

# City of Columbus

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



## Minutes - Final

Monday, September 15, 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. 33 OF COLUMBUS CITY COUNCIL,  
MONDAY, SEPTEMBER 15, 2003 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 Tavares, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

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

**THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF WEDNESDAY, SEPTEMBER 10,  
2003:**

**New Type:** C1, C1, C2  
**To:** Kroger Co  
DBA Kroger 514  
3588 Gender Rd  
Columbus Ohio 43110

**New Type:** D1  
**To:** Blue Rooster Ltd  
DBA Rancho Alegre Market  
Columbus Ohio 43204

**New Type:** C1, C2  
**To:** La Michoacana Mexican Market II LLC  
3629 Sullivant Av  
Columbus Ohio 43228

**New Type:** C1, C2  
**To:** 360 West Third Avenue Inc  
DBA Ziggys  
360 W 3rd Av  
Columbus Ohio 43201

**New Type:** C1, C2  
**To:** Speedway Superamerica LLC  
DBA Speedway 9751  
1165 S High St  
Columbus Ohio 43206

**New Type:** C1, C2  
**To:** Speedway Superamerica LLC

DBA Speedway 9263  
6425 E Broad St  
Columbus Ohio 43213

**New Type:** C1, C2  
**To:** La Bodega Supermarket LLC  
3014-3018 Sullivant Ave  
Columbus Ohio 43204

**Transfer Type:** D1, D2, D3, D3A, D6  
**To:** JNYD LLC  
DBA Basi Italia  
811 Highland St.  
Columbus Ohio 43201  
**From:** Hargood Enterprises Inc  
Craig Smith RCVR  
DBA Opulence Restaurant  
30 S Young St 1st Fl  
Columbus Ohio 43215

**Transfer Type:** D5, D6  
**To:** Basement Bar Inc  
456 S Front St & Patio  
Columbus Ohio 43215  
**From:** Alley Bar Inc  
456 S Front St & Patio  
Columbus Ohio 43215

ADVERTISE 09/20/03  
RETURN 10/02/03

## RESOLUTIONS OF EXPRESSIONS

### Habash

**LA** Congratulating the Columbus Board of Education and Superintendent Gene T. Harris on the landmark results by students of the Columbus Public Schools on the State Report Card.

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

### Boyce

### Columbus Youth Commission Appointments by Councilmember Boyce

**LA** TO RECOGNIZE AND COMMEMORATE THE INTERNATIONAL DAY OF PEACE SUNDAY, SEPTEMBER 21, 2003

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

**LA**

To honor and recognize New Fellowship Baptist Church on their 22nd church anniversary

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

In Memory of Dorothy Rose Callender.

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

To honor and recognize the UniverSoul Circus and to declare Tuesday, August 26, 2003, as UniverSoul Circus Day in the City of Columbus.

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

Columbus City Council extends sincere condolences to the family and friends of Roberta Booth on this sorrowful occasion of her 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 recognize and congratulate St. Mary of the Springs Academy for their Bicentennial Marker dedication honoring Anne O'Hare McCormick on Sunday, September 7, 2003.

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

**Tavares**

To recognize and congratulate Mr. Dan L. Heinlen on his retirement from the Ohio State University Alumni Association, Inc. on this 13th day of September, 2003.

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

To recognize and congratulate Cantor Jack Chomsky for the 20 years of outstanding work you have provided to Congregation Tifereth Israel and the Columbus community.

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

To honor and recognize the North American Interfaith Network's annual meeting and conference.

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

To recognize and congratulate Pool of Bethesda Church of the Living God Internal for their sponsorship of the Elect Ladies Conference.

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

To recognize and congratulate Lutheran Social Services of Central Ohio on the 10 year anniversary celebration of their retirement community, Kensington Place.

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

To recognize and congratulate Oakley Full Gospel Baptist Church on their 107th Anniversary.

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

## Thomas

To recognize and honor the employees of Columbus Metropolitan Area Community Action Organization (CMAO) for their outstanding commitment to providing professional service to the citizens of the City of Columbus.

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

LA

Columbus City Council recognizes and celebrates the life of Janet Jones and extends its sincere condolences to her family and friends on the occasion of her passing on August 29, 2003.

