175,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for a roadway improvement project to install a cable barrier on a portion of IR-270 for the Transportation Division and to declare an emergency. (\$-0-)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Public Service Director to enter into an agreement on behalf of the Transportation Division with the Director of the Ohio Department of Transportation (ODOT) and the Franklin County Engineer, to grant consent and propose cooperation with the State of Ohio and Franklin County for a project to replace the railroad bridge over CR 11 (Alkire Road) and widen Alkire Road under the bridge, and to declare an

emergency. (\$0.00)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize and direct the Board of Health to enter into a contract with the Franklin County Board of Health, to authorize the expenditure of \$105,000 from the Health Department Grants Fund, and to declare an emergency. (\$105,000)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Board of Health to modify and increase a contract with Ohio AIDS Coalition for the provision of administrative support for the Ryan White Planning and Evaluation grant program, to authorize the expenditure of \$13,198.11 from the Health Department Grants Fund to pay the cost thereof, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the transfer of \$205,635.71 within the Health Department Grants Fund of the Department of Health to properly align appropriations within projected expenditures, and to declare an emergency. (\$205,635.71)

This Matter was Approved on the Consent Agenda.

CA

To authorize a supplemental appropriation of \$205,635.71 from the unappropriated balance of the Health Department Grants Fund for the Child & Family Health Services (CFHS) grant program, and to declare an emergency. (\$205,635.71)

This Matter was Approved on the Consent Agenda.

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

CA

To authorize the Director of Public Utilities to modify the contract with ms consultants, inc. for professional engineering services for Water Main Rehabilitation-Group 4 Water Line Improvements, for the Division of Water, to authorize the City Auditor to transfer funds within the Water Limited Fund and to authorize the expenditure of \$10,000.00 from the Water Limited Fund. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the transfer and appropriation of \$71,302.00 of funds within the Sewer System Permanent Improvements Fund in connection with the Walhalla Ravine Area Sanitary Improvements, Part B Project, for the Division of Sewerage and Drainage, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to modify an existing contract with McNaughton-McKay for Electric Motor Repair Services for the Division of Sewerage and Drainage; to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into a contract for an option to purchase Flow Monitoring and Rain Gauge Data Program Collection, with ADS Corporation, 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.

APPOINTMENTS

CA

Appointment of William Schottenstein, Fifth Third Center, 21 East State Street, Columbus, Ohio 43215 to serve on the Brewery District Commission - appointment with a term expiration date of June 30, 2006. (appointees resume on file in the Mayor's office).

CA

Appointment of Cheryl Hacker, Ohio Attorney General's Office - Education Section, 774 South Sixth Street, Columbus, Ohio 43206 to serve on the German Village Commission Reappointments with a term expiration date of June 30, 2006. (appointees resume on file in the Mayor's office).

CA

Appointment of Tom Walsh NBBJ, 1555 Lakeshore Drive, Columbus, Ohio 43215 to serve on the German Village Commission -appointments with a term expiration date of June 30, 2006. (appointees resume on file in the Mayor's office).

CA

Appointment of Angela Bosworth, Ohio -Licensed Lawyer, 444 North Front Street #208, Columbus, Ohio 43215 to serve on the Historic Resources Commission - Reappointments with a term expiration date of May 31, 2006. (appointees resume on file in the Mayor's office).

CA

Appointment of Ms. Marilyn Willson, 678 South Warren Avenue, Columbus, Ohio 43204 to serve on the Columbus Horticultural Subcommittee with a term expiration date of April 30, 2008. (appointees resume on file in the Mayor's office).

CA

Appointment of Ms. Alice Scott, Columbus Recreation & Parks, 6534 Estel Road, Columbus, Ohio 43235 to serve on the Columbus Horticultural Subcommittee with a term expiration date of April 30, 2008. (appointees resume on file in the Mayor's office).

