



City of Columbus

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

Agenda - Final Revised 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, October 6, 2003

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 38 OF COLUMBUS CITY COUNCIL, MONDAY,
OCTOBER 6, 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

C0041-2003

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, OCTOBER 1, 2003:

New Type: C1, C2

To: Aster & Michael Afeworki
DBA Grocery Carryout
2990 E Fifth Av
Columbus Ohio 43219

New Type: D2

To: Michael W Lewis
DBA Lidos Pizza Restaurant
2534-40 Bethel Rd
Columbus Ohio 43220

Transfer Type: D1, D2, D6

To: Wine Vault Enterprises LLC
DBA Wine Vault
6048 Sawmill Rd & Patio
Columbus Ohio 43017
From: Kimberly A Johnston
DBA Wine Vault
6048 Sawmill Rd & Patio
Columbus Ohio 43017

ADVERTISE 10/11/03

RETURN 10/23/03

RESOLUTIONS OF EXPRESSIONS

BOYCE

[364X-2003](#) To recognize and celebrate National Disability Employment Awareness Month.

MENTEL

[361X-2003](#) To encourage and support community organizations in their efforts to resolve neighborhood concerns with liquor permit establishments through a cooperative process using City personnel or services when helpful in the facilitation of a resolution and to declare an emergency.

O'SHAUGHNESSY

[365X-2003](#) To recognize the Central Ohio Transit Authority's Communities in Motion Week, October 13-18, 2003.

[366X-2003](#) To Recognize Dr. Keith A. Troy's twentieth anniversary as pastor of New Salem Missionary Baptist Church.

TAVARES

[368X-2003](#) To designate October 6 -12, as Mental Illness Awareness Week.

[369X-2003](#) To honor and congratulate the Earth Charter of Central Ohio for sponsoring the first community-wide Earth Charter summit here in Columbus on October 11, 2003.

[370X-2003](#) To honor and congratulate Mt. Vernon A.M.E. Church as they host the 173rd session of the Ohio Annual Conference on October 6-12, 2003.

THOMAS

[362X-2003](#) To proclaim October 5 -11, 2003 Public Power Week in Columbus, Ohio to recognize and celebrate the benefits of public power to the community.

[367X-2003](#) To recognize and honor the Linden Operation Pride Task Force in celebration of its 15th Annual Linden Pride Operation Parade and Festival.

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION**FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH**

- FR [2136-2003](#) To authorize the Director of the Civil Service Commission to establish a blanket certificate for the purpose of administering the uniformed examinations of the Department of Safety, and to authorize the expenditure of \$40,000.00 from the General Fund. (\$40,000.00)

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

- FR [2188-2003](#) To authorize an appropriation of \$4,200.00 from the unappropriated balance of the Recreation and Parks Grant Fund for DSL (Digital Subscriber Line) lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers. (\$4,200.00)

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

- FR [2093-2003](#) To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with 104 North Third Street, LLC, for the construction of downtown streetscape improvements on Third Street, Long Street, Lazelle Street, and Elm Street for the Transportation Division; to waive the formal competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$175,000.00 or so much thereof as may be needed from the 1995, 1999 Voted Streets and Highways Fund. (\$175,000.00)
- FR [2135-2003](#) To accept the plats titled ALUM CREEK VILLAGE SECTION 1 PART 1 and ALUM CREEK VILLAGE SECTION 1 PART 2, from CROSSMAN COMMUNITIES OF OHIO, INC., an Ohio Corporation by JEFF J. LOGSDON, Division President and to declare an emergency.
- FR [2219-2003](#) To accept the plat titled HABITAT VILLAGE SECTION 1, from GREATER COLUMBUS HABITAT FOR HUMANITY, by Robert Perryman Executive Director.