A motion was made by Thomas, 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**

**FINANCE: 1925-2003, 1926-2003**

**DEVELOPMENT: 2068-2003, 2071-2003**

**PUBLIC SERVICE & TRANSPORTATION: 1968-2003**

**UTILITIES: 1930-2003, 1932-2003, 1997-2003**

**FINANCE:**

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Steel, with Benjamin Steel Company, Inc., 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 and direct the Finance Director to modify and extend the city-wide contracts for the option to purchase Sanitary Paper, with HP Products and Heinrich Paper Company, Inc., 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:**

**DEVELOPMENT**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-026) of 10.912± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code 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 set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-025) of 15.0± Acres in Jefferson Township to the city of Columbus as required by the Ohio Revised Code 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:**

## **PUBLIC SERVICE & TRANSPORTATION**

To authorize and direct the Finance Director to enter into a contract for an option to purchase HD Truck Transmission Repair, with W. W. Williams Company, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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

## **UTILITIES**

To authorize and direct the Finance Director to enter into a contract for an option to purchase Pre-Cast Manhole Risers & Cones, with Hughes Supply, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

**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 Director of Public Utilities to pay Griffin Wheel Company, for reimbursement of sewer charges, to authorize the expenditure of \$70,059.84 from the Sewerage System Operating Fund, and to declare an emergency. (\$70,059.84)

**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 Director of Public Utilities to pay the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority, for a Sewerage and Drainage Division project; to authorize the expenditure of \$25,429.00; and to declare an emergency. (\$25,429.00)

**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 Director of Public Utilities to modify the professional engineering services contract with URS Corporation for the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project; to authorize the appropriation, transfer and expenditure of \$2,887,224.00 from

the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage, and to declare an emergency. (\$2,887,224.00)

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

**HEALTH, HOUSING & HUMAN SERVICES**

To authorize and direct the Board of Health to enter into a contract with The Ohio State University for the provision of high risk perinatal care services; to authorize the expenditure of \$135,241 from the Health Department Grants Fund; to waive the provisions for competitive bidding; ~~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 Director of Finance to establish a purchase order with The Ohio State University Medical Center for the purchase of prescription drugs for five (5) local pharmaceutical caches; to authorize the expenditure of \$38,950 from the Health Department Grants Fund; to waive the provisions of competitive bidding; and to declare an emergency. (\$38,950)

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

**FR FIRST READING OF 30-DAY LEGISLATION**

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

FR

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$10,184.00 and enter into an agreement with the Franklin County Board of Commissioners (dba: Franklin County Senior Options) for funding to support the Fitness 55 programs, and to authorize an appropriation of \$10,184.00 from the unappropriated balance to the Recreation and Parks Grant Fund to the Recreation and Parks Department. (\$10,184.00)

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

FR

To accept the application (AN03-017) of Lawrence O. & Bonnie Jean Jarrell, et al. for the annexation of certain territory containing 7.193 ± Acres in Washington Township.

FR

To accept the application (AN03-014) of Willow Brook Christian Communities Inc. for the annexation of certain territory containing 1.71 ± Acres in Sharon Township.



FR

To adopt the TriSouth Neighborhood Plan as a guide for future public improvements and redevelopment within the Marion-Franklin, Southfield, Greenhill Acres and Cambria Addition neighborhoods.

FR

To accept the application (AN03-016) of A. I. Limited, LLC, et al. for the annexation of certain territory containing 1.09 ± Acres in Washington Township.

FR

To accept the application (AN03-015) of Nittany Lions, LTD, et al. for the annexation of certain territory containing 5.826 ± Acres in Clinton Township.

FR

To designate the Northmoor Engine House/Station 19, 3601 North High Street, as Listed Property CR 55 on the Columbus Register of Historic Properties.

FR

To accept the application (AN03-005) of James S. Russell for the annexation of certain territory containing 6.409 ± Acres in Hamilton Township.

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

FR

To repeal Ordinance # 0792-03, passed on the 9th day of June, 2003, and accept the plat titled MEADOWS AT SHANNON LAKES SECTION ONE from MARONDA HOMES INC. OF OHIO, an Ohio corporation, by JAMES F. BAUER, Executive Vice President.

FR

To accept the plat titled UPPER ALBANY SECTION 3, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, by STEPHEN M. CAPLINGER, Vice President Land Operations.

FR

To accept the plat titled McCUTCHEON CROSSING SECTION 5, from McCUTCHEON CROSSING ASSOCIATES, LLC, an Ohio limited liability company, by ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES, INC., an Ohio corporation, Managing Member, and ERIC J. SHOTTENSTEIN, President of JOSHUA INVESTMENT COMPANY, INC., an Ohio corporation, Member.