CA

Appointment of Robert Harris, Architectural Alliance, Ltd., 165 North Fifth Street, Columbus, Ohio 43215 to serve on the German Village Commission Reappointments with a term expiration date of June 30, 2006. (appointees resume on file in the Mayor's office).

- CA** Appointment of Karr'yen Jones, 3116 E. Hudson Street, Columbus, Ohio 43219 to serve on the Northeast Area Commission with a new term expiration date of June 30, 2005 (appointees resume on file in the Mayor's office)
- CA** Appointment of Robert Hill, Coldwell Banker King Thompson, 2770 Woodcutter Avenue, Columbus, Ohio 43224 to serve on the Northeast Area Commission with a new term expiration date of June 30, 2004 (appointees resume on file in the Mayor's office)
- CA** Appointment of Ted Alexander, 2500 Hingham Lane, Columbus, Ohio 43224 to serve on the Northeast Area Commission with a new term expiration date of June 30, 2004 (appointees resume on file in the Mayor's office)
- CA** Appointment of Michael Modula, 1809 Lost Valley Road, Columbus, Ohio 43065 to serve on the Northeast Area Commission with a new term expiration date of June 30, 2004 (appointees resume on file in the Mayor's office)
- CA** The Department of Development would like to recommend the appointment of Rex W. Hagerling, 300 Spruce Street, Suite 300, Columbus, Oh 43215 to serve on the Italian Village Commission replacing no onw since this is a reappointment with a new term expiration date of May 31, 2006.
- CA** The Department of Development would like to recommend the appointment of Joshua Wood, 102 East Third Avenue, Columbus, Oh 43201 to serve on the Italian Village Commission replacing no onw since this is a reappointment with a new term expiration date of May 31, 2006.
- CA** The Department of Development would like to recommend the reappointment of Samuel Gresham Jr., 878 Ebner Street, Columbus, OH 43203 to serve on the Joint Columbus and Franklin County Housing Advisory Board, replacing no onw since this is a reappointment with a new term expiration date of December 31, 2006.
- CA** The Department of Development would like to recommend the reappointment of Sharon A. Francis, Mus. D., 2006 Hegemon Crest Drive, Columbus, OH 43219 to serve on the Joint Columbus and Franklin County Housing Advisory Board, replacing no onw since this is a reappointment with a new term expiration date of December 31, 2006.

Passed The Consent Agenda

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

FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

To authorize the Director of the Civil Service Commission to establish a blanket certificate for the purpose of administering the uniformed examinations of the Department of Safety, and to authorize the expenditure of \$40,000.00 from the General Fund. (\$40,000.00)

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 Public Service Director to modify and extend a contract for the Facilities Management Division with K & M Kleening Service for custodial services at the Columbus Health Department; to authorize the expenditure of \$294,000 from the General Fund, and to declare an emergency. (\$294,000.00)

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

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

To authorize an appropriation in the amount of \$7,063,504.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency. (\$7,063,504.00)

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

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

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services; and to authorize the appropriation, transfer and expenditure of \$1,260,000.00 from the Sewerage System Reserve Fund to the 1991 Voted Sanitary Bond Fund; in connection with the Big Walnut Outfall Sewer System Capacity Augmentation, Part 1 Project, and the Big Walnut Augmentation/Rickenbacker Sanitary Interceptor Project, for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,260,000.00)

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

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

To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with 104 North Third Street, LLC, for the construction of downtown

streetscape improvements on Third Street, Long Street, Lazelle Street, and Elm Street for the Transportation Division; to waive the formal competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$175,000.00 or so much thereof as may be needed from the 1995, 1999 Voted Streets and Highways Fund. (\$175,000.00)

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

To authorize the appropriation of \$94,727.60 within the General Permanent Improvement Fund; to authorize the transfer of this money to the Federal-State Highway Engineering Fund; to appropriate \$473,638.00 within the Federal-State Highway Engineering Fund; to authorize the Public Service Director to expend \$473,638.00 or so much thereof as may be needed to American Electric Power Company and Columbia Gas of Ohio for utility relocation performed in conjunction with the Norton Road Improvement project for the Transportation Division and to declare an emergency. (\$473,638.00)

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

To accept the plats titled ALUM CREEK VILLAGE SECTION 1 PART 1 and ALUM CREEK VILLAGE SECTION 1 PART 2, from CROSSMAN COMMUNITIES OF OHIO, INC., an Ohio Corporation by JEFF J. LOGSDON, Division President and to declare an emergency.

