



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.*

Monday, November 24, 2003

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 49 OF COLUMBUS CITY COUNCIL, MONDAY,
NOVEMBER 24, 2003 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0047-2003

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, NOVEMBER 19, 2003:

New Type: D1
To: Sumenos Sawmill LLC
7400 Sawmill Rd
Columbus Ohio 43235

New Type: C1
To: Meselu Kebede
DBA Lion of Judah Convenience Store
6257 E Main St
Columbus Ohio 43213

Transfer Type: C1
To: PCR Ohio Inc
666 E Hudson St
Columbus, Ohio 43211
From: B V J Inc
DBA Hudson I 71 Shell
666 E Hudson
Columbus Ohio 43211

Transfer Type: D1
To: Angelic Jessee
DBA Westside Bar
2422 W Broad St
Columbus Ohio 43223

From: Daniel L Pizzurro
DBA Westside Bar
2422 W Broad St
Columbus Ohio 43223

Transfer Type: D5
To: AY Kurate Co Inc
DBA Safari Ethiopian Restaurant & Bar
Front End 1st Fl
1020 Barnett Rd
Columbus Ohio 43227
From: B C Lounge Inc
Front End 1st Fl
1020 Barnett Rd
Columbus Ohio 43227

Transfer Type: C2, C2X, D6
To: Farraj Inc
DBA Mikes Carryout
1436 S Hamilton Rd
Columbus Ohio 43227
From: Michael A Barford
1436 S Hamilton Rd
Columbus Ohio 43227

ADVERTISE 11/29/03
RETURN 12/11/03

RESOLUTIONS OF EXPRESSION

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

FR [2419-2003](#) To authorize and direct the Director of Recreation and Parks to modify the revenue-generating contract with C.A.T. Catering, Inc.; Charlotte Alexander, for food concessions at Raymond Memorial Golf Course.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

FR [2534-2003](#) An ordinance adopting the Rocky Fork Economic Development Plan as a guide for future economic development and in support of a tax increment financing district and to declare an emergency.

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

- FR [2483-2003](#) To accept the plats titled WYNDHAM RIDGE SECTION 1 PART 1 and WYNDHAM RIDGE SECTION 1 PART 2, from CENTEX HOMES, a Nevada general partnership, by CENTEX REAL ESTATE CORPORATION, a Nevada corporation, Managing Member, by JOSEPH H. MATHIAS, Division President and to declare an emergency.
- FR [2506-2003](#) To accept the plat titled ASHTON POINT SECTION 1, from ROCKFORD HOMES, INC., by DONALD R. WICK, Vice President.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- FR [2326-2003](#) To authorize the Director of Public Utilities to reimburse the Pennsylvania Railroad Holding Company for the construction of a 12" water main along James Road 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 \$254,761.91 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$254,761.91)
- FR [2425-2003](#) To authorize the Finance director to establish blanket purchase orders for the purchase of Transformers and Regulators for the Division of Electricity in accordance with terms and conditions of universal term contracts with Delta-Y Electric Company and WESCO, and to authorize the expenditure of \$113,193.32 from the Division of Electricity Operating Fund. (\$113,193.32)

RULES & REFERENCE: HABASH, CHR. MENDEL SENSENBRENNER TAVARES

- FR [2120-2003](#) To amend Chapters 2101, 2105, 2107, 2109, 2113, 2131, 2133, 2135, 2137, 2139, 2150, 2151, 2155, 2157, 2171, 2173, 2301, 2303, and 2307 of the Columbus City Codes, 1959, and to create new Chapter 2141 of the Columbus City Codes, 1959, to reflect recent changes to Title 29 and Title 45 of the Ohio Revised Code as a result of the passage of Senate Bill 123 and House Bill 490 by the Ohio Legislature as well as to address existing discrepancies between Title 21 of the Columbus City Codes, 1959, and Title 45 of the Ohio Revised Code.