FR

To accept the plat titled DORCHESTER SECTION 1, from ROCKFORD HOMES, INC., an Ohio corporation, by Donald R. Wick, Executive Vice President.

FR

To accept the plat titled WYNSTONE VILLAGE, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, by STEPHEN M. CAPLINGER, Vice President Land Operations.

FR To accept the plat titled SUSSEX PLACE SECTION 1, from SUSSEX PLACE, LLC., by MARONDA HOMES, INC. OF OHIO, sole member, by JAMES BAUER, Executive Vice President.

FR To accept the plat titled GATES OF McNAUGHTEN, from COLUMBUS CONTRACTOR COMPANY, by JOHN J. GIRARD, President.

FR **To authorize the Public Service Director to execute those documents required to grant encroachment easements into North Third Street between Long Street and Elm Street.**

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

FR To authorize the Finance Director to enter into a contract with BC Engineering for Water Tower Altitude Control Valves for the Division of Water, and to authorize the expenditure of \$36,230.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$36,230.00)

FR To authorize the Finance Director to enter into a contract with Ohio Water & Waste Supply Company for Pump Control Valves for the Division of Water, and to authorize the expenditure of \$24,495.90 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$24,495.90)

FR To authorize the Director of Public Utilities to enter into a contract with JBS Associates, Inc. for a comprehensive water audit for the Division of Water, to waive the provision of competitive bidding, and to authorize the expenditure of \$50,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$50,000.00)

FR To authorize the Director of Public Utilities to modify the contract with C.F. Bird & R.J. Bull, Inc. for the Sunbury Road 12" Water Line Improvement for the Division of Water, to authorize the expenditure of \$30,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$30,000.00)

FR To authorize the Director of Public Utilities to reimburse the Solid Waste Authority of Central Ohio for the construction of a 16" water main along State Route 665 for the Division of Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$270,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$270,000.00)

FR To authorize the City Auditor to create and maintain a Storm Sewer System Reserve Fund from the proceeds of the stormwater fee, and to authorize an initial transfer not to exceed \$10,000,000 to said fund. (\$10,000,000)

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

FR

To rezone **5700 CHANTRY DRIVE (43232)**, being 20.2± acres located on the north side of Chantry Drive, 1105± feet east of Park Crescent Drive, **From:** L-C-4, Limited Commercial District, **To:** L-AR-12 Limited Apartment Residential District (Z02-094)

FR

To grant a Variance from the provisions of Section 3333.02, AR-12, ARLD and AR-1 apartment residential district use, for the property located at **751 CHESTNUT GROVE DRIVE (43004)**, to permit an apartment complex rental office to also function as a rental office for an adjacent single-family subdivision and retirement community, in the L-AR-12, Limited Apartment Residential District. (Council Variance # CV03-026)

FR

To grant a Variance from the provisions of Section 3356.03, C-4, Permitted Uses, for the property located at **165 NORTH WAYNE AVENUE (43204)**, to permit an existing single-family dwelling in the C-4, Commercial District. (Council Variance # CV03-027)

FR

To rezone **2648 BROWN ROAD (43123)**, being 33.38± acres located on the east side of Brown Road, 230± feet north of Dyer Road, **From:** AR-12, Apartment Residential, and R-1, and R-2, Residential Districts, **To:** R-2, Residential District. (Rezoning # Z03-030)

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

FR

To amend Chapter 1105 of the Columbus City Codes, 1959, regarding the age at which a person may be considered an "eligible senior consumer".

**CA Passed The Consent Agenda**

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

CA

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Crystal Enterprise Software, with Software House International, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize the Director of the Department of Finance to increase a purchase order with

US Laser for printer services and supplies for the Department of Technology, on behalf of numerous City agencies, to authorize the expenditure of \$47,851.10 from the Technology Director's Office, Cable Fund; \$18,100.00 from the Technology's Director Office, Internal Service Fund, and to declare an emergency. (\$65,951.10)