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

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:

To accept the plat titled HABITAT VILLAGE SECTION 1, from GREATER COLUMBUS HABITAT FOR HUMANITY, by Robert Perryman Executive Director.

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 CEDAR RUN SECTION 1, from WOODS AT JEFFERSON, LTD., an Ohio limited liability company, by M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, Managing Member, by STEPHEN M. CAPLINGER, Vice President Land Operations, DOMINION HOMES, INC., an Ohio corporation, Member, by ROBERT A. MEYER, JR., Senior Vice President, and HOMEWOOD CORPORATION, an Ohio corporation, Member, by JOHN H. BAIN, Chief Executive Officer

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

To accept the plat titled CEDAR RUN SECTION 1, from WOODS AT JEFFERSON, LTD., an Ohio limited liability company, by M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, Managing Member, by STEPHEN M. CAPLINGER, Vice President Land Operations, DOMINION HOMES, INC., an Ohio corporation, Member, by ROBERT A. MEYER, JR., Senior Vice President, and HOMEWOOD CORPORATION, an Ohio corporation, Member, by JOHN H. BAIN, Chief Executive Officer **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:

To accept the plats titled STONEHILL SECTION 1 PART 1, STONEHILL SECTION 1 PART 2 and STONEHILL SECTION 1 PART 3, from DOMINION HOMES INC., an Ohio Corporation, by ROBERT A. MEYER, JR. Senior Vice President **and to declare an emergency.**

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

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:

To authorize the Public Service Director to execute those documents required to sell a portion of the east side of the Rich Street Connector from East Main Street to Cherry Street to JDS-Calhoun III, LLC.; and to waive the competitive bidding provisions of Columbus City Codes.

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

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:

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

To authorize the Board of Health to enter into contract with United Security Management Services for security services and to authorize a total expenditure of \$253,000.00 from the Health Department Special Revenue Fund. (\$253,000.00)

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

To adopt the 2004 Action Plan Budget which implements the "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U.S. Department of Housing and Urban Development; and to declare an emergency.

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 Board of Health to enter into a contract with Amethyst, Inc. for the provision of Primary HIV Prevention Initiative Services, to authorize the expenditure of \$55,000 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency. (\$55,000)

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 modify the agreement with EMA Services, Inc., for professional engineering services for the Maintenance Management Program Upgrade, for the Division of Sewerage and Drainage; to appropriate and authorize the transfer of funds from the Sewerage System Reserve Fund to the 1991 Sanitary Bond Fund; to authorize the expenditure of \$1,300,000.00 from the 1991 Sanitary Bond Fund; and to declare an emergency. (\$1,300,000.00)

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

To authorize the Director of the Department of Public Utilities to execute those documents necessary to release certain sewer easements at the request of the American Electric Power in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

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

RULES & REFERENCE: HABASH, CHR. MENTEL SENSENBRENNER TAVARES

BOYCE

To amend Section 321.081 of the Columbus City Codes, 1959, in order to change optional pledging requirements for City depositories in order to comply with changes in optional pledging requirements as promulgated by Sub H.B. 473 to Ohio Revised Code Chapter 135.

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

MENTEL

To amend section 2551.09 (a) "Hazardous Materials Transportation" of the City of Columbus Fire Prevention Code (Title Twenty-five), to establish a fee for issuing a hazardous materials transportation permit, and to declare an emergency.(NFI)

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

ADJOURNMENT

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