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

- CA [2428-2003](#) To authorize the Finance Director to enter into contract with Audsam Printing, Inc. for the production of 2003-2004 personalized income tax forms for the Department of the City Auditor, Division of Income Tax and to authorize the expenditure of \$59,478.70.
- CA [2435-2003](#) To authorize and direct the Technology Director to modify a contract with Resource One for the purchase of equipment, software, and services, to amend ordinance 2092-2003 passed October 6, 2003 for the Department of Technology, Information Services Division, to authorize an additional expenditure for hardware, software, and services not to exceed \$50,000.00 from the Information Services Fund, and to declare an emergency. (\$50,000.00)
- CA [2450-2003](#) To authorize the Director of the Department of Finance to increase the purchase order with Compuware Corporation to provide computer related support services from a Universal Term Contract that is established, to authorize the expenditure of \$41,580.00 from the Information Services Fund; and to declare an emergency. (\$41,580.00)

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

- CA [2377-2003](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Mid-West Landscape Company, for the Warren Avenue Street Island Improvements Project, to authorize the expenditure of \$34,048.00 from the Transportation Division's 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$34,048.00)
- CA [2387-2003](#) To authorize and direct the Director of Recreation and Parks to submit a grant application to Franklin County Children Services in the amount of \$150,000.00 to assist family caregivers of children in Franklin County in connection with the Kinship Care Navigator Project.
- CA [2403-2003](#) To authorize and direct the Director of Recreation and Parks to modify the revenue generating contract with Anne U. Dempsey, dba Sun Shine Catering, for food concessions at Turnberry Golf Course.
- CA [2465-2003](#) To authorize and direct the Director of Recreation and Parks to modify the contract with Raymond Professional Group Ohio, Inc., for additional professional services in conjunction with the Alum Creek Trail Connector Project, to authorize the expenditure of \$15,000.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$15,000.00)

SAFETY JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

- CA [2213-2003](#) To authorize the City Attorney to file the necessary complaints for the

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

- CA [394X-2003](#) To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the East Neil Alley Rehabilitation Project, and to declare an emergency.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- CA [2512-2003](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-042) of 26.56± Acres in Madison Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

- CA [2399-2003](#) To authorize the transfer of \$54,985.49 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to reimburse the Sewerage and Drainage Division \$58,851.44 for costs incurred for the resurfacing of Binns Boulevard for the Transportation Division, and to authorize the expenditure of \$58,851.44 from the 1995, 1999 Voted Streets and Highways Fund. (\$58,851.44)
- CA [2441-2003](#) To authorize the Public Service Director to modify and increase the contract with Columbus Engineering Consultants, Inc. for the preparation of the construction plans for Group 10 Intersections project for the Transportation Division; to authorize the expenditure of \$50,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$50,000.00)
- CA [2459-2003](#) To authorize the Public Service Director to execute those documents required to release the easterly 5 feet of an existing platted easement on Lot 27 of Asherton Woods (of record in Plat Book 102, Pages 94 and 95) in exchange for the dedication of a 5 foot wide easement along the east line of Reserve "A" of the same plat.
- CA [2472-2003](#) To authorize the transfer of \$204,250.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract with Center City International Trucks, Incorporated, for the purchase of two pothole patching units for the Transportation Division; to authorize the expenditure of \$204,250.00 from the 1995, 1999 Voted Streets and Highways Fund,

and to declare an emergency. (\$204,250.00)

- CA** [2473-2003](#) To authorize the transfer of \$37,750.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract for the purchase of one vibratory roller from Lorenz Equipment Company for the Transportation Division; to authorize the expenditure of \$37,750.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$37,750.00)
- CA** [2474-2003](#) To appropriate \$15,416.10 within the Municipal Motor Vehicle License Tax Fund; to authorize the Public Service Director to compensate Computran Systems Corporation for software maintenance of the Transportation Division's traffic signal system per the sole-source provisions of the Columbus City Codes, 1959; to authorize the expenditure of \$15,416.10 from the Municipal Motor Vehicle License Tax Fund, and to declare an emergency. (\$15,416.10)

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

- CA** [2479-2003](#) To authorize and direct the Board of Health to accept grant funds from the Ohio Department of Health in the amount of \$3,062.25, to authorize the appropriation of \$3,062.25 from the Health Department Grants Fund, and to declare an emergency. (\$3,062.25)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- CA** [2187-2003](#) To authorize the Director of Public Utilities to reimburse Dominion Homes, Inc. for the construction of the Big Run South Road water line, to authorize the City Auditor to transfer funds within the Water Limited Fund, and to authorize the expenditure of \$25,000.00 from the Water Limited Fund for the Division of Water. (\$25,000.00)
- CA** [2342-2003](#) To authorize the Director of Public Utilities to modify and increase the contract with Critical Path Consultants, to assist us with strengthening management practices in order to improve Division-wide measures, for the Division of Water, and to authorize the expenditure of \$20,000.00 from Water Systems Operating Fund. (\$20,000.00)
- CA** [2370-2003](#) To authorize the Finance Director to establish a Blanket Purchase Order, for electro-hydraulic actuators, from an established Universal Term Contract with APA Incorporated, for the Division of Water, to authorize the expenditure of \$193,512.00 from the Water Works

Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$193,512.00)

- CA [2375-2003](#) To authorize the Director of Public Utilities to pay the annual Discharge Fees to the Ohio Environmental Protection Agency for the Division of Sewerage and Drainage; and to authorize the expenditure of \$82,800.00 from the Sewerage System Operating Fund. (\$82,800.00)
- CA [2395-2003](#) To authorize the Director of the Department of Public Utilities to enter into a pole attachment agreement with Citynet for the Division of Electricity.

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

FINANCE:SENSENBRENNER,CHR. O'SHAUGHNESSY TAVARES HABASH

[2143-2003](#) To decrease appropriations by \$640,496 in the health special revenue fund for the Health Department for fiscal year 2003, and to declare an emergency. (\$640,496)

[2544-2003](#) To make appropriations for the 12 months ending December 31, 2004 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

(REQUEST TO TABLE INDEFINITELY PENDING PUBLIC HEARING)

[2546-2003](#) To make appropriations for the 12 months ending December 31, 2004, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

(REQUEST TO TABLE INDEFINITELY PENDING PUBLIC HEARING)

[2550-2003](#) To make appropriations for the 12 months ending December 31, 2004, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, and as amended by City Council per the attachment herein, during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. (\$532,390,700.00) AMENDED BY ORDINANCE NO 0414-2004 (PASSED ON 3/29/2004)

(REQUEST TO TABLE INDEFINITELY PENDING PUBLIC HEARING)

[2578-2003](#) To make appropriations for the 12 months ending December 31, 2004, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

(REQUEST TO TABLE INDEFINITELY PENDING PUBLIC HEARING)

AMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH

2513-2003 To authorize and direct the City Auditor to transfer \$90,000 within the Department of Technology, Information Services Division internal service fund, and to declare an emergency. (\$90,000.00)

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

2348-2003 To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$15,170.00 and enter into an agreement with the Ohio Arts Council for funding to support the 2004 Festival Latino, to authorize an appropriation of \$15,170.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department. (\$15,170.00)

2352-2003 To authorize and direct the Director of Recreation and Parks to enter into contracts with thirty-four community agencies to provide social and nutrition services to older adults in Central Ohio during 2004 and to authorize the expenditure of \$5,491,734.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$5,491,734.00)

2475-2003 To authorize the Director of the Department of Recreation and Parks to execute and grant a quitclaim deed of easement to Fortunato P. Merullo and Renee M. Merullo (and listed others) through a certain portion of that City owned property known as Overbrook Park Ravine, 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.

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

2427-2003 To authorize and direct the City Attorney to enter into contract with Southeast Inc. for counseling and other professional services, to waive the provisions of competitive bidding and to authorize the expenditure of Twenty-five Thousand Five Hundred Dollars and 00/100 (\$25,500.00), and to declare an emergency.

2438-2003 To authorize the Mayor of Columbus to accept a 311 for Homeland Security and Crisis Management grant from the Department of Justice Office of Community Oriented Services, to authorize an appropriation of \$300,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of

the 311 Grant Project and to declare an emergency. (\$300,000.00)

2451-2003

To authorize and direct the City Attorney to enter into contract with Choices for counseling and other professional services, to waive the provisions of competitive bidding and to authorize the expenditure of Twenty-five Thousand Five Hundred Dollars and 00/100 (\$25,500.00), and to declare an emergency.

2532-2003

To authorize the City Auditor to transfer \$423,000.00 within General Fund of the office of the City Attorney to align budget authority with projected expenditures and to declare an emergency. (\$423,000.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH**2467-2003**

To adopt the Olentangy River Road Urban Design Plan as a guide for future improvements, investments and actions within the area bounded by Riverside Methodist Hospital/Thomas Lane on the north, the Olentangy River on the east, Lane Avenue on the south, and the Chesapeake and Ohio railroad on the west.

2496-2003

To authorize the Director of Development to enter into an agreement with Terminal Warehouse, Inc. for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a proposed \$12,850,000 investment in real property improvements, machinery & equipment, furniture & fixtures, inventory and the creation of twenty-four (24) new jobs; and to declare it an emergency.

2602-2003

To release Nationwide Arena, LLC in the sale of a parcel of real property from the conditions set forth in Section 11.13(D) of that certain Contract of Sale between the City of Columbus and Nationwide Arena, LLC; and to declare an emergency.

PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. SENSENBRENNER TAVARES HABASH**2251-2003**

To authorize and direct the Finance Director to issue purchase orders for vehicle parts, supplies and accessories for the Fleet Management Division, to authorize and direct the expenditure of \$334,000.00 from the Fleet Maintenance Fund, and to declare an emergency. (\$334,000.00)

2378-2003

To authorize the Public Service Director to enter into a contract for the Transportation Division with G & G Cement Contractors for construction of the Summit Street Corridor Improvements project; to authorize the expenditure of \$311,258.83 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division. (\$311,258.83)

2464-2003 To authorize the Public Service Director to execute those documents necessary to exchange various tracts of real property in connection with the extension of Schofield Drive, north of State Route 161; to dedicate and name the additional right-of-way received by the City as Schofield Drive; to waive the Land Review Commission provisions of the Columbus City Codes (1959); and to declare an emergency. (AMENDED BY ORDINANCE #0479-2004 PASSED 4/5/2004)

2471-2003 To authorize the transfer of \$420,630.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract with Center City International Trucks, Incorporated, for the purchase of five single axle dump trucks for the Transportation Division; to authorize the expenditure of \$420,630.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$420,630.00)

2598-2003 To authorize the Public Service Director to execute those documents required to transfer portions Spring Street and Neil Avenue to Nationwide Arena LLC; to waive the competitive bidding and Land Review Commission provisions of Columbus City Codes and to declare an emergency.

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

2453-2003 To authorize the Board of Health to enter into a contract with The Columbus Medical Association Foundation to provide services associated with the centralized appointment scheduling system for the Community Access Program grant, to authorize the expenditure of \$35,000.00 from the Health Department Grant Funds, and to declare an emergency, (\$35,000.00)

2489-2003 To authorize and direct the transfer of \$70,000 from the Health Special Revenue Fund to the Health Department Grants Fund for City support to various grant projects, and to declare an emergency. (\$70,000)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

2327-2003 To authorize the Director of Public Utilities to enter into a professional engineering services contract with DLZ Ohio, Inc., for the preparation of construction plans and specifications for the Beulah Road Trunk Sewer Rehabilitation Project; to authorize the appropriation, transfer and expenditure of \$342,069.68 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2003 Capital Improvements Budget; for the Division of Sewerage and

Drainage, and to declare an emergency. (\$342,069.68)

2357-2003

To authorize the Director of the Department of Public Utilities to execute and grant a quitclaim deed of easement to The Ohio Bell Telephone Company on that City owned property known as the Hap Cremean Water Treatment Plant, 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.

2397-2003

To authorize the Director of Public Utilities to reimburse the Franklin County Engineer for the design and construction of various water line improvements in conjunction with the Cleveland Avenue - Oakland Park to Ferris Road Project for the Division of Water, to amend the 2003 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, to authorize the expenditure of \$1,200,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency (\$1,200,000.00)

RULES & REFERENCE: HABASH, CHR. MENDEL SENSENBRENNER TAVARES

2358-2003

To amend Chapter 1149 of the Columbus City Codes 1959, to enact new Stormwater fees effective January 1, 2004, and to repeal the existing Section being amended.

2359-2003

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2004, and to repeal the existing Section being amended

2380-2003

To amend the Columbus City Codes, 1959, as it relates to 2004 water rates for customers of the Division of Water.

2406-2003

To replace Chapter 921 of the Columbus City Codes to bring waterway codes up to date and to bring City of Columbus codes into closer compatibility with State waterway codes.

ADJOURNMENT