



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, June 18, 2007

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 32 OF COLUMBUS CITY COUNCIL, JUNE 18, 2007 at
5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0017-2007

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, JUNE 13, 2007:

New Type: D5J
To: Triumph Ohio Ltd
6252 Busch Blvd
Columbus, Ohio 43229
permit # 9058070

New Type: C1, C2
To: 5459 Sandalwood Inc
DBA Sandalwood Supermarket
5459 Sandalwood Blvd
Columbus, Ohio 43229
permit # 7730233

New Type: C1, C2
To: U S Power Spray Car Wash Inc
DBA Fast Oil Change & Car Wash
3383 S High St
Columbus, Ohio 43207
permit # 9176319

Transfer Type: D1, D2
To: Americas Pizza Co LLC
DBA Pizza Hut 024157
4300 Macsway Av
Columbus, Ohio 43227
From: Pizza Hut of America Inc

DBA Pizza Hut
4300 Macsway Av
Columbus, Ohio 43227
permit # 01724930055

Transfer Type: D5, D6
To: Aloron LLC
5690 Kathy Run Rd
Columbus, Ohio 43229
From: Molika Inc
5690 Kathy Run Rd
Columbus, Ohio 43229
permit # 0143871

Transfer Type: D1
To: Americas Pizza Co LLC
DBA Pizza Hut 024160
890 E Dublin Granville Rd
Columbus, Ohio 43229
From: Pizza Hut of America Inc
DBA Pizza Hut
890 E Dublin Granville Rd
Columbus, Ohio 43229
permit # 01724930005

Transfer Type: D1, D2
To: Americas Pizza Co LLC
DBA Pizza Hut 024170
3655 W Dublin Granville Rd
Columbus, Ohio 43085
From: Pizza Hut of America Inc
DBA Pizza Hut
3655 W Dublin Granville Rd
Columbus, Ohio 43085
permit # 01724930085

Transfer Type: D1, D2
To: Americas Pizza Co LLC
DBA Pizza Hut 024175
3643 S High St
Columbus, Ohio 43207
From: Pizza Hut of America Inc
DBA Pizza Hut
3643 S High St
Columbus, Ohio 43207
permit # 01724930095

Transfer Type: C2, C2X
To: Biniam Gabriel
DBA Sams Food Shop
981 Sullivant Av 1st Fl & Bsmt
Columbus, Ohio 43223
From: G G Tekie Ltd
DBA Sams Food Shop
981 Sullivant Av 1st Fl & Bsmt
Columbus, Ohio 43223
Araya Gebremeskel
permit # 2991277

Transfer Type: C2, C2X, D6
To: ABC Foods Inc
DBA B GS Carryout
920 E Weber Rd
Columbus, Ohio 43211
From: Rabi Corp
DBA B GS Carryout
920 E Weber Rd
Columbus, Ohio 43211
permit # 0001174

Transfer Type: D2, D2X, D3, D3A
To: Merilyndsey Corp
DBA Butys Bar & Grill
2110 Lockbourne Rd
Columbus, Ohio 43207
From: Butyco Inc
DBA Butys Bar & Grill
2110 Lockbourne Rd
Columbus, Ohio 43207
permit # 5845100

Transfer Type: D2, D2X, D3, D6
To: CC Columbus Acquisition LLC
DBA Capital Club
41 S High St 7th Fl & 8th Fl & Terrace
Columbus, Ohio 43215
From: Capital Club Inc
41 S High St 7th Fl & 8th Fl & Terrace
Columbus, Ohio 43215
permit # 1166980

Transfer Type: D5
From: Silver Dollar LLC
2123-27 Eakin Rd

Columbus, Ohio 43223
From: Puterbaugh Enterprises Inc
2123-27 Eakin Rd
Columbus, Ohio 43223
permit # 8150138

Advertise: 6/23/07
Return: 7/5/07

RESOLUTIONS OF EXPRESSION

TAVARES

[0098X-2007](#) To honor and recognize the contributions of the Council of American-Islamic Relations (CAIR) Ohio as they celebrate their Eighth Annual Dinner on this 17th day of June, 2007.

Sponsors: Charleta B. Tavares

[0099X-2007](#) To recognize the Ohio State University Hospital East's annual Community Day, Health and Information Fair June 23, 2007.

Sponsors: Charleta B. Tavares

MENTEL

[0100X-2007](#) To declare Saturday, June 23, 2007 "Bean Dinner Day" in the City of Columbus.

