



City of Columbus

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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, September 27, 2004

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 50 OF COLUMBUS CITY COUNCIL, MONDAY,
SEPTEMBER 27, 2004 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0028-2004

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, SEPTEMBER 22,
2004

New Type: D5, D5
To: 1950 I N Fourth St Inc
1950 N Fourth St Unit I
Columbus, Ohio 43201
permit # 6549349

New Type: D2
To: Mehfil Inc
6100 Sawmill Rd
Columbus, Ohio 43017
permit # 5806715

New Type: D2
To: Blue Rooster LTD
DBA Rancho Alegre Market
2379 W Broad St
Columbus, Ohio 43204
permit # 0766454

Advertise 10/2/04
Return 10/16/04

RESOLUTIONS OF EXPRESSION

TAVARES

215X-2004 We hereby proclaim Tuesday, September 28, 2004 as Voices of Civil Rights day in the City of Columbus.

Sponsors: Charleta B. Tavares

216X-2004 A Resolution of Commitment to the American Dream

Sponsors: Charleta B. Tavares

THOMAS

203X-2004 In Memory of Horace E. "Perk" Perkins

Sponsors: Patsy Thomas

ADDITIONS OR CORRECTIONS TO THE AGENDA**FR FIRST READING OF 30-DAY LEGISLATION****RECREATION & PARKS: BOYCE, CHR. THOMAS HABASH**

FR **1690-2004** To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant a water line easement through certain real property, jointly owned by The Franklin County Commissioners and the City of Columbus, located in the vicinity of West Powell Road and Gibson Road, at the request of The New Hope Reformed Church, 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, with regards to this ordinance only.

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

FR **1475-2004** To authorize and direct the Finance Director to issue a blanket purchase order for fire fighting/safety supplies with The Fire House, and to authorize the expenditure of \$10,000.00 from the General Fund. (\$10,000.00)

FR **1610-2004** To authorize and direct the Finance Director to issue a purchase order for janitorial supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with HP Products, and to authorize the expenditure of \$20,000.00 from the General Fund. (\$20,000.00)

- FR [1611-2004](#) To authorize and direct the Finance Director to issue a purchase order for turn out gear from an existing Universal Term Contract established for such purpose by the Purchasing Office with Total Fire Group, and to authorize the expenditure of \$200,000.00 from the General Fund. (\$200,000.00)

JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR.

- FR [1565-2004](#) An ordinance authorizing the Director of Development to enter into an Enterprise Zone Agreement with Broad & High CRI Limited Partnership for a tax abatement of seventy five percent (75%) for ten (10) years on real property and seventy five percent (75%) for ten (10) years on personal property restricted to the permanent video-display system and related equipment in consideration of Broad & High CRI Limited Partnership proposed new investment of real and personal property in Columbus.
- FR [1581-2004](#) To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Knowledge Management Interactive, Inc. as provided in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.
- FR [1584-2004](#) To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Personal Resource Management, Inc. as provided in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- FR [1603-2004](#) To authorize the acceptance and disposition of a deed for a parcel of land (199 N. 21st Street) to be included in the Land Bank.
- FR [1673-2004](#) To accept the application (AN04-015) of William L. & Jean A. Folk, et al. for the annexation of certain territory containing 23.3 ± Acres in Plain Township.

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

- FR [1634-2004](#) To accept the plat titled CEDAR RUN SECTION 2, from WOODS AT JEFFERSON , LTD, an Ohio limited liability company, by M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, Managing Member, by STEPHEN M. CAPLINGER, Vice President Land Operations, DOMINION HOMES, INC., an Ohio corporation, Member, by ROBERT A. MEYER, JR., Senior Vice President, and HOMEWOOD CORPORATION, an Ohio corporation, Member, by JOHN H. BAIN,

