

City of Columbus

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



Minutes - Final

Monday, November 28, 2005

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. 64 OF COLUMBUS CITY COUNCIL,
NOVEMBER 28, 2005 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 Hudson, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

ADDITIONS OR CORRECTIONS TO THE AGENDA

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, NOVEMBER 23, 2005:

New Type: D3
To: Cuisine of India Inc
8475 Sancus Blvd
Columbus, Ohio 43240
permit # 1845243

Transfer Type: D2
To: Polaris Wings LLC
DBA Hooters
8591 Sancus Boulevard
Columbus, Ohio 43240
From: Bento Go Go High Street Inc
1728 N High St & Patio
Columbus, Ohio 43201
permit # 6985060

Transfer Type: D1
To: Polaris Wings LLC
DBA Hooters
8591 Sancus Boulevard
Columbus, Ohio 43240
From: Costa Brava Ltd
A C Strip Rcvr
DBA Casa Fiesta
1270 Morse Rd
Columbus, Ohio 43229
permit # 6985060

Transfer Type: D1, D2, D3, D3A
To: Odis Inc
DBA Towne Pub
Entire Bldg
164 N Wilson Rd
Columbus, Ohio 43204

From: New Towne Pub Inc
DBA Towne Pub
Entire Bldg
164 N Wilson Rd
Columbus, Ohio 43204
permit # 6503170

Stock Type: C1, C2, D6
To: Johnsons Oakland Market Inc
884 Oakland Park Av 1st Fl
Columbus, Ohio 43224
permit # 4316040

Advertise 12/03/05
Return 12/21/05

FR FIRST READING OF 30-DAY LEGISLATION

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

FR

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with S4 Consulting as provided for in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

FR

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with BHDP Architecture as provided in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

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

FR

To authorize and direct the Finance and Management Director to contract for the 3rd year option for the lease of copy machines for the Division of Police with Xerox Corporation; and to authorize the expenditure of \$86,500.00 from the General Fund budget. (\$86,500.00)

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

FR

To accept the plats titled THE TRAILS AT CHATTERTON EAST SECTION 1 PART 1,

THE TRAILS AT CHATTERTON EAST SECTION 1 PART 2 and THE TRAILS AT CHATTERTON EAST SECTION 1 PART 3, from MARONDA HOMES, INC. OF OHIO, an Ohio corporation, by MARK A. DEMAREST, Vice President.

FR

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the south side of the East State Street right-of-way adjacent to 229 East State Street to allow for the construction of footings for a proposed building addition to the Schoedinger Funeral Home at 229 East State Street.

FR

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant a 0.001-acre encroachment easement into the south side of Grove Street to Columbus State Community College.

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

FR

To authorize the Director of Finance and Management to establish a purchase order with Bob McDorman Chevrolet Inc. for the purchase of one (1) Tandem Axle Dump Truck for the Division of Sewerage and Drainage, and to authorize the expenditure of \$81,727.00 from the Sewerage System Operating Fund. (\$81,727.00)

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

FR

To amend section 4113.79 of the Columbus Building Code, Title 41, in order to provide for a seventy-five (75) day review period and electronic posting of applications prior to the issuance of demolition permits.

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

FR

To rezone **736 NORTH WILSON ROAD (43204)**, being 1.80± acres located on the east side of Wilson Road, 195± feet south of Enterprise Avenue, **From:** R, Rural District **To:** L-M, Limited Manufacturing District (Rezoning # Z05-028).

FR

To grant a variance from the provisions of Section 3361.02, CPD, Commercial Planned Development District of Columbus City Codes; for the property located at **1675 GEORGESVILLE SQUARE DRIVE (43228)**, to permit limited outdoor storage in the CPD Commercial Planned Development District.

FR

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District use; 3332.05, Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting on a public street; 3332.20, Building lines; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.38(G), Private Garage; 3342.24, Surface; of the City of Columbus codes, for the property located at **216 WEST HUBBARD AVENUE (43215)**, to conform an existing single-family dwelling and permit a second single-family dwelling (carriage house) on one lot with reduced development standards in the R-4, Residential District. (Council Variance # CV05-045)

FR

To rezone **4871 WARNER ROAD (43081)**, being 43.73± acres located on the south side of Warner Road, 1400± feet east of Ulry Road, **From:** R, Rural District, **To:** PUD-8, Planned Unit Development District (Rezoning # Z03-094).