Sponsors: Michael C. Mentel, Kevin L. Boyce, Hearcel Craig, Andrew Ginther, Maryellen O'Shaughnessy, Charleta B. Tavares and Priscilla Tyson

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

FR [0885-2007](#) To authorize and direct the Director of Public Safety to authorize payment of a prisoner medical bill to Ohio State University Hospitals for the Division of Police from the General Fund in the amount of \$28,561.51. (\$28,561.51)

FR [0926-2007](#) To authorize the payment of \$3,648.16 for vacation time and benefits which have been accumulated in excess of the maximum amount established by salary ordinance for a member of the Fire Division.

(\$3,648.16)

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

FR [0449-2007](#) To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation and Franklin County; and to grant consent and propose cooperation with the State of Ohio and Franklin County for this bridge replacement project on the Dodridge Street bridge over the Olentangy River for the Transportation Division. (\$0)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE CRAIG
MENTEL**

FR [0872-2007](#) To authorize an appropriation of \$657,943 from unappropriated HOME program income funds to the Department of Development; and to authorize the expenditure of \$753,302 from the HOME Fund to provide funding for various approved 2007 programs. (\$753,302)

**ZONING: BOYCE, CHR. BOYCE CRAIG GINTHER O'SHAUGHNESSY TAVARES
TYSON MENTEL**

FR [0828-2007](#) To Amend Ordinance No. 2503-00, passed on November 27, 2000 (Z00-069) for the property located at 9210 WORTHINGTON ROAD (43211), by repealing Section 3 in its entirety and replacing it with a new Section 3 thereby amending the Limitation Text Development Plan to reduce the parking setbacks along the west and north property lines and to declare an emergency. (Z00-069A)

FR [0830-2007](#) To rezone 3703 SUNBURY ROAD (43219), being 1.95± acres located at the northwest corner of Innis Road and Sunbury Road, From: R, Rural District, To: R-1, Residential District. (Rezoning # Z07-011)

FR [0886-2007](#) To grant a Variance from the provisions of Section 3353.03, Permitted uses, for the property located at 7949 NORTH HIGH STREET (43235), to permit retail sales of telephones and related products in the CPD, Commercial Planned Development District. (CV07-015)

FR [0810-2007](#) To rezone 5878 SAWMILL ROAD (43017), being 2.04± acres located at the southeast corner of Sawmill Road and Reflections Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District and to declare an emergency. (Rezoning # Z07-005)

FR [0870-2007](#) To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.19, Fronting on a public street; 3332.25, Maximum side yard required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; and 3342.28, Minimum number of parking spaces required; of the Columbus City codes for the property located at 813 SUMMIT STREET (43215), to permit a nine-hundred (900) square foot general office above a private detached garage with reduced

development standards in the R-4, Residential District and to declare an emergency (Council Variance # CV07-011).

CA CONSENT ACTIONS

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENDEL

CA [0868-2007](#) To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase EF Johnson Radio Repair Parts with Utility Communications, Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Purchasing/UTC Contract Fund, and to declare an emergency (\$1.00).

CA [0905-2007](#) To authorize and direct the Finance & Management Director to enter into four contracts for the option to purchase Luminaires and Related Components with Reed City Power Line Supply, Graybar Electric Company, General Supply & Services Inc, dba GE Supply, and Consolidated Electrical Distributors to authorize the expenditure of four dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00).

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENDEL

CA [0917-2007](#) To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Idlewild Drive Stormwater/Waterline Improvement Project, and to declare an emergency.

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENDEL

CA [0911-2007](#) To authorize assessments for weed and solid waste removal on properties in violation of weed and solid waste regulations as set forth in the Columbus City Code; and to declare an emergency.

CA [0927-2007](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN07-005) of .4287± Acres in Franklin Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

CA [0952-2007](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN07-006) of .454± Acres in Perry Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

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

CA [0404-2007](#) To authorize the Public Service Director to enter into an agreement

with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for the Alum Creek Drive Widening project for Phase B (Williams Road to SR104) and Phase C (SR104 to Frebis Avenue) for the Transportation Division; and to declare an emergency. (\$0)

- CA [0832-2007](#) To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement pursuant to Section 186 of the Columbus City Charter with the Young Men's Christian Association for streetscape improvements at the northeast corner of Front Street & Long Street for the Transportation Division; and to authorize the expenditure of \$6,000.00 from the Voted 1995, 1999, 2004 Streets and Highways Fund. (\$6,000.00)
- CA [0936-2007](#) To authorize the Director of the Public Service Department to execute a State of Ohio Easement and any ancillary documents necessary to accept an easement in, over, under, across, and through certain State of Ohio owned real property necessary for the Sawmill Road at West Case Road right turn lane Project, and to declare an emergency.

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENDEL

- CA [0807-2007](#) To authorize and direct the Director of Recreation and Parks to modify the revenue-generating contract with Schmidt Hospitality Concepts, Inc., for food service at Raymond Memorial Golf Course, and to declare an emergency.
- CA [0913-2007](#) To authorize the Director of Recreation and Parks Department to execute an Exchange Purchase and Sale Agreement and any ancillary documents, between the City and CSX Transportation Inc., necessary for the exchange of Sills Park for a new replacement park of greater acreage to be constructed to the City's satisfaction by CSX, to waive the Land Review Commission provisions of the Columbus City Codes (1959) and to declare an emergency

APPOINTMENTS

- CA [A0050-2007](#) Appointment of Michael O. Gordon 1696 Kenwick Road, Columbus Ohio 43209, to serve on the Tax Incentive Review Council replacing Jonathan Beard with a term expiration date of November 1, 2009 (resume attached).
- CA [A0052-2007](#) Appointment of Frank Watson PO Box 27250, 1489 Picard Rd, Columbus Ohio 43227 to serve on the Tax Incentive Review Board replacing Curtiss Williams with a new term expiration date of November 1, 2009 (resume attached).
- CA [A0055-2007](#) Reappointment of J. Daniel Schmidt, J.D.S Companies, 460 East Main Street, Columbus, OH 43215 to serve on the Columbus Urban Growth Board of Trustees, with a new term expiration date of April 30, 2010

(resume attached).

- CA [A0056-2007](#) Reappointment of Barbara B. Murray, WAC Veteran's Association, 2424 Merbrook Rd, Columbus, Ohio 43225 to serve on the Veterans Advisory Board with a new term expiration date of May 31, 2009 (resume attached).
- CA [A0058-2007](#) Reappointment of Frank Williams, DAV, P.O. Box 15099, Columbus, Ohio 43215 to serve on the Veteran's Advisory Board with a new term expiration date of May 31, 2009 (resume attached).
- CA [A0059-2007](#) Reappointment of Councilmember Charleta Tavares, City Hall, 90 W. Broad St., Columbus, Ohio 43215 to serve on the Access Health Columbus Board of Directors effective July 1, 2007 and expiring on June 30, 2010 (resume attached).

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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- [0081X-2007](#) To adopt the 2008 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County and to declare an emergency.

(REQUEST TO TABLE ONE WEEK PENDING PUBLIC HEARING)

JUDICIARY & COURT ADMINISTRATION: CRAIG, CHR GINTHER TYSON MENTEL

- [0402-2007](#) To authorize the City Attorney to file the necessary complaints for the appropriation of construction easements in and to real estate necessary for the West Case Road right turn lane project, to authorize the expenditure of \$3,570.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$3,570.00).

(TABLED 4/9/07)

- [0945-2007](#) To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Charleston Avenue Stormwater System Improvements Project, and to declare an emergency.

SAFETY: GINTHER, CHR. BOYCE CRAIG MENTEL

- [0898-2007](#) To authorize the Director of Finance and Management to modify and increase an existing professional services contract with the eS Architecture and Development, in connection with the new police facility to be shared by the City of Columbus and The Ohio State University, to authorize the additional expenditure of \$147,500.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$147,500.00).

Sponsors: Andrew Ginther and Kevin L. Boyce

0923-2007

To authorize the Director of Finance and Management to modify and increase an existing professional services contract with Mull & Weithman Architects in connection with the new Far East Neighborhood Policing Center, to authorize the additional expenditure of \$36,580.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$36,580.00).

Sponsors: Andrew Ginther and Kevin L. Boyce

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

0813-2007

To authorize the City Attorney to acquire permanent and construction easements, contract for professional services, and to authorize the transfer of \$14,913.72 within the Storm Sewer Bond Fund for the Southard and Fornoff Stormwater Improvements Project; to authorize the amendment to the 2007 Capital Improvements Budget; and to authorize the expenditure of \$15,500 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$15,500).

0849-2007

To authorize the Director of Public Utilities to enter into a guaranteed maximum cost agreement in accordance with Section 186 of the City Charter, with The Slane Company, for the construction of the Big Run South Subtrunk Sanitary Sewer Improvement Project; to authorize the expenditure of \$2,083,130.42 from within the Voted Sanitary Bond Fund, for the Division of Sewerage and Drainage. (\$2,083,130.42)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

0894-2007

To authorize the Director of the Department of Development to enter into a contract with the Columbus Partnership; to authorize the expenditure of \$25,000 from the General Fund; and to declare an emergency. (\$25,000)

0901-2007

To authorize and direct the Clerk of Council to execute and sign a petition on behalf of the City of Columbus to be presented to the Board of County Commissioners of Franklin County, Ohio by Columbus Campus, LLC to create a new authority under Ohio Revised Code Chapter 349 for the benefit of the City of Hilliard; and to declare an emergency.