Chief Executive Officer.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- FR** [1551-2004](#) To authorize the Finance Director to enter into a contract with Endeco/YSI, Inc., for a water quality profiling platform system, for the Division of Water, and to authorize the expenditure of \$69,975.01 from Water Systems Operating Fund.(\$69,975.01)
- FR** [1554-2004](#) To authorize the Finance Director to enter into a contract with Century Equipment, for batwing mowers, for the Division of Water, and to authorize the expenditure of \$77,151.20 from Water Systems Operating Fund. (\$77,151.20)
- FR** [1557-2004](#) To authorize and direct the Finance Director to enter into a contract for the option to purchase Paint and Paint Supplies with PPG Architectural Finishes, to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund. (\$1.00).
- FR** [1597-2004](#) To authorize the Finance Director to increase a Blanket Purchase Order for Bulking Material (Woodchips) from an established Universal Term Contract with The Garick Corporation, for the Division of Sewerage and Drainage; to authorize the expenditure of \$50,000.00 from the Sewerage System Operating Fund. (\$50,000.00)
- FR** [1607-2004](#) To authorize the Director of Public Utilities to pay the annual Discharge Fees to the State of Ohio, Ohio Environmental Protection Agency for the Division of Sewerage and Drainage; and to authorize the expenditure of \$103,500.00 from the Sewerage System Operating Fund. (\$103,500.00)
- FR** [1621-2004](#) To authorize the Finance Director to enter into a contract with Fluid Conservation Systems, for a water leak detection system, for the Division of Water, and to authorize the expenditure of \$55,000.00 from Water Systems Operating Fund. (\$55,000.00)
- FR** [1637-2004](#) To authorize the Director of Public Utilities to enter into a service agreement with InnaPhase Corporation for the LabManager Customer Support Services in accordance with the provisions of sole source procurement of Columbus City Codes Section 329.07 for the Division of Sewerage and Drainage, and to authorize the expenditure of \$22,546.00 from the Sewerage System Operating Fund. (\$22,546.00)

RULES & REFERENCE: HABASH, CHR. MENDEL TAVARES

- FR** [1550-2004](#) To supplement the Columbus City Codes, 1959, effective July 1, 2004 by enactment of Section 2105.25 titled No Engine Braking Zones,

which will authorize the Public Service Director to establish "No Engine Braking" zones for the protection of the public.

Sponsors: Maryellen O'Shaughnessy

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

- FR** [1665-2004](#) To rezone 6063 BOWEN ROAD (43110), being 86.03± acres located on the west side of Bowen Road, 1930± feet south of Lehman Road, From: R, Rural District, To: PUD-4, Planned Unit Development District (Rezoning # Z04-018).

CA CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENTEL HABASH

- CA** [1582-2004](#) To authorize a transfer of \$39,994.35 within the general fund; to authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with Systems by Rich Consulting LLC for professional custodial service administration and management of the quality assurance and training programs at the Columbus Health Department, to authorize the expenditure of \$39,994.35 from the General Fund, and to declare an emergency. (\$39,994.35).
- CA** [1656-2004](#) To authorize and direct the Finance Director and the City Auditor to enter into various contracts for the purchase of equipment and or service, for the development and implementation of a new data retrieval and reporting process for the Performance System. To authorize the expenditure of \$ 150,000.00 from the Department of Technology capital fund; and to declare an emergency(\$150,000.00)

RECREATION & PARKS: BOYCE, CHR. THOMAS HABASH

- CA** [1479-2004](#) To authorize and direct the Finance Director to enter into a contract for the option to purchase Clay and Glazes with Columbus Clay Co., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund. (\$1.00).
- CA** [1619-2004](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Lawhon & Associates for the Fuel Tank Improvements Project, to authorize the expenditure of \$234,074.60 from the various funds, and to declare an emergency. (\$234,074.60)

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

- CA [1583-2004](#) To authorize the Director of the Department of Public Safety to execute those documents necessary to enter into a contract with National Church Residences, Inc. for the purchase of 5.667 + acres of real property, located in the vicinity of Waggoner Road and Waggoner Grove, necessary for the construction of a Safety Service Station, to expend \$136,500.00 from the Public Safety Capital Fund and to declare an emergency. (\$136,500.00)
- CA [204X-2004](#) To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Sidewalk Easement at Sunbury & Stelzer Roads Project, and to declare an emergency.
- CA [1676-2004](#) To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Waggoner Grove Section 1 Sanitary Sewer Project, and to declare an emergency.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- CA [1600-2004](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property (3579 E. Deshler Avenue) held in the Land Bank pursuant to the Land Reutilization Program.
- CA [1601-2004](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property (McAllister Avenue, Lot 8) held in the Land Bank pursuant to the Land Reutilization Program.
- CA [1602-2004](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 2 parcels of real property held in the Land Bank pursuant to the Land Reutilization Program.

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

- CA [1576-2004](#) To authorize and direct the Finance Director to enter into contract(s) for the option to purchase Reflective Sheeting for item numbers 1 (All), 2 (All), 3 (All), 4 (All), and 5 (All), with Avery Denison/Stimsonite Corporation, item numbers 6 (All) and 8 (Orange and Yellow) with Hall Sign, Inc. and items 7 (All), 8 (White), 9 (All) and 10 (All) with 3M Company to authorize the expenditure of \$3.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00).

- CA [199X-2004](#) To support the Franklin County Engineering Department roadway improvement project funding applications being submitted for the Local Transportation Improvement Program (LTIP) and State Issue Two programs, and to declare an emergency.

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

- CA [1559-2004](#) To authorize the Columbus Health Department to accept a grant from the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program, to authorize a total appropriation of \$112,500 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$112,500)
- CA [1560-2004](#) To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$5,000, to authorize the appropriation of \$5,000 from the Health Department Grants Fund, and to declare an emergency. (\$5,000)
- CA [1562-2004](#) To authorize the Board of Health to enter into a revenue contract with the Columbus Public Schools for the provision of physician services in an amount not to exceed \$35,000; and to declare an emergency. (\$35,000)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- [1464-2004](#) To authorize and direct the Finance Director to enter into contracts for the option to purchase Sanitary Paper Products with Cottingham, Heinrich Paper Co., Clark Product, Inc., Xpedx, and HP Products to authorize the expenditure of \$5.00 to establish the contracts from the Purchasing/Contract Operation Fund. and to declare an emergency. (\$5.00).
- CA [1471-2004](#) To authorize and direct the Finance Director to enter into a contract for the option to purchase Steel Products with Benjamin Steel Company, Inc. to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).
- CA [1497-2004](#) To authorize and direct the Public Service Director to apply for and accept a \$141,500.00 2005 "Recycle, Ohio!" grant from the Ohio Department of Natural Resources for the continued operation of the Keep Columbus Beautiful program within the Refuse Collection Division, Public Service Department. (\$-0-)
- CA [1520-2004](#) To authorize and direct the Finance Director to enter into contracts for the option to purchase Building Electrical Products with Becker Electric, Consolidated Electrical Distributors, Inc., Edison Equipment, Loeb

Electric Co., Rexel, Wesco Distribution, and Scott Cable Communications, Inc, to authorize the expenditure of \$7.00 to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$7.00).

CA [1533-2004](#) To authorize the Finance Director to establish an additional Blanket Purchase Order, for computer programming services, from an established Universal Term Contract with Compuware Corporation, for the Division of Water, and to authorize the expenditure of \$80,000.00 from Water Systems Operating Fund. (\$80,000.00)

CA [1541-2004](#) To authorize the Finance Director to establish a purchase order with Victor Stanley, Incorporated, for the purchase of two hundred (200) sidewalk litter receptacle liners for the Refuse Collection Division per the terms and conditions of an existing citywide contract and to authorize the expenditure of \$5,600.00 from the Development Department Capital Fund. (\$5,600.00)

CA [1556-2004](#) To authorize the Director of Public Utilities to modify a contract with TZT Manufacturing and Contracting Inc for the Sludge Building HVAC Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$15,188.00 from the Sewerage System Operating Fund and to declare an emergency. (\$15,188.00)

RULES & REFERENCE: HABASH, CHR. MENDEL TAVARES

CA [1638-2004](#) To authorize and direct the City Auditor to appropriate and transfer \$38,729.84 within the general permanent improvement fund, to authorize the Director of the Department of Finance to modify a contract with Panorama Business Views, Inc. for the purchase of additional licenses and related software licensing costs for the citywide performance management software system, and to purchase the pbviews internet publishing module, to authorize the expenditure of \$42,070.00 from the Department of Finance general permanent improvement fund and to declare an emergency. (\$42,070.00).

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

ADMINISTRATION: BOYCE, CHR. MENDEL HABASH

[1251-2004](#) To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Pager Services with Arch Wireless, to waive formal competitive bidding requirements and to declare an emergency.

(TABLED 9/20/04)

1577-2004 To authorize and direct the City Auditor to modify and increase Contract No. CT-17228 with The Huntington National Bank for certain banking services to be performed for the City Auditor, Division of Income tax through February 28, 2005 and to authorize the expenditure of \$55,000.00 from the general fund, (\$55,000.00), and to declare an emergency.

(TABLED 9/20/04)

1579-2004 To authorize a transfer of \$294,000 within the general fund; to authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with K&M Kleening Service for custodial services at the Columbus Health Department; to authorize the expenditure of \$294,000.00 from the General Fund, and to declare an emergency. (\$294,000.00)

1587-2004 To amend the Public Safety Department's 2004 Capital Improvement Budget, to authorize the City Auditor to transfer \$27,250.00 within the Safety Voted Bond Fund, to authorize the Public Service Director to modify and increase a contract for the Facilities Management Division with Harris Design Services for professional architectural and engineering services related to the design of Fire Station 18, to authorize the expenditure of \$27,250.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$27,250.00).

RECREATION & PARKS: BOYCE, CHR. THOMAS HABASH

213X-2004 To support the application of the Columbus Recreation and Parks Department for Transportation Enhancement funds from the Mid-Ohio Regional Planning Commission for the Scioto Trail, namely a connector bridge and path from the neighborhoods of West Columbus to the regional greenway network of Columbus.