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize and direct the Director of Recreation and Parks to enter into a five-year lease agreement, in the amount of \$1.00 per year, with The Adaptive Adventure Sports Coalition for use of the residence at the Jeffrey Scioto Park, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize the City Auditor to transfer \$75,000.00 within the City Attorney's Office general fund budget from Object Level One 03 to Object Level One 01 in order to fund the position of the Director of the Night Prosecutor Mediation Program and to declare an emergency. (\$75,000.00)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Fire Chief to accept a concrete mixer chamber from Smith Equipment Company for use by the Bomb Squad, and to declare an emergency. (NFI)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize an appropriation of \$15,000.00 from the unappropriated balance of the Alcohol Treatment Fund to the Division of Police to pay for advanced training for Accident Investigation Unit, to provide funds for alcohol and toxicology testing in DUI cases; and to declare an emergency. (\$15,000.00)

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize and direct the Finance Director to modify the citywide contract for the option to purchase Citrix Software and Services, with Vector, ESP, Inc., and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

CA

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Auto Glass Repair, with Harr's Auto Glass, Inc., and to declare an emergency.

**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 PTO Pumps, Parts & Spinner Motors, with Hydro Supply Company, 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 and direct the Finance Director to enter into a contract for an option to purchase Automotive PM Services, with McGlaughlin Oil Company/FAS Lube, Inc., 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.**

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

CA

To authorize and direct the Board of Health to enter into a revenue contract from the Ohio Department of Health for the provision of food service inspections and food sample collections, in an amount not to exceed \$8,000, and to declare an emergency. (\$8,000)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize and direct the Board of Health to accept a grant from the Franklin County Department of Job and Family Services, Kids in Different Systems in the amount of \$74,653.40; to authorize the appropriation of \$74,653.40 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$74,653.40)

**This Matter was Approved on the Consent Agenda.**

CA

To authorize the Board of Health to modify and increase a contract with Columbus AIDS Task Force for the provision of Health Education and Risk Reduction Services, to authorize the expenditure of \$37,199 from the Health Department Grants Fund to pay the cost thereof, and to declare an emergency. (\$37,199)

**This Matter was Approved on the Consent Agenda.**

CA To authorize the Director of the Department of Development to expend \$210,000 from the FY 2002 HOME Fund for Community Housing Development Organizations; and to declare an emergency. (\$210,000)

**This Matter was Approved on the Consent Agenda.**

CA To authorize the Director of the Department of Development to modify an Emergency Human Services Capital Fund contract with the Central Community House by extending the length of the contract; and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

CA To authorize and direct the Finance Director to establish purchase orders with K.E Rose Company, Ace Truck Body, and America's Body Company for the purchase of Truck Bodies for the Division of Sewerage and Drainage , to authorize the expenditure of \$33,198.00 from the Sewerage System Operating Fund and to declare an emergency. (\$33,198.00)

**This Matter was Approved on the Consent Agenda.**

CA To authorize the Finance Director to establish an additional Blanket Purchase Order, for soda ash, from an established Universal Term Contract, with American Soda LLP, for the Division of Water, to authorize the expenditure of \$221,382.00 from Water Systems Operating Fund, and to declare an emergency. (\$221,382.00)

**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 Electro-Hydraulic Actuators, with APA Incorporated, 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 Public Utilities Director to enter into a one-year contract with K&M Kleening Service, Inc., for janitorial services at the Public Utilities Complex, for the Division of Water, to authorize the expenditure of \$168,328.00 from Water Systems Operating Fund, and to declare an emergency. (\$168,328.00)

**This Matter was Approved on the Consent Agenda.**

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

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

To accept the amounts and rates by the Franklin County Budget Commission for the City's Tax Budget for 2004 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:**

To accept Memorandum of Understanding #2003-03 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees/CWA, Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; 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:**

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

To authorize and direct the Director of Recreation and Parks to submit a grant application, in the amount of \$335,000.00 to the Ohio Public Works Commission for a Clean Ohio Funds Program grant for stream restoration and riparian corridor protection in the Glen Echo Ravine, tributary of the Olentangy River, and to declare an emergency. (\$335,000.00)

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

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

**To authorize the City Attorney to modify an existing contract with Exponent for consulting services in connection with the Town Street Bridge, to authorize the expenditure of an additional Twenty Three Thousand, One Hundred Forty Two and 57/100 Dollars (\$23,142.57), to waive the competitive bidding provisions of the Columbus City Codes, and to declare an emergency.**

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

To authorize a continuation of military leave with pay to City employees who have and/or will be called to active military duty in connection with ongoing Homeland Security efforts for up to one (1) year; to allow for the continuation of City-provided group health and life insurance, under the same terms and conditions currently in effect, to City employees and their beneficiaries; and to declare an emergency.