FR

To amend Zoning Ordinance No. 0137-03, passed on February 10, 2003 (Z02-034), to modify the CPD, Commercial Planned District Text and site plan consistent with Council Variance CV05-019 for property located at **1675 GEORGESVILLE SQUARE DRIVE (43228)**, being 16.35± acres located at the northeast corner of Holt Road and Georgesville Square Drive. (Z02-034A)

FR

To rezone **1451 WEST FIFTH AVENUE (43212)**, being 3.19± acres located at the southwest corner of West Fifth Avenue and Grandview Avenue, **From:** C-4 and C-5, Commercial Districts, **To:** CPD, Commercial Planned Development District. (Rezoning # Z05-049)

FR

To rezone **220 PARK ROAD (43235)**, being 17.55± acres located on the north side of Park Road, 1059± feet east of Flint Road, **From:** R, Rural District, **To:** PUD-6, Planned Unit Development District (Rezoning # Z05-048).

FR

To grant a Variance from the provisions of Sections 3367.01, M-2, Manufacturing District; 3367.15, M-2, Manufacturing district special provisions; 3342.17, Parking lot screening; 3342.18, Parking setback; 3342.24, Surface; and 3342.28, Minimum number of parking spaces required; of the Columbus City Codes for the property located at **2436 WOOD AVENUE (43221)**, to permit a gymnastics school with a maximum of 10,600 square feet in an existing 14,600 square foot warehouse building with reduced development standards in the M-2, Manufacturing District, and to repeal Ordinance 1996-93, passed October 4, 1993 (Council Variance # CV02-059).

FR

To rezone **4706 WESTERVILLE ROAD (43231)**, being 2.69± acres located on the east side Westerville Road, 277± feet north of Westerville Woods Drive, **From:** R-1, Residential District **To:** L-M, Limited Manufacturing District (Rezoning # Z05-034).

CA CONSENT ACTIONS**ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH****CA**

To enter into contract with The Shamrock Companies, Inc. for the production of 2004-2005 personalized income tax forms for the Department of the City Auditor, Division of Income Tax and to authorize the expenditure of \$47,716.00

This Matter was Approved on the Consent Agenda.

CA

To authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, and other obligations for 2005 and to authorize the payment of payrolls and other obligations due in 2006 prior to the passage of the 2006 appropriation ordinances; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

To authorize an additional appropriation of \$6,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the S.T.O.P. program. (\$6,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance and Management Director to contract for the rental of parking spaces for the Division of Police, to authorize the expenditure of \$150,000.00 from the General Fund; and to declare an emergency. (\$150,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Director of Public Safety to enter into a contract with the Association for Psychotherapy, Inc. for The Division of Police for police applicant psychological screenings, to authorize the expenditure of \$39,750.00 from the General Fund; and to declare an emergency. (\$39,750.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Director of Public Safety to enter into a contract with the Ohio State University for the Division of Police for pre-employment physical examinations, to authorize the expenditure of \$38,910.25 from the General Fund; and to declare an emergency. (\$38,910.25).

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

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 Traffic Overtime Enforcement Program (2005-2006) and to authorize an appropriation of \$73,356.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the Traffic Overtime Enforcement Program (2005-2006) and to declare an emergency. (\$73,356.00)

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 (2005-Phase 2) program and to authorize an appropriation of \$72,039.00 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 (2005-Phase 2) project and to declare an emergency. (\$72,039.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the City Auditor to provide for the transfer of \$96,000 between various objects within the Cable Fund, to allow the Support Services Division to continue to operate through the end of 2005 without interruption; and to declare an emergency. (\$96,000)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

CA

To authorize the Director of the Department of Development to modify the Community Values & Cultural Life contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2004 Economic Opportunities contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2001 Economic Opportunity program contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2002 Economic Opportunities program contract with the Columbus Compact Corporation by extending the term of the contract; 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 Finance and Management Director to issue purchase orders for the purchase of tires, lighting and batteries for the Fleet Management Division per the terms and conditions of State and Universal Term Contracts, to authorize the expenditure of \$59,000.00 from the Fleet Management Services Fund, and to declare an emergency. (\$59,000.00)

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

CA

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the south side of the East Broad Street right-of-way approximately 25 feet west of Lazelle Street to allow for the construction of a handicapped access to the historic Trinity Episcopal Church.

This Matter was Approved on the Consent Agenda.

CA

To declare the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio (the borrower) to reimburse the State Issue II Project Fund for the McKinley Avenue - Central Avenue to Souder Avenue and Morse Road - Phase I Improvement projects with the proceeds of the tax exempt debt of the State of Ohio for the Transportation Division and to declare an emergency. (\$-0-)

This Matter was Adopted on the Consent Agenda.

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

CA

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Public Safety in the amount of \$163,477.10; to authorize the appropriation of \$163,477.10 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$163,477.10)

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

CA To authorize a supplemental appropriation for the twelve months ending December 31, 2005, for the Health Department Grants Fund, and to declare an emergency. (\$43,000)

This Matter was Approved on the Consent Agenda.