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

- FR [1978-2003](#) To authorize the Board of Health to enter into contract with United Security Management Services for security services and to authorize a

total expenditure of \$253,000.00 from the Health Department Special Revenue Fund. (\$253,000.00)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

FR [1985-2003](#) To authorize the Director of Public Utilities to modify the contract with ms consultants, inc. for professional engineering services for Water Main Rehabilitation-Group 4 Water Line Improvements, for the Division of Water, to authorize the City Auditor to transfer funds within the Water Limited Fund and to authorize the expenditure of \$10,000.00 from the Water Limited Fund. (\$10,000.00)

FR [1999-2003](#) To authorize the Director of the Department of Public Utilities to execute those documents necessary to release certain sewer easements at the request of the American Electric Power in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

RULES & REFERENCE: HABASH, CHR. MENDEL SENSENBRENNER TAVARES

FR [1540-2003](#) To amend Section 321.081 of the Columbus City Codes, 1959, in order to change optional pledging requirements for City depositories in order to comply with changes in optional pledging requirements as promulgated by Sub H.B. 473 to Ohio Revised Code Chapter 135.

CA CONSENT ACTIONS**FINANCE: SENSENBENNER, CHR. O'SHAUGHNESSY TAVARES HABASH**

CA [2176-2003](#) To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Fire Protection Equipment Maintenance, with Harold D. Hard Company, and to declare an emergency.

ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENDEL HABASH

CA [2150-2003](#) To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Centrex Services, with SBC, and to declare an emergency.

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

CA [2162-2003](#) To authorize an appropriation of \$133,681.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and

Parks Department for various services during 2003 funded through grants and donations, and to declare an emergency. (\$133,68100)

- CA [2163-2003](#) To authorize an appropriation of \$24,532.82 from the unappropriated balance of the Recreation and Parks Tree Replacement Fund to the Recreation and Parks Department for the purchase of trees and plant materials, and to declare an emergency. (\$24,532.82)

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

- CA [346X-2003](#) To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Greenhill Acres Storm Sewer improvement Project, and to declare an emergency.
- CA [353X-2003](#) To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Oaklawn/Piedmont Road Drainage Improvement Project, and to declare an emergency.
- CA [2069-2003](#) To authorize and direct the Finance Director to issue a purchase order for fire turnout gear from an existing Universal Term Contract established for such purpose by the Purchasing Office with Lion Apparel, to authorize the expenditure of \$100,000.00 from the General Fund, and to declare an emergency. (\$100,000.00)
- CA [2177-2003](#) To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Fire Helmets, with The Fire House, and to declare an emergency.
- CA [2232-2003](#) [To authorize and direct the Administrative Judge of the Franklin County Municipal Court Judges to accept a grant award from the State of Ohio, Crime Victims Assistance Office, and to appropriate \$42,550.00 from the unappropriated balance of the General Government Grant Fund to the Franklin County Municipal Court Judges; and to declare an emergency (\$42,550.00)
- CA [2246-2003](#) To authorize and direct the appropriation and transfer of \$55,000.00 from the Municipal Court Special Revenue Fund, Probation Services Fund, to the General Government Grant Fund for the purpose of funding the portion not covered by a grant awarded to the Municipal Court Judges for Victim Assistants; and to declare an emergency (\$55,000.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- CA [2142-2003](#) To authorize the Director of Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property held in the Land Bank pursuant to the Land Reutilization Program.
- CA [2204-2003](#) To authorize the appropriation of \$15,000 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for the administration of Land Management projects; and to declare an emergency. (\$15,000)
- CA [2224-2003](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-036) of 2.904± Acres in Franklin 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 [2103-2003](#) To authorize a \$250,000 supplemental appropriation for the Fleet Management Division of the Public Service Department which is needed as a result of an unanticipated equipment re-build on behalf of the Division of Sewerage and Drainage, and to declare an emergency. (\$250,000)
- CA [2144-2003](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Highway Rock Salt, with American Rock Salt, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)
- CA [2158-2003](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Truck Tire Retreading, with D & D Retreading, 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)
- CA [2167-2003](#) To accept various GENERAL WARRANTY DEEDS for real property to be used as road right-of-way and to dedicate and name those properties as an un-named alley, Lifestyle Boulevard, Waggoner Road, Obetz Road, Lazelle Road, Childrens Drive, Joyce Avenue, Hilliard-Rome Road, and Dyer Road.
- CA [2175-2003](#) To accept the plats titled BIG RUN RIDGE SECTION 1 PART 1 and BIG RUN RIDGE SECTION 1 PART 2, from DOMINION HOMES INC.,

an Ohio Corporation, by ROBERT A. MEYER, JR., Senior Vice President.