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

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

To accept the application (AN03-013) of Jody S. Masseria-Lee, et al. for the annexation of certain territory containing 0.46 ± Acres in Prairie Township.

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

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

To authorize the Director of the Public Service Department to execute those documents required to grant an encroachment easement into the alley south of East Broad Street, west of Franklin Park West.

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

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

To authorize the Board of Health to enter into a contract with Fireproof Records Center for records storage and destruction services for the Health Department; to authorize the expenditure of \$25,000 from the Health Special Revenue Fund; and to waive provisions of competitive bidding. (\$25,000)

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

To authorize and direct the Board of Health to modify and increase a contract with Children's Hospital for the provision of a WIC clinic; to authorize the expenditure of \$15,000 from the Health Department Grants Fund, and to declare an emergency. (\$15,000)

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

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

To authorize the Director of Public Utilities to cause plans and specifications to be prepared for installing ornamental street lighting with underground wiring in the Raspberry Run



Subdivision under the assessment procedure and to declare an emergency.

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

To authorize and direct the Finance Director to enter into a contract for an option to purchase Eight (8) Cubic Yard Front Loading Refuse Containers, with Capital Refuse Consultants, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$1.00)

**A motion was made by Thomas, seconded by Sensenbrenner, 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 Total Site Management, LTD. for Water Line Rehabilitation-Alum Creek Area Waterline Improvements for the Division of Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$990,495.80 for construction and \$118,859.50 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency (\$1,109,355.30)

**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 the fifth modification of the contract with Decker Construction Company, for the Utility Cut and Restoration Project, for the Division of Water, to authorize the expenditure of \$490,000.00 from Water Systems Operating Fund, and to declare an emergency. (\$490,000.00)

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

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 Heatherbrook Subdivision under the assessment procedure 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:**

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

To repeal Ordinance # 0792-03, passed on the 9th day of June, 2003, and accept the plat titled MEADOWS AT SHANNON LAKES SECTION ONE from MARONDA HOMES INC. OF

OHIO, an Ohio corporation, by JAMES F. BAUER, Executive Vice President **and to declare an emergency.**

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

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

To accept the plat titled UPPER ALBANY SECTION 3, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, by STEPHEN M. CAPLINGER, Vice President Land Operations **and to declare an emergency.**

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

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

To accept the plat titled WYNSTONE VILLAGE, from M/I SCHOTTENSTEIN HOMES, INC., an Ohio corporation, by STEPHEN M. CAPLINGER, Vice President Land Operations **and to declare an emergency.**

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

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

## DEVELOPMENT

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-026) of 10.912± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code. ~~and to declare an emergency.~~

**A motion was made by President Pro-Tem Boyce, seconded by Sensenbrenner, 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 Sensenbrenner, that this matter be Amended to 30 day. The motion carried by the following vote:**

**A motion was made by President Pro-Tem Boyce, seconded by Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

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

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-025) of 15.0± Acres in Jefferson Township to the city of Columbus as required by the Ohio Revised Code. ~~and to declare an emergency.~~

**A motion was made by President Pro-Tem Boyce, seconded by Sensenbrenner, 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 Sensenbrenner, that this matter be Amended to 30 day. The motion carried by the following vote:**

**A motion was made by President Pro-Tem Boyce, seconded by Sensenbrenner, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

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

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

To amend the Columbus City Codes, 1959, by enacting proposed Chapter 3115 in order to create the Columbus Public Art Commission and to establish a public art program to provide for the inclusion of public art in public buildings, facilities, and spaces by recommending the acquisition, commission, and/or construction and installation of public art to enhance specific capital improvement projects and to repeal existing Chapter 3115; to amend the Columbus City Codes, 1959, by enacting proposed Chapter 3359.07 Plaza Areas and 3359.27 Downtown Commission in order to give the Columbus Public Art Commission exclusive jurisdictional authority over freestanding works of public art that is not integrated into the architecture of a building and is proposed to be placed on property owned or leased by the city of Columbus, including in, on or over the public right of way and to repeal existing Chapter 3359.07 and Chapter 3359.27.

**A motion was made by President Habash, seconded by Sensenbrenner, that this matter be Tabled Indefinitely. The motion carried by the following vote:**

## **ADJOURNMENT**

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