0943-2007

To authorize the City Clerk to execute and sign, on behalf of the City of Columbus and the Columbus City Council, the Petition for the creation of The Hayden Run Community Development Authority; and to declare an emergency.

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

- [0788-2007](#) To amend Ordinance 1882-94 to change the projects described for the Alum Creek Widening Project from "Consent for Phases I, II, and III and Environmental Document to "Consent for Phase III and the Environmental Document" for the Transportation Division; and to declare an emergency. (-\$0-)
- [0799-2007](#) To authorize the Director of Public Service to enter into a professional service contract with W. E. Stilson, LLC for the engineering of the Universal Road Reconstruction project; to authorize the expenditure of \$169,869.00 from the 1995, 1999, 2004 Voted Streets and Highways Fund for the Transportation Division; and to declare an emergency. (\$169,869.00)
- [0826-2007](#) To authorize the appropriation and the expenditure of \$55,000 to ACS State and Local Solutions Inc. within the Collection Fee Fund, for the Parking Violations Bureau for the payment of fees associated with special collection activities. (\$55,000.00)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR.
BOYCE CRAIG MENDEL**

- [0895-2007](#) To authorize an appropriation of \$500,000 from the HOME Fund to the Department of Development; to authorize the Director of the Department of Development to enter into an agreement with Columbus Housing Partnership for the HUD Asset Control Area (ACA) initiative; to authorize the Director of the Department of Development to expend \$500,000 of HOME Funds as match dollars for HOME Investment Partnerships for eligible housing projects; and to declare an emergency. (\$500,000)
- [0940-2007](#) To approve the grant applications of the New Directions Career Center and the Central Ohio Diabetes Association, seeking assistance for operating costs associated with the delivery of their programs pursuant to Section 371.02 (c) of the Columbus City Codes, 1959; to authorize the appropriation of \$35,000.00 from the unappropriated balance of the Emergency Human Services Fund to the Department of Development; to authorize the Director of the Department of Development to enter into grant agreements with said agencies to provide grant assistance for emergency operating costs associated with the delivery of the programs; to authorize the expenditure of \$35,000.00 from the Emergency Human Service Fund; and to declare an emergency. (\$35,000.00)
- [0941-2007](#) To approve the grant applications of The Breathing Association, Asian American Community Services and Stonewall Columbus, Inc., in seeking assistance for capital costs associated with the maintenance of their facilities pursuant to Section 371.02 (c) of the Columbus City

Codes, 1959; to authorize the appropriation of \$92,274.00 from the unappropriated balance of the Emergency Human Services Capital Fund to the Department of Development; to authorize the Director of the Department of Development to enter into grant agreements with said agencies to provide grant assistance for emergency capital costs associated with the repair and upgrade of their facilities; to authorize the expenditure of \$92,274.00 from the Emergency Human Service Capital Fund; and to declare an emergency. (\$92,274.00)

**WORKFORCE DEVELOPMENT: TAVARES, CHR. O'SHAUGHNESSY TYSON
MENTEL**

[0800-2007](#) To amend ordinance 1682-2006 to replace COWIC with the Columbus Urban League for stipend processing in the the City Student Tech Corps Summer Program, and to declare an emergency.

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

[0866-2007](#) To authorize the amendment of a contract with Tech Corps Ohio to add \$16,750.00 to allow for youth completion awards and to declare an emergency (\$16,750.00).

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

[0879-2007](#) To authorize the Director of the Recreation and Parks to execute those documents necessary to enter into a lease agreement by and between the City of Columbus and The Ohio State University for the construction and shared use of a boathouse at Griggs Reservoir, within the City owned Duranceau Park, located at 3100 Thoburn Road, Columbus, Ohio 43221, 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.

[0900-2007](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Colvin Gravel Company for the Demolition of City owned Structures , to authorize the expenditure of \$109,904.00 from the Recreation and Parks Voted Bond Fund, and to declare an emergency. (\$109,904.00)

APPOINTMENTS

LA [A0054-2007](#) Reappointment of Bob McLaughlin, Dept. of Development, City of Columbus, 50 W. Gay Street, Columbus, Ohio 43215 MAS Companies, 1105 Schrock Road, Suite 206, Columbus, Ohio 43229 to serve on the Columbus Urban Growth Board of Trustees, with a new term expiration date of April 30, 2010 (resume attached)

(REQUEST TO AMEND AS SUBMITTED TO CLERK)

FROM THE FLOOR:

RESOLUTION OF EXPRESSION

TAVARES

LA [0101X-2007](#) To honor and recognize Robert E. "Bo" Chilton for his dedicated service to the Council of the City of Columbus and to wish him well in his new job.

Sponsors: Charleta B. Tavares

(THERE WILL BE NO COUNCIL MEETING ON MONDAY, JULY, 2, 2007)

ADJOURNMENT