- CA [2214-2003](#) To authorize the Director of the Public Service Department to execute those documents required to release a portion of the 10 foot wide platted easement along the line common to Lots 1, 2 and 32 of the Gardens Farms Subdivision, of record in Plat Book 16, Page 16 of the Franklin County, Ohio, Recorder's Office and to declare an emergency.

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

- CA [2067-2003](#) To authorize the Board of Health to accept a grant from the Columbus Compact Corporation in the amount of \$47,000; to authorize the appropriation of \$47,000 from the unappropriated balance of the Health Department Private Grants Fund, and to declare an emergency. (\$47,000)
- CA [2216-2003](#) To authorize the Director of the Department of Development to modify a contract with the Central Community House by extending the length of the contract; and to declare an emergency.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- CA [2000-2003](#) To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain sewer easement, located in the vicinity of Lazelle Road and the Delaware County and Franklin County Line, at the request of Dominion Homes, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.
- CA [2010-2003](#) To authorize the City Auditor to transfer \$30,000.00 within the Water Limited Fund to fund the Morse Road 36" Water Main project for the Division of Water, and to declare an emergency. (\$30,000.00)
- [2013-2003](#) To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain portion of a sanitary easement, located in the vicinity of Cleveland Avenue and Eleventh Avenue, at the request of the Greater Linden Development Corporation, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.
- CA [2022-2003](#) To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain portion of a sanitary easement, located in the vicinity of Cleveland Avenue and Eleventh Avenue, at the request of the Greater Linden Development Corporation, in exchange for a replacement easement previously

granted to the City of Columbus, Ohio.

- CA** [2051-2003](#) To authorize the Finance Director to enter into a contract with Manufacturers Representatives, Inc., for zinc metering pumps with peristaltic tube pumps, for the Division of Water, and to authorize the expenditure of \$21,570.00 from Water Systems Operating Fund. (\$21,570.00)
- CA** [2123-2003](#) To authorize the City Auditor to transfer of \$250,000.00 within the Sewerage System Operating Fund to align budget authority with projected expenditures and to declare an emergency. (\$250,000.00)
- CA** [2133-2003](#) To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a certain waterline easement, located west of Gender Road and south of Upperridge Drive, at the request of the T & R Development, Inc., in exchange for a previously granted replacement easement.
- [2159-2003](#) To authorize and direct the Finance Director to enter into seven contracts for an option to purchase Water Meters & Appurtenances, with Badger Meter, Inc., Amco Water Metering System, Hersey Meters Company, Neptune Technology Group, Inc., Ohio Water & Waste Supply Company, Inc., Hughes Supply, Inc. and Consolidated Electronic Wire & Cable, to authorize the expenditure of seven dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$7.00)

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

ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENDEL HABASH

- [2092-2003](#) To authorize and direct the Director of the Department of Technology to enter into contract with Resource One for the purchase of Internet access and Web support services for the Department of Technology, Information Services Division, to waive competitive bidding provisions of the Columbus City Code, to authorize the expenditure of \$170,000.00 from the Information Services Fund, and to declare an emergency. (\$170,000.00)

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

- [2183-2003](#) To authorize an appropriation of \$591,022.02 from the unappropriated balance of the Recreation and Parks Special Purpose Fund to the Recreation and Parks Department to continue various services during 2003, and to declare an emergency. (\$591,022.02)

2192-2003 To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$2,000,000.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support the development of the Scioto Riverfront Park system, to authorize an appropriation of \$2,000,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$2,000,000.00)

2193-2003 To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$1,000,000.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support the development of the North Bank Park, to authorize an appropriation of \$1,000,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$1,000,000.00)

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

2253-2003 To authorize the City Clerk to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of \$365,633.90 from the General Fund; and to declare an emergency. (\$365,633.90)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

2007-2003 To accept the application (AN03-020) of Ohio Dominican University for the annexation of certain territory containing 1.27 ± Acres in Mifflin Township.

