



# 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.*

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Monday, March 1, 2004

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 11 OF COLUMBUS CITY COUNCIL, MARCH 01, 2004 at  
5:00 P.M. IN COUNCIL CHAMBERS.**

### ROLL CALL

### READING AND DISPOSAL OF THE JOURNAL

#### C0006-2004

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF WEDNESDAY, FEBRUARY 25, 2004:

New Type: C1, C2  
To: 2899 Suwanee Inc  
DBA Danis Drive Thru  
2899 Suwanee Rd  
Columbus Ohio 43224

New Type: D5A  
To: Renaissance Hotel Management  
Company LLC  
50 N Third St  
Columbus Ohio 43215

New Type: D3, D3A  
To: Costa Brava LTD  
DBA Casa Fiesta  
1270 Morse Rd  
Columbus Ohio 43229

New Type: D3A  
To: Garden Inn Inc  
6091 Cleveland Av & Mezzanine  
Columbus Ohio 43229

New Type: D3

To: Osman Kivanc  
DBA Turkish Cuisine  
2653 N High St  
Columbus Ohio 43202

New Type: D1  
To: Michael William Lewis  
DBA Lidos Pizza & Restaurant  
2534-2540 Bethel Rd.  
Columbus Ohio 43220

Transfer Type: D1  
To: Costa Brava LTD  
DBA Casa Fiesta  
1270 Morse Rd  
Columbus Ohio 43229  
From: Pacifico Corp  
DBA Casa Fiesta  
1270 Morse Rd  
Columbus Ohio 43229  
Jose Brovo

Transfer Type: D5, D6  
To: Red Robin International Inc  
DBA Red Robin Americas Gourmet  
Burgers and Spirits  
1865 Hilliard Rome Rd  
Columbus Ohio 43026  
From: Midwest Robin LLC  
DBA Red Robin Restaurant  
3977 Morse Crossing & Patio  
Columbus Ohio 43219  
Nate Gordon

ADVERTISE 03/06/04  
RETURN 03/18/04

## RESOLUTIONS OF EXPRESSION

### TAVARES

**051X-2004** To honor and congratulate Amethyst as they celebrate their 20th Anniversary on this 26th day of February 2004.

**Sponsors:** Charleta B. Tavares

**052X-2004** To honor and congratulate Columbus Works as they celebrate their

10th Anniversary on this 20th day of February 2004.

**Sponsors:** Charleta B. Tavares

## THOMAS

**053X-2004** To recognize and honor both the Columbus Chapter and Student Chapter (MWANAFUNZI) of the National Association of Black Social Workers, Inc. on the occasion of their 2004 conference.

**Sponsors:** Patsy Thomas

*Introduced from the floor*

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FR FIRST READING OF 30-DAY LEGISLATION

#### SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

FR **0272-2004** To authorize and direct the City Auditor to transfer \$200,000.00 from the Special Income Tax Fund to the Safety Bond Fund ; to authorize the appropriation of said funds; and to authorize and direct the Director of Public Safety to expend \$200,000.00 for miscellaneous renovations of various Division of Fire facilities from the Safety Bond Fund.(\$200,000.00)

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

FR **0388-2004** To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with the Eye Center of Columbus, LLC as provided in Columbus City Council Resolution 144X-02 adopted July 22, 2002.

FR **0389-2004** To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with ComDoc Inc. as provided in Columbus City Council Resolution 144X-02 adopted July 22, 2002.

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

FR **0344-2004** To accept the plat titled AMBERFIELD AT BIG WALNUT PART 2, from M. H. MURPHY DEVELOPMENT COMPANY, an Ohio corporation, by STEVEN J. FULKERT, Vice President.

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

- FR [0391-2004](#) To authorize the Director of the Department of Development to modify a contract with Housing and Development Software, LLC. to extend the contract.

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

- FR [0304-2004](#) To authorize the Director of Public Utilities to execute nineteen (19) Water Pollution Control Loan Fund Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for the financing of 19 Sewerage and Drainage Division projects.
- FR [0351-2004](#) To authorize the Finance Director to establish Blanket Purchase Orders, for water meters and appurtenances, from established Universal Term Contracts with Badger Meters Inc., AMCO Water Metering Systems Inc., Hersey Meters/Div. of Mueller Co., and Ohio Water & Waste Supply, for the Division of Water, and to authorize the expenditure of \$990,000.00 from Water Systems Operating Fund. (\$990,000.00)

#### CA CONSENT ACTIONS

#### ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENDEL HABASH

- CA [0119-2004](#) To authorize and direct the Technology Director to modify an existing contract with Resource One Computer Systems Inc. for the purchase of various support, professional, and access services, to authorize the expenditure of \$218,000.00 from the information services fund, and to declare an emergency. (\$218,000.00)
- CA [0207-2004](#) To authorize and direct the City Auditor to modify and extend Contract No. CT-16424 with National City Bank, Columbus for certain banking services to be preformed for the City Auditor, Division of Income Tax through March 31, 2005 and to authorize the expenditure of \$120,000.00 from the general fund, (\$120,000.00).
- CA [0236-2004](#) To authorize and direct the City Auditor to modify and extend 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 \$61,000.00 from the general fund, (\$61,000.00).
- CA [0319-2004](#) To authorize the Director of the Department of Technology to enter into contract with Environmental Systems Research Institute, Inc. to provide software maintenance services, to authorize the expenditure of \$65,864.03 from the Department of Technology internal service fund, and to declare an emergency. (\$65,864.03)

- CA [0326-2004](#) To authorize the Director of the Department of Technology to renew a software maintenance and support agreement with Spescom Software on behalf of the Building Services and Neighborhood Services Divisions, to authorize the expenditure of \$23,354.00 from the Department of Technology internal service fund and to declare an emergency. (\$23,354.00)
- CA [0337-2004](#) To authorize the Director of the Department Technology, on behalf of Building Services Division, to purchase replacement computers from a UTC established with Resource One; to authorize the expenditure of \$130,000.00 from the Department of Technology, internal service fund, and to declare an emergency. (\$130,000.00)
- CA [0338-2004](#) 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 UTC that is established, to authorize the expenditure of \$167,580.00 from the Department of Technology internal service fund; and to declare an emergency. (\$167,580.00)
- CA [0339-2004](#) To authorize the Department of Technology to enter into contract with ABA Communications/Chavez Group for closed captioning services, to authorize the expenditure of \$36,000.00 from the cable fund, and to declare and emergency. (\$36,000.00)
- CA [0346-2004](#) To authorize the expenditure of \$50,000.00 from the Facilities Management Capital Improvement Fund for various facility renovations, and to declare an emergency. (\$50,000.00)

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

- CA [0258-2004](#) To authorize the Director of the Department of Public Utilities and the Executive Director of the Department of Recreation and Parks to enter into a five (5) consecutive one (1) year term lease agreement between the City of Columbus and Groezinger Golf Enterprises, Inc., in the substantially the form of the lease agreement attached hereto, and to declare an emergency.
- CA [0287-2004](#) To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$8,656.00 and enter into an agreement with the Franklin County Board of Commissioners (dba: Franklin County Senior Options) for funding to support the 50+ Fitness programs, and to authorize an appropriation of \$8,656.00 from the unappropriated balance to the Recreation and Parks Grant Fund to the Recreation and Parks Department. (\$8,656.00)

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

- CA [045X-2004](#) To declare the necessity and intent to appropriate construction and permanent easements in and to real estate in connection with the Francisco Road Ditch Improvements Project, and to declare an emergency.
- CA [0142-2004](#) To grant the payment of vacation hours in excess of the maximum established by the FOP/OLC Contract, Section 19.3 for Mark J. Hardy of the Division of Police; and to authorize expenditure of \$1,872.69 from the General Fund.(\$1,872.76)
- CA [0155-2004](#) To authorize and direct the Director of the Department of Finance to enter into the fourth year of a six year contract with Maximus Inc. for CourtView 2000 software support on behalf of the Municipal Court Clerk, to authorize the expenditure of \$170,305.00 from the Clerk Special Revenue Fund. (\$170,305.00)
- CA [0220-2004](#) To authorize an appropriation of \$41,800.00 from the unappropriated balance of the EMS & Entrepreneurial Training Fund for the Public Safety Department, Fire Division, to provide funds for the purchase of goods and/or services for the Fire Division's Emergency Medical Services and Training Bureau. (\$41,800.00)
- CA [0221-2004](#) To authorize an appropriation of \$29,000.00 from the unappropriated monies in the Hazardous Material Incidents Reimbursement Fund, for the Division of Fire to provide funds for supplies and equipment needed for hazardous material incidents. (\$29,000.00)
- CA [0225-2004](#) To authorize an appropriation of \$10,000.00, from the unappropriated monies in the Fire Quarter Master Incentive Travel Fund, for the Division of Fire, Department of Public Safety, in order to provide funds for travel. (\$10,000.00)
- CA [0226-2004](#) To authorize an appropriation of \$44,000.00, from the unappropriated monies in the Hester F. Dysart Paramedic Continuing Education Trust Fund, for the Division of Fire, Department of Public Safety, in order to provide funds for continuing education and training materials for medic personnel in the Division of Fire. (\$44,000.00)
- CA [0298-2004](#) To authorize an appropriation of \$85,077.65 from the unappropriated monies in the FY2001 and FY2002 Bulletproof Vest Partnership grant funds. (\$85,077.65)
- CA [0331-2004](#) To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio to participate in the Ohio Safe Commute (2004) program and to authorize an appropriation of \$80,746.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the CPD-Ohio Safe Commute

(2004) project and to declare an emergency. (\$80,746.00)

- CA [0399-2004](#) To authorize the appropriation and expenditure of \$150,000.00 from the fees collected by the City Attorney's Bad Checks Program for the purpose of paying the salary of the Program Coordinator and the cost of professional mediation services, and to declare an emergency.

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

- CA [2262-2003](#) To authorize the Director of Development to execute any and all necessary agreements and deeds for conveyance of title to parcels of real estate identified as 986 E. Main Street and 992 E. Main Street to Columbus Compact Corporation.
- CA [0318-2004](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property acquired through the Ohio Revised Code Chapter 5722 Land Reutilization Program.
- CA [0410-2004](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-002) of 1.91± Acres in Plain 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 [0274-2004](#) To accept the plat titled LEVELGREEN SUBDIVISION, from LEVELGREEN HOMES, LLC., by LEVELGREEN HOUSING, INC., managing member, by Amy D. Klaben, President.
- CA [0291-2004](#) To accept the plat titled THE GLEN AT SCHIRM FARMS SECTION 1, from THE GLEN AT SCHIRM FARMS, LLC by VILLAGE COMMUNITIES CORPORATION, managing member by ROLAND S. GILLER III, President. and to declare an emergency.

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

- CA [2708-2003](#) To authorize the Director of Public Utilities to modify the contract with Malcolm Pirnie, Inc. for professional engineering services for the General Engineering Services - Supply Group, for the Division of Water, and to authorize the expenditure of \$150,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$150,000.00)
- CA [0206-2004](#) To authorize the Director of Public Utilities to enter into a service agreement with Perkin Elmer Instruments LLC for laboratory equipment located at the Surveillance Laboratory within the Division of

Sewerage and Drainage in accordance with the provisions of sole source procurement of the Columbus City Code, and to authorize the expenditure of \$37,449.12 from the Sewerage System Operating Fund. (\$37,449.12)

- CA [0222-2004](#) To authorize the Director of Public Utilities to modify a contract with Navarro Construction Company for the Laboratory Upgrades at the Southerly Wastewater Treatment Plant for the Division of Sewerage and Drainage, to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$20,000.00)
- CA [0263-2004](#) To authorize the Director of Public Utilities to enter into and execute the third year of the Memorandum of Understanding with the Delaware County Soil and Water Conservation District, for the Conservation Reserve Enhancement Program (CREP) for the Upper Big Walnut Creek, for the Division of Water, and to authorize the expenditure of \$75,000.00. (\$75,000.00)
- CA [0349-2004](#) To authorize the supplemental appropriation of \$104,139 within the Sewerage System Operating Fund, to allow for 2004 special assessment debt service payments, and to declare an emergency. (\$104,139)

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

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

- [0356-2004](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase On-Line Auction Services with GovDeals, 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)

### ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENDEL HABASH

- [0112-2004](#) To authorize and direct the Director of the Department of Technology to enter into contract with WorldLingo Translations LLC for the purchase of internet web-site translation services for the Department of Technology, Information Services Division, to waive competitive bidding provisions of the Columbus City Code, to authorize the expenditure of \$24,593.40 from the information services fund, and to declare an emergency. (\$24,593.40)



**0224-2004** To authorize the Mayor to sign Addendum No. 3 to First Supplement to Lease Agreement and Addendum No.3 to First Supplement to Sublease Agreement among the City of Columbus, Ohio, the County of Franklin, Ohio, and the Franklin County Convention Facilities Authority, and to declare an emergency

**0392-2004** To authorize the City Auditor to enter into contracts for services regarding rebates to the Internal Revenue Service with respect to various bond issues; to authorize an expenditure not to exceed \$75,000; to waive the competitive bidding provisions of Columbus City Codes and to declare an emergency. (\$75,000)

**0347-2004** To authorize and direct the City Auditor to transfer \$165,292.19 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund, to authorize the appropriation and expenditure of \$405,600.00 from the Facilities Management Capital Improvement Fund, to authorize the Public Service Director to enter into contract for the Facilities Management Division with Fox Mechanical Company for the renovation of the City Hall plumbing, and to declare an emergency. (\$405,600.00)

*Introduced from the floor*

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

**0309-2004** To authorize and direct the Director of Recreation and Parks to submit a grant application, in the amount of \$257,332.00, to the Ohio Department of Natural Resources, Division of Real Estate and Land Management, for grant funding under the Nature Works Fund for the Georges Creek Park Development Project. (\$257,332.00)

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

**0219-2004** To authorize and direct the Director of Public Safety to enter into various multiple-year contracts with Medtronic Physio-Control Corporation for product support service and operating supplies for Medtronic Physio-Control LifePak defibrillator/monitor/pacemakers w/battery support systems; in accordance with sole source procurement provisions; to expend \$200,000.00 from the General Fund, and to declare an emergency.(\$200,000.00)

**0329-2004** To authorize and direct the Director of Public Safety to pay the City of Columbus' proportionate share for the operational and administrative support activities of the Emergency Management agency for Franklin County, and to authorize the expenditure of \$312,731 from the General Fund and \$13,540 from the Cable Fund. (\$326,271)

[0333-2004](#) To authorize and direct the City Attorney to pay attorney fees to Hunter, Carnahan & Shoub as legal counsel in the case of Anisah A. Mohamad v. City of Columbus, et al., United States District Court Case No. C2-01-1085, to authorize the expenditure of the sum of Sixty Thousand, Three Hundred Eighty-five Dollars and Eighty-eight Cents (\$60,385.88) and to declare an emergency.

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

[2582-2003](#) To accept the application (AN03-028) of Jennifer Grooms, et al. for the annexation of certain territory containing 171.0 ± Acres in Prairie & Pleasant Townships.

*(TABLED 1/26/04)*

[0268-2004](#) To adopt an amendment to the South Central Accord.

[0273-2004](#) To accept the application (AN03-038) of George J. Stump, et al. for the annexation of certain territory containing 4.484 ± Acres in Perry Township.

[0275-2004](#) To accept the application (AN03-035) of First Community Church for the annexation of certain territory containing 1.01 ± Acres in Norwich Township.

[0285-2004](#) To accept the application (AN03-039) of M. I. Homes of Central Ohio, L. L. C. for the annexation of certain territory containing 42.7 ± Acres in Jefferson Township.

[0320-2004](#) To authorize the City Clerk to sign an application signifying the approval of the City of Columbus for the addition of land to the boundaries of the Liberty Community Infrastructure Financing Authority; and to declare an emergency.

[0350-2004](#) To authorize the appropriation of \$100,000.00 from the unappropriated balance of the Neighborhood Economic Development Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with the Greater Columbus Chamber of Commerce; to authorize the expenditure of \$100,000.00 from the Neighborhood Economic Development Fund; and to declare an emergency. (\$100,000.00)

**0377-2004** To authorize and direct the transfer of a \$500,000.00 Ohio Department of Development road work grant for the Jeffrey Place development project from the Columbus Department of Development to the Columbus Public Service Department, within the General Government Grant Fund, for administration and application to road work construction; and to declare an emergency. (\$500,000.00)

**0378-2004** To repeal Ordinance No. 1915-02; to authorize the Director of the Department of Development, in accordance with Section 186 of the Columbus City Charter, to enter into a guaranteed maximum reimbursement contract for \$3,000,000 with Jeffrey Place Development LLC for purposes of brownfield site clean up under a Clean Ohio grant at Jeffrey Place; to authorize the City Auditor to pay directly contractor(s) of Jeffrey Place Development LLC; to waive the provisions of competitive bidding; and to declare an emergency. (\$3,000,000.00)

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

**2226-2003** To authorize the Public Service Director to enter into a contract with Evans, Mechwart, Hamilton and Tilton (EMH&T) for a feasibility study and preliminary engineering work for the possible realignment of the westbound IR-670 off-ramp at North Fourth Street for the Transportation Division; to authorize the expenditure of \$20,000.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$20,000.00)  
*(TABLED 12/08/03)*

**005X-2004** To repeal any and all previous speed limit ordinances and resolutions on Dublin-Granville Road and request the Director of the Ohio Department of Transportation to lower the speed limit on Dublin - Granville Road between Sawmill Road and 845 west of Fiesta Drive to 45 miles per hour from the posted speed limit of 50 miles per hour.

**0286-2004** To authorize the Public Service Director to execute those documents required to transfer a portion of the 16 foot wide alley west of Kellner Road from the south right-of-way line of Medway Avenue to the north right-of-way line of the first alley south of Medway Avenue to Algirdas Vasiliauskas and to waive the competitive bidding provisions of Columbus City Codes.

**0289-2004** To authorize the Public Service Director to execute those documents required to transfer that portion of the unimproved 20 foot wide alley east of Ross Avenue from Avalon Place to the south right-of-way line of the alley north thereof to Stephen M. and Drosula S. Coffelt, and to

waive the competitive bidding provisions of Columbus City Codes.

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

### **0353-2004**

To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. for the provision of basic medical examinations to determine eligibility for disability assistance, to waive the provisions of competitive bidding, to authorize the expenditure of \$200,000 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency. (\$200,000)

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

### **0120-2004**

To authorize the Director of Public Utilities to enter into contract with The Righter Company Inc and Technical Construction Specialties Inc for the Sludge Storage Tanks SS1 and SS3 Cover Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$594,434.50 from the Sewerage System Operating Fund. (\$594,434.50)

## **FROM THE FLOOR**

## **ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENDEL HABASH**

### **0347-2004**

To authorize and direct the City Auditor to transfer \$165,292.19 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund, to authorize the appropriation and expenditure of \$405,600.00 from the Facilities Management Capital Improvement Fund, to authorize the Public Service Director to enter into contract for the Facilities Management Division with Fox Mechanical Company for the renovation of the City Hall plumbing, and to declare an emergency. (\$405,600.00)

## **RESOLUTION OF EXPRESSION**

### *RESOLUTION OF EXPRESSION*

### **053X-2004**

To recognize and honor both the Columbus Chapter and Student Chapter (MWANAFUNZI) of the National Association of Black Social Workers, Inc. on the occasion of their 2004 conference.

**Sponsors:** Patsy Thomas

## **ADJOURNMENT**

