



# City of Columbus

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

## Agenda - Final 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.*

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Monday, July 7, 2003

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 25 OF COLUMBUS CITY COUNCIL, JULY 7, 2003 at 5:00 P.M. IN COUNCIL CHAMBERS.**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

**COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE**

**C0028-2003**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, JULY 2, 2003:

New Type: D1, D2  
To: Franklin Park Conservatory  
Joint Recreation District  
DBA Franklin Park Conservatory  
1777 E Broad St  
Columbus Ohio 43203

New Type: C2  
To: Columbus CVS LLC  
DBA CVS Pharmacy #5436  
2100 E Dublin Granville Rd  
Columbus Ohio 43229

Liquor Agency Contract:  
To: SAB & RRB Inc  
DBA Village Carryout  
851 W 5th Av  
Columbus Ohio 43212

Transfer Type: C1, C2  
To: SAB & RRB Inc  
DBA Village Carryout  
851 W 5th Ave

Columbus Ohio 43212  
From: SAB & RRB Inc  
1489 W 5th Ave  
Columbus Ohio 43212

Transfer Type: C1, C2, D6  
To: PAK Gas Inc  
DBA Sunoco Schrock Rd  
1949 Schrock Rd  
Columbus Ohio 43229  
From: Mohammed B Kahn  
DBA PAK Gas  
1949 Schrock Rd & Gas Pumps  
Columbus Ohio 43229

Transfer Type: D5  
To: 3280 RCM Inc  
5720 Scarborough Blvd  
Columbus Ohio 43232  
From: 3280 RCM Inc  
3280 E Main St  
Columbus Ohio 43213

Stock Type: D1, D3, D3A, D6  
To: Macnair Inc  
2978 McKinley Av  
Columbus Ohio 43204

ADVERTISE 07/12/03  
RETURN 07/24/03

## RESOLUTIONS OF EXPRESSION

### 287X-2003

To recognize and congratulate the Parsons Avenue Merchant Association for their Fourteenth Annual Parsons Avenue Autorama called Cruisin' held Saturday, July 5th, 2003.

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FR FIRST READING OF 30-DAY LEGISLATION

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

### FR 1660-2003

To authorize and direct the Finance Director to sell to Detective Donovan Maccabee for the sum of \$1.00 a police canine with the registered name of "Robbie" which has no further value to the Division of Police and to waive provisions of the City Code-Sale of City Owned

Personal Property. (\$1.00)

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

- FR [1523-2003](#) To accept the application (AN03-008) of Dorothy A. Chick, et al. for the annexation of certain territory containing 5.95 ± Acres in Plain Township.
- FR [1692-2003](#) An ordinance adopting the Crosswoods Central Park Economic Development Plan as a guide for future economic development and in support of a tax increment financing district.
- FR [1693-2003](#) An ordinance adopting the Alum-Watkins Road Economic Development Plan as a guide for future economic development and in support of a tax increment financing district.
- FR [1694-2003](#) To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive agreement with Residential Financial Corporation as provide in Columbus City Council Resolution 144X-02 adopted July 22, 2002.
- FR [1695-2003](#) To authorize the Director of Development to enter into an agreement with United Parcel Service for a tax abatement of sixty-five percent (65%) on new machinery & equipment for a period of seven 7 years in consideration of a proposed \$5,535,000 investment in real and personal property, the creation of 25 (twenty-five) new full-time jobs and the retention of 702 full-time positions.
- FR [1696-2003](#) To authorize the Director of Development to enter into an agreement with Superior Production Partnership for a tax abatement of sixty percent (60%) on real property improvements, machinery & equipment, furniture & fixtures, and inventory for a period of seven 7 years in consideration of a proposed \$4.8 million investment in real and personal property and the creation 32 (thirty-two) new full-time jobs.
- FR [1716-2003](#) An ordinance establishing a Tax Increment Finance incentive district and declaring improvements to certain parcels of real property to be a public purpose, describing the public infrastructure improvements to be made to benefit those parcels, requiring the owners thereof to make service payments in lieu of taxes, establishing a municipal public improvement tax increment equivalent fund for the deposit of such service payments, and protecting the Worthington School District against any loss of revenue.
- FR [1720-2003](#) To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with

Virginia Homes, Ltd. as provided in Columbus City Council Resolution 144X-02 adopted July 22, 2002.

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

- FR**     [1651-2003](#)     To authorize the Public Service Director to submit applications for the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Transportation Division on behalf of the City of Columbus. (\$-0-)

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

- FR**     [0796-2003](#)     To grant a Variance from the provisions of Sections 3342.06 Aisle; 3342.09, Dumpster area; 3342.18, Parking Setback Line; 3372.521, Supplemental parking requirements; 3372.564 Parking; and 3372.567 Maximum floor area, for the property located at 1892 INDIANOLA AVENUE (43201), to permit a seven-unit apartment house with reduced development standards in the AR-4, Apartment Residential District (Council Variance CV02-052), and to declare an emergency.
- FR**     [1001-2003](#)     To rezone 2372 GANTZ ROAD (43123), being 9.2± acres located on the east side of Gantz Road, 460± feet south of Willow Run Road, From: PUD-6, Planned Unit Development District, To: R-2, Residential District (Rezoning # Z03-018).
- FR**     [1106-2003](#)     To rezone 973 GALLOWAY ROAD (43119), being 21.86± acres located on the west side of Galloway Road at the terminus of Greenhaven Avenue, From: R, Rural District, To: L-R-2, Limited Residential District.
- FR**     [1107-2003](#)     To grant a Variance from the provisions of Section 3361.03 D., Development plan, for the property located at 1920 SCHROCK ROAD (43229), to permit a fraternal organization in the CPD, Commercial Planned Development District. (Council Variance # CV03-012) and to declare to an emergency.
- FR**     [1514-2003](#)     To rezone 4466 MORSE ROAD (43230), being 1.05± acres located on the north side of Morse Road, 398± feet east of Sleaford Avenue, From: L-C-2, Limited Commercial District, To: CPD, Commercial Planned Development District. (Rezoning #Z02-095) and to declare an

emergency.

- FR**     **[1575-2003](#)**     To grant a Variance from the provisions of Sections 3363.01, M, Manufacturing districts; 3309.14, Height District; 3342.08, Driveway; 3342.15, Maneuvering; 3342.19, Parking space; 3342.25, Vision clearance and 3342.28, Minimum number of parking spaces required; 3372.609(A)(B) Setback requirements, of the Columbus City Codes for property located at 1000 SOUTH FRONT STREET (43206), to permit residential and park uses in the M, Manufacturing District. (Council Variance Application: CV03-003)
- FR**     **[1598-2003](#)**     To rezone 2070 BETHEL ROAD (43220), being 16.99± acres located at the northeast corner of Bethel and Dierker Roads, the Crown Pointe Shopping Center, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z02-113)
- FR**     **[1672-2003](#)**     To grant a Variance from the provisions of Section 3361.02, Permitted Uses; for the property located at 1552 NORTH HIGH STREET (43201), to permit ground floor dwelling units, dwelling units above ground floor dwelling units and dwelling units above certain restricted commercial uses in the CPD, Commercial Planned Development District. This application was filed as a companion Variance to rezoning application Z03-004 (Council Variance CV03-004).
- FR**     **[1673-2003](#)**     To rezone 1552 NORTH HIGH STREET (43201), being 7.70± acres located on the east side of North High Street between East Ninth Avenue and Chittenden Avenue, and on the west side of North High Street between West Tenth Avenue and West Eleventh Avenue, From: C-4, Commercial, P-1 and P-2, Parking, AR-4, Apartment Residential, and R-4, Residential Districts, To: CPD, Commercial Planned Development District (Z03-004). Filed with companion Council Variance request CV03-004.
- FR**     **[1688-2003](#)**     To rezone 6124 HARLEM ROAD (43054), being 13.12± acres located on the east side of Harlem Road, 240± feet north of State Route 161; From: R, Rural District, To: PUD-6, Planned Unit Development District.
- FR**     **[1718-2003](#)**     To grant a Variance from the provisions of Sections 3363.01, M-manufacturing districts; 3327.07, Certificate required; 3342.06, Aisle;

3342.08, Driveway; 3342.11, Landscaping; 3342.15, Maneuvering; 3342.18, Parking setback line; 3342.19, Parking space; 3342.25, Vision clearance and 3342.28, Minimum number of parking spaces required, 3372.609, Setback requirements 3372.615(A), Parking and circulation, of the Columbus City Codes for property located at 224 EAST FIRST AVENUE (43203), being 3.25± acres located at the northeast corner of North Fourth Street and East First Avenue, to permit residential and park uses with reduced development standards in the M, Manufacturing District.

## CA CONSENT ACTIONS

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

- CA [1531-2003](#) To authorize the expenditure of \$25,000.00 from the Recreation and Parks Grant Fund in conjunction with the Spring-Long Parkland Improvements Project, and to declare an emergency. (\$25,000.00)

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

- CA [1642-2003](#) To authorize the City Attorney to appropriate \$200,000.00 from fees collected by the Bad Checks and Criminal Diversion Programs for the purpose of offsetting the cost of the salaries of the Programs' employees and to declare an emergency. (\$200,000.00)
- CA [1654-2003](#) 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 Jasonway Avenue Drainage Project, to authorize the expenditure of \$1,407.00 from the Storm Sewer Bond Fund and to declare an emergency. (\$1,407.00)

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

- CA [1565-2003](#) To authorize the Public Service Director to enter into a contract for the Transportation Division with G & G Cement Contractors for construction of the Alley South of Mooberry Project; to authorize the expenditure of \$95,075.80 from the Voted 1995, Voted 1999 Streets and Highways Fund, and to declare an emergency. (\$95,075.80)
- CA [1639-2003](#) To authorize the Public Service Director to modify and increase the contract with Miller Pavement Maintenance, Inc. for the construction of the Spring Resurfacing 2001 project for the Transportation Division, to authorize the expenditure of \$1,074.29 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency.

(\$1,074.29)

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

**1702-2003** To authorize the Director of the Department of Development to execute those documents necessary to enter into a one (1) year lease agreement between the City of Columbus and Livingston Court Management LLC, for the lease of approximately 1,600 square feet of office space located at 3585 East Livingston Avenue and the contiguous parking spaces, as the proposed site of the City's "Neighborhood Pride Center"; and to declare an emergency.

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

**CA 1663-2003** To authorize and direct the Director of Public Utilities to increase an existing purchase order with CAD Concepts, Inc. to provide as-built drawing services for the Division of Sewerage and Drainage, to waive the provisions of competitive bidding, to authorize the expenditure of \$24,948.00 from the Sewerage System Operating Fund, and to declare an emergency (\$24,948.00)

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

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

**0944-2003** To adopt the 2004 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County Budget Commissions and to declare an emergency.  
*(TABLED JULY 23, 2003)*

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

**1607-2003** To authorize the direct the Director of Recreation and Parks to enter into contract with Columbus Public Schools Food Service for services in conjunction with the 2003 Summer Food Service Program, to authorize the expenditure of \$1,115,000.00 from the Recreation and Parks Grant Fund. , and to declare an emergency (\$1,115,000.00)

**1613-2003** To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$1,204,967.00 from the Ohio Department of Education for the operation of the 2003 Summer Food Service Program, to appropriate these funds to the Recreation and Parks Grant Fund. , and to declare an emergency. (\$1,204,967.00)

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

**1538-2003**

To authorize the Columbus Fire Chief to accept a grant award from the State of Ohio Division of EMS for the purchase of personal protective apparel for the Division of Fire and to appropriate \$9,241.98 from the unappropriated balance of the General Government Grant Fund. (\$9,241.98)

**DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE HABASH TAVARES****1521-2003**

To accept the application (AN03-006) of Christ the King Church for the annexation of certain territory containing 119.655 ± Acres in Orange Township.

**1527-2003**

To accept the application (AN03-009) of Bishop James A. Griffin for the annexation of certain territory containing 107.71 ± Acres in Orange Township.

**1570-2003**

To authorize the Director of the Department of Development to modify a contract with the Columbus Downtown Development Corporation; and to authorize the expenditure of \$50,000 from the General Fund. (\$50,000.00)

**1620-2003**

To authorize the Director of the Department of Development to enter into a Jobs Creation Tax Credit Agreement with Safe Auto Services, Inc. at sixty percent (60%) for a period of five (5) taxable years in consideration of Safe Auto Services, Inc. creating 60 (sixty) new full-time jobs, relocating and retaining 60 (sixty) full-time jobs in the City of Columbus.

**1704-2003**

To amend Ordinance No. 1194-02; to authorize the Directors of Finance, Public Utilities and Public Service to enter into additional agreements and documents in connection with the conveyance of the City's interest in a 0.7553 acre property on South High Street to Capitol South Community Urban Redevelopment Corporation and the future development thereof; and to declare an emergency.