CA To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a one (1) year lease agreement by and between the City of Columbus and Ralston Industries, Inc., an Ohio corporation, for approximately 9,000 square feet of office/warehouse space at 2771-2773 E. Fourth Avenue, as the new location of the City's "Mobile Tool Library Program", to expend \$32,040.00 from the Community Development Black Grant Fund, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

CA To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Aluminum, Fiberglass, and Cast Iron Poles and Aluminum Bases and Brackets with Becker Electric, Bayside Supply, LLC., Graybar Electric and Edison Equipment, LLC. , to authorize the expenditure of four dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00).

This Matter was Approved on the Consent Agenda.

CA To authorize the Director of Public Utilities to modify the contract for Incinerator Maintenance Services with Adrian L. Wallick Co., Inc., for the Division of Sewerage and Drainage; in order to conclude an Emergency Waiver of Regulations signed July 13, 2005; to authorize the expenditure of \$188,998.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$188,998.00)

This Matter was Approved on the Consent Agenda.

CA To authorize the Director of Public Utilities to modify and increase the contract for the installation of devices appropriate for the elimination of water in basements; with The Waterworks, for the Division of Sewerage and Drainage, to authorize the amount of \$200,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$200,000.00)

This Matter was Approved on the Consent Agenda.

CA To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the **Morse Road 36" Water Main Project**, and to declare an emergency.

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 \$40,000.00 from the Water Limited Fund for costs in connection with the **McKinley Avenue 36" Water Main**, 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 Public Utilities to execute a "Cross Easement" necessary for the City and 350 East First Avenue, Ltd., an Ohio limited liability company, to grant to one another certain easement rights across their adjacent real properties located in the vicinity of East First Avenue and Sixth Street, in order to better utilize their respective real properties, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

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 Como/Milton Area Sanitary Improvement Project 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 five contracts for an option to Purchase Mainline Parts & Fire Hydrants with Midwest Pipe-Ferguson Waterworks, Hydrflo, Inc., National Waterworks, Inc., Hughes Supply, Inc., and Ohio Water & Waste Supply Co., Inc., to authorize the expenditure of five dollars to establish these contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

CA

To authorize an appropriation of \$47,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for payroll during 2005 funded through grants and donations, and to declare an emergency. (\$47,000.00)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA

Reappointment of David Strause, PO Box 10532, Columbus, OH 43201-7532, to serve on the Victorian Village Commission with a new term expiration date of June 30, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA

Reappointment of Thomas L. Kaplin, 600 North Cassady Avenue, Columbus, Ohio, 43219 to

serve on the Columbus Recreation and Parks Commission with a new term expiration date of December 31, 2010 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Clayton H. Royder, D.O., 4500 Dublin Road, Columbus, Ohio, 43221 to serve on the Columbus Recreation and Parks Commission with a new term expiration date of December 31, 2010 (resume attached).

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

CA Reappointment of Jerry Saunders, Africentric Personal Development Shop, Inc., 1409 East Livingston Avenue, Columbus, Ohio, 43205 to the Columbus Recreation and Parks Commission with a new term expiration date of December 31, 2010 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Dwight E. Smith, Sophisticated Systems, 2191 CityGate Drive, Columbus, Ohio 43219 to serve on the Columbus Regional Airport Authority with a term effective January 1, 2006 and a new term expiration date of January 1, 2010 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA Reappointment of Michael Reese, Deputy Chief of Staff, 90 W. Broad Street, Columbus, Ohio 43215 to serve on the Mid-Ohio Regional Planning Commission with the term effective January 1, 2006 and a new term expiration date of January 1, 2009 (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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES HABASH

To make appropriations for the 12 months ending December 31, 2006, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

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

To make appropriations for the 12 months ending December 31, 2006 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

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

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

To amend Ordinance No. 2944-1999, as amended, by enacting Section 5(E)-C073, the classification of Chief Plans Official; to amend Section 16(G) to provide for a payroll deduction for voluntary pre-paid legal services; 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 accept Memorandum of Understanding #2005-05 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 accept Memorandum of Understanding #2005-06 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective Bargaining Contract, August 24, 2005 through August 23, 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:

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

To authorize and direct the City Auditor to appropriate \$125,000.00 from the unappropriated balance of the Urban Development Action Grant Fund to the Development Department, Economic Development Division; to authorize the expenditure of \$125,000 from the Urban Development Action Grant Fund for the purpose of making storefront renovation grants under the Economic Development Division, Neighborhood Commercial Revitalization Program; and to declare an emergency. (\$125,000.00)

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

To authorize the Director of the Department of Development to enter into an agreement with Mount Carmel Health Systems providing for the development, redevelopment, neighborhood revitalization and infrastructure improvement needs of the Franklinton area.