Sponsors: Kevin L. Boyce

1623-2004 To authorize and direct the Director of Recreation and Parks to reimburse the Franklin County Engineer for bikeway improvements on the Lane Avenue Bridge Project, to authorize the expenditure of \$583,691.54 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$583,691.54)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

1474-2004 To authorize and direct the City Auditor to adjust appropriations and transfer \$224,050.00 within the Department of Development, Development Services Fund; and to declare an emergency. (\$224,050.00)

(TABLED 9/13/04)

- 1571-2004** To accept the application (AN04-013) of Wyandotte Eakin Road LLC. for the annexation of certain territory containing 0.25 ± Acres in Franklin Township.

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

- 1494-2004** To authorize the Public Service Director to enter into a contract for the Transportation Division for a professional engineering services contract with DLZ Ohio, Inc., for the Neighborhood Commercial Revitalization (NCR) General Engineering 2004 project; to authorize the expenditure of \$500,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$500,000.00)

- 1569-2004** To authorize the Public Service Director to enter into an agreement with Easton Communities, LLC, an Ohio Limited Liability Corporation, for the establishment and operation of a residential parking permit area for the Easton Commons Apartment Complex; and to declare an emergency.

- 1641-2004** To authorize the Public Service Director to submit roadway improvement project applications to the Mid-Ohio Regional Planning Commission for consideration for funding within the Transportation Improvement Program; to authorize the Public Service Director to execute project agreements for approved projects for the Transportation Division, and to declare an emergency. (\$-0-)

- 1650-2004** To accept various DEEDS for real property to be used as road right-of-way and to dedicate and name those properties as Old State Road, Powell Road, Kennedy Road, Harrisburg Pike, Roberts Road, Wilson Road, Georgesville Road, McNaughten Road, Cassady Avenue, Parsons Avenue, Cassady Avenue, North Hamilton Road, Kinnear Road, Lazelle Road, Brown Road and Dyer Road.

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

- 1394-2004** To authorize and direct the transfer of \$300,000.00 within the General Fund, Development Department; to authorize the Director of the Department of Development to enter into a contract with the Community Shelter Board to support the Rebuilding Lives Program; to authorize the expenditure of \$369,581.00 from the General Fund; and to declare an emergency. (\$369,581.00)

(TABLED 9/20/04)

1505-2004 To authorize and direct the Board of Health to enter into contract with the Franklin County Board of Health, to authorize the expenditure of \$224,932 from the Health Department Grants Fund, and to declare an emergency. (\$224,932)

1534-2004 To authorize a supplemental appropriation of \$20,825 from the unappropriated balance of the Health Department Grants Fund for the Safe Communities Program, and to declare an emergency. (\$20,825)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

1441-2004 To authorize the Finance Director to establish a purchase order for the purchase of 470 used 90-gallon refuse collection containers from the Solid Waste Authority of Central Ohio for the Refuse Collection Division; to waive the formal competitive bidding requirements of the Columbus City Code, and to authorize the expenditure of \$9,400.00 from the 1995, 1999 Voted Mechanized Refuse Collection Equipment Fund. (\$9,400.00)

1538-2004 To authorize the Director of Public Utilities to execute a cost agreement modification with Graceland Shoppers Limited Partnership for the Leland Avenue Ditch Storm Sewer Project for the Division of Sewerage and Drainage; to authorize the transfer of \$158,000.00 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; to authorize the expenditure of \$158,000.00 within the Storm Sewer Bond Fund, and to declare an emergency. (\$158,000.00)

1540-2004 To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Dynotec, Inc. for the West Fifth Avenue Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$25,195.00 within the Storm Sewer Bond Fund; to authorize the expenditure of \$33,000.00 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; and to declare an emergency. (\$33,000.00)

1561-2004 To authorize the Director of Public Utilities to enter into contract with Electrical Specialist Inc. dba The Superior Group for the Screening Material Aeration project for the Division of Sewerage and Drainage, to authorize the expenditure of \$109,000.00 from the Sewerage System Operating Fund, to waive the provisions of Columbus City Code Section 329.07 and to declare an emergency. (\$109,000.00)

RULES & REFERENCE: HABASH, CHR. MENTEL TAVARES**0951-2004**

To amend sections 3365.37, 3367.01 and 3367.31 of the Columbus City Codes in order to clarify that office uses are in fact a permitted use in the M-2 manufacturing district as they historically have been and to delete the erroneous mention of schools and churches in the code sections that allow for accessory child day care because schools and churches have never been permitted as a primary use in these districts.

Sponsors: Michael C. Mentel

(TABLED 6/14/04)

1466-2004

To authorize the Director of the Department of Human Resources to extend the contract with Arthur J. Gallagher, to provide property insurance on selected city properties on an annual basis; to authorize and direct the expenditures of \$268,000.00, or so much thereof as may be necessary; and to declare an emergency. (\$268,000)

ADJOURNMENT