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HABASH  
SENSENBRENNER TAVARES****1070-2003**

To authorize the Public Service Director to enter into a contract with Mid-Ohio Regional Planning Commission for professional services associated with the development of the Linden Area Traffic Management Plan for the Transportation Division; to authorize the expenditure of \$250,000.00 from the 1995, 1999 Voted Streets and Highways Fund; and to declare an emergency. (\$250,000.00)



**1604-2003**

To accept the plat titled ASHERTON WOODS, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio Corporation, by Stephen M. Caplinger, Vice President Land Operations.

**1634-2003**

To authorize the Director of Public Service to enter into a contract with Complete General Construction Company for construction of the Mound Street Souder Avenue Intersection Improvements Project; to authorize the expenditure of \$1,231,103.75 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division. ; and to declare an emergency. (\$1,231,103.75)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE HABASH THOMAS****1135-2003**

To authorize and direct the Board of Health to accept donations from various hospitals in the amount of \$24,998.00; to authorize the appropriation of \$24,998.00 from the unappropriated balance of the Health Special Purposes Fund; to authorize the Director of Finance to enter into contract with Medtronic Physio-Control for the purchase of AED's; to authorize the expenditure of \$22,089.00 from the Health Special Purpose Fund; to waive the City Code provisions for competitive bidding. , and to declare an emergency. (\$24,998.00)

**UTILITIES: THOMAS, CHR. HABASH MENTEL O'SHAUGHNESSY****0987-2003**

To authorize the Director of Public Utilities to enter into a contract with Metcalf & Eddy of Ohio, Inc. for the Dublin Road Water Plant Treatment Capacity Increase Study and Evaluation, for the Division of Water, to authorize the expenditure of \$485,125.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2002 C.I.B., and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$485,125.00)

**0992-2003**

To authorize the Director of Public Utilities to execute a Loan Agreement with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for a Sewerage and Drainage Division Project; and to declare an emergency.

**1104-2003**

To authorize the Finance Director to establish a Blanket Purchase Order, for turbine style water meters, from an established Universal Term Contract with Hersey Meters/Div. of Mueller Co., for the Division of Water, to amend the 2002 C.I.B., to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted 1991 Bonds

Fund, to authorize the expenditure of \$330,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$330,000.00)

**1131-2003**

To authorize and direct the Finance Director to establish a purchase order with Weir Supply c/o Kissick Incorporated for the purchase of a Galigher Vertical Sump Pump for the Division of Sewerage and Drainage, to authorize the expenditure of \$27,654.00 from the Sewer System Operating Fund. (\$27,654.00)

**255X-2003**

To authorize the Director of Public Utilities, on behalf of the Division of Electricity, to cause plans and specifications to be prepared for installing ornamental street lighting with underground wiring in the Berwick III Area under the assessment procedure and to declare an emergency.

**1520-2003**

To authorize the Public Utilities Director to enter into a five-month contract with Dove Building Services, for janitorial services at the Public Utilities Complex, for the Division of Water, to waive the provisions of formal competitive bidding, to authorize the expenditure of \$143,000.00 from Water Systems Operating Fund, and to declare an emergency. (\$143,000.00)

**1524-2003**

To authorize the Director of Public Utilities to modify the contract with Malcolm Pirnie, Inc., for Parsons Avenue Water Plant Operations Improvements, for the Division of Water, and to authorize the expenditure of \$430,000.00 from Waterworks Enlargement Voted 1991 Bonds Fund. (\$430,000.00)

**1644-2003**

To authorize the Director of the Department of Public Utilities to execute and grant a quitclaim deed of easement Real Property Developers, LLC under and across that City owned property known as Hoover Nature Preserve, 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.

*(TABLED JULY 30, 2003)*

**1653-2003**

To authorize the Director of Public Utilities to enter into an agreement with Malcolm Pirnie, Inc., for professional engineering services for the Wastewater Treatment Facilities Upgrade, General Program--Overall Engineering Consultant (OEC) Services, for the Division of Sewerage and Drainage; to amend the 2002 Capital Improvements Budget; 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 \$3,825,000.00 from the 1991 Sanitary Bond Fund; and to declare an emergency. (\$3,825,000.00)

**1711-2003**

To authorize the Director of Public Utilities to modify the guaranteed maximum cost agreement with Dominion Homes, Inc., in connection with the Big Run Subtrunk, West of Galloway Road Project, for the Division of Sewerage, and to declare an emergency. (\$0.00)