2008-2003 To accept the application (AN03-021) of Ohio Dominican University for the annexation of certain territory containing 0.716 ± Acres in Mifflin Township.

2111-2003 To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with SBC as provide in Columbus City Council Resolution 144X-02 adopted July 22, 2002.

2198-2003 To authorize and direct the transfer of \$1,500,000 from the Capital South Debt Service Fund to the Downtown Development Fund for the purpose of redevelopment in the River South area and to authorize the expenditure thereof; and to declare an emergency. (\$1,500,000)

2237-2003 To authorize the Director of Development to enter into agreements with

Value City Department Stores Inc. and Northland Associates LLC for a tax abatement of seventy-five percent (75%) for a period of 10 (ten) years on real property improvements and personal property and a jobs creation tax credit of sixty percent (60%) for a period of fifteen years with Value City Department Stores Inc. in consideration of a proposed \$19.5 million investment, the retention of 548 (five-hundred forty-eight) full-time jobs and the creation of 110 (one-hundred ten) new full-time positions; and to declare an emergency.

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

2091-2003

To appropriate \$296,583.10 and \$124,201.03 within the General Government Grant Fund and the Municipal Motor Vehicle License Tax Fund, respectively; to authorize the transfer of \$171,564.00 between appropriation codes; to authorize the Finance Director to establish a purchase order with American Rock Salt Company, LLC, in the amount of \$600,000.00 for the purchase of rock salt in accordance with the terms and conditions of a citywide universal term contract for the Transportation Division; to authorize the expenditure of \$600,000.00 from the General Government Grant Fund (\$296,583.10) and the Municipal Motor Vehicle License Tax Fund (\$303,416.90) and to declare an emergency. (\$600,000.00)

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

2145-2003

To authorize the Director of Development to enter into a contract with The Ransom Company for the demolition of structures found to be unsafe in accordance with the provisions of Columbus City Codes, 1959, pertaining to Emergency Waiver of Competitive Bidding; to authorize the expenditure of \$65,572 from the General Fund; and to declare an emergency. (\$65,572.00)

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

1994-2003

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements at the request of the Morrone O'Keefe Development, LTD. in exchange for replacement easements previously granted to the City of Columbus, Ohio.

2017-2003

To authorize the Director of Public Utilities to execute a construction contract with the Kokosing Construction Company, Inc., and a contract modification with R. D. Zande & Associates, Inc., for the Bulen Avenue/Sycamore Street Sewer Replacement Project, to authorize the appropriation and expenditure of \$1,291,610.69 from 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. (\$1,291,610.69)

2096-2003

To authorize the Director of the Department of Public Utilities to enter into a contract with the Columbus and Franklin County Metropolitan Park District to sell certain City-owned properties on Amity Road in Franklin County, to waive the competitive bidding and Land Review Commission provisions of Columbus City Codes.

RULES & REFERENCE: HABASH, CHR. MENDEL SENSENBRENNER TAVARES**2141-2003**

To amend Columbus Building Code (Title 41) Chapters 4113 and 4117 of the Columbus City Codes, 1959, by repealing and reenacting a section of Chapter 4113 and enacting a new section Chapter 4117 that clarifies the requirements under the Ohio Building Code concerning the posting of occupancy load signs in places of assembly and education.

LA LATE AGENDA**APPOINTMENTS**

- LA **A0043-2003** Appointment of Martin S. Seltzer, Porter Wright Morris & Arthur LLP, 41 South High Street, Columbus, OH 43215 to serve on the Board of Health with a term expiration date of January 31, 2006 (appointees resume on file in the Mayor's office)

ADJOURNMENT