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

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

To authorize and direct the City Auditor to transfer \$1,066,907 from the special income tax fund to the municipal court clerk capital improvement fund; to authorize the Franklin County Municipal Court Clerk to enter into a 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 \$1,066,907 from the municipal court clerk capital improvement fund; to waive the competitive bidding requirements of the Columbus City Codes, Chapter 329; and to declare an emergency. (\$1,066,907.00)

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

To authorize and direct the Finance and Management Director to enter into a contract for purchase of spikeless fuses to BTMC Corporation, to waive the provisions of competitive bidding, to authorize the expenditure of \$19,987.44 from the General Fund; and to declare an emergency. (\$19,987.44)

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

To authorize and direct the City Attorney to settle the claim of Caravan Village Inc. against the City of Columbus, Division of Sewers and Drains, in the total amount of Sixty-seven Thousand Three Hundred Dollars and no/100 (\$67,300.00) for property damage this business incurred as a result of flooding; and to declare an emergency (\$67,300.00)

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

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

An ordinance adopting the *Northeast Planning Area Economic Development Plan* as a guide for future economic development and in support of tax increment financing districts.

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

To authorize the City Attorney to exercise the option to purchase the real estate located at 815 East Long Street necessary for King Lincoln District Acquisition Project, to expend \$75,000.00 from the Northland and Other Acquisition Fund and to declare an emergency. (\$75,000.00)

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

To accept the application (AN05-012) of Carolyn R. Sowers for the annexation of certain territory containing 9.4 ± Acres in Madison Township.

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

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

To appropriate \$471,112.12 within the State Issue Two Projects Fund and transfer it to the Federal State Highway Engineering Fund; to authorize the transfer of \$240,000.00 between grants within the Federal State Highway Engineering Fund; to appropriate \$711,112.12 within the Federal State Highway Engineering Fund; to authorize the Public Service Director to modify and increase the existing construction contract with Trucco Construction Company, Incorporated, for construction of the Hard Road Phase B Improvement project for the Transportation Division; to authorize the expenditure of \$711,112.12 from the Federal State Highway Engineering Fund and to declare an emergency. (\$711,112.12)

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 12/05/05 The motion carried by the following vote:

To authorize and direct the Finance and Management Director to enter into contracts for an option to purchase Aluminum Street Sign Blanks with Rocal, Inc. and US Standard Sign Company, to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$2.00)

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

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

To authorize and direct a transfer of \$11,000 within the Department of Development General Fund; to authorize the Director of the Department of Development to modify a contract with Community Research Partners to provide an analysis and recommendation for action necessary to establish a Community Action Agency to serve the residents of Columbus; to authorize the expenditure of \$80,000 from the General Fund; and to declare an emergency. (\$80,000)

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

To adopt the budget item presented in the attachment as part of the consolidated submission of Community Planning and Development Programs for the 2005-2009 Consolidated Plan and 2006 Action Plan; 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:

To adopt the budget item presented in the attachment as part of the consolidated submission of Community Planning and Development Programs for the 2005-2009 Consolidated Plan and 2006 Action Plan; 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 establish a Board of Revision to hear the objections to the Maize Morse, Sharon Woods, Independence Village Section I and Westerford Village Area assessments for underground street lighting systems and to declare an emergency.

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

To authorize the Director of Public Utilities to enter into contract with Prime Engineering and Architecture, Inc., to provide professional engineering services for the Cleveland Avenue/Lakeview Avenue Storm Sewer Improvements Project; to authorize the transfer and expenditure of \$268,285.62 from within the Storm Sewer Bond Fund; to amend the 2005 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$268,285.62)

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

To authorize the Public Utilities Director to enter into a contract with George Lynch Controls Inc. to replace an evaporator at the Public Utilities Complex for the Division of Water, to waive the provisions of competitive bidding, to authorize the expenditure of \$27,200.00 from Water Systems Operating Fund, and to declare an emergency. (\$27,200.00)

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

RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON TAVARES

To amend Section 11.05.045 of the Columbus City Codes, 1959, as it relates to collection of overdue charges for provision of services to customers of the Division of Water; and to repeal the existing section being amended.

A motion was made by Thomas, seconded by Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 12/05/05 The motion carried by the following vote:

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2006.

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

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

To amend Chapter 1105 of the Columbus City Codes, 1959, as it relates to 2005 water rates for customers of the Division of Water by enacting new Sections 1105.041 and 1105.21 and amending Sections 1105.04, 1105.05, and 1105.055; and to repeal all existing sections being amended.

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

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

To amend Section 1149.08(b) of the Columbus City Codes, 1959, to increase Stormwater fees that will take effect on January 1, 2006.

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

To amend Sections 1105.17 and 1147.17 of the Columbus City Codes, 1959, by modifying the Systems Capacity Charges for the Division of Water and the Division of Sewerage and Drainage; and to repeal the existing sections being amended.

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

ADJOURNMENT

A motion was made by President Mentel, seconded by Hudson, to adjourn this Regular Meeting ADJOURNED: 6:50 p.m. The motion carried by the following vote: