



# 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, November 10, 2003

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 45 OF COLUMBUS CITY COUNCIL, MONDAY,  
NOVEMBER 10, 2003 at 5:00 P.M. IN COUNCIL CHAMBERS.**

### ROLL CALL

### READING AND DISPOSAL OF THE JOURNAL

#### C0045-2003

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF WEDNESDAY, NOVEMBER 5, 2003:

New Type: D3

To: Tandoori Palace Inc  
DBA Tandoori Palace  
195 Campus View Blvd  
Columbus Ohio 43235

Transfer Type: C1, C2

To: Skyline Fuel Inc  
DBA Shady Lane Marathon  
4751 E Main St & Shady Lane  
Columbus, Ohio 43213  
From: Mohammed Ballouz  
4751 E Main St & Shady Lane  
Columbus Ohio 43213

Transfer Type: C1, C2

To: Ali BG Inc  
DBA Hydra Market  
880 Sullivant Av 1st Fl  
Columbus Ohio 43223  
From: Ahmed H Alhashimi  
DBA Hydra Market  
880 Sullivant Av 1st Fl  
Columbus Ohio 43223

ADVERTISE 11/15/03  
RETURN 11/28/03

## RESOLUTIONS OF EXPRESSIONS

### TAVARES

- 390X-2003** To recognize Clintonville-Beechwold Resource Center, the Sharon Heights Community Association, the Clintonville Area Commission, the North of Morse Churches Coalition, and the neighborhood of north Clintonville for taking action on issues of need for the citizens of Columbus and to recognize these good works as models for other areas of Columbus to enhance the quality of life for all people.
- 391X-2003** To recognize and congratulate John C. Pace for the outstanding commitment on this 8th day of November, 2003.
- 392X-2003** To recognize the Kelton House Museum & Garden's Underground Railroad program and community volunteers.
- 387X-2003** To Declare Our City to be a "Leave No Child Behind City" and to Endorse the Movement and the Act to Leave No Child Behind (S.447/H.R. 936)  
*TABLED 11/03/03*

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FR FIRST READING OF 30-DAY LEGISLATION

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

- FR** **2233-2003** To authorize and direct the Director of the Office of Education to accept a grant in the amount of \$40,000.00 and enter into an agreement with The Columbus Foundation for funding to support after school programming, to authorize an appropriation of \$40,000.00 from the unappropriated balance of the Education Private Grant Fund No. 291 to the Office of Education.(\$40,000.00)

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

- FR** **363X-2003** To authorize the Director of Public Utilities, on behalf of the Division of Electricity, to cause plans and specifications to be prepared for installing ornamental street lighting with underground wiring in the Madison Mills Subdivision under the assessment procedure.

- FR [2324-2003](#) To authorize the Director of Public Utilities to modify the contract for Corrosion Control Air Handling Equipment Maintenance Services with Cornerstone Services, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$100,000.00. (\$100,000.00)

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

- FR [2431-2003](#) To modify Chapter 3372, "Planning Overlay", of the Columbus Zoning Code (Title 33) by renaming the 'Morse Road Planning Overlay' and 'High Street North of Morse Road Planning Overlay' with generic titles in order to facilitate their future application to additional corridors and/or areas, thereby creating a three-tiered structure of overlay districts.

**ZONING: MENDEL, CHR. BOYCE HABASH O'SHAUGHNESSY  
SENSENBRENNER TAVARES THOMAS**

- FR [2112-2003](#) To rezone 2645 BETHEL ROAD (43220), being 1.02± acres located on the south side of Bethel Road, 106± feet east of Greystone Drive, From: R, Rural District, To: L-C-2, Limited Commercial District. (Rezoning # Z03-044)
- FR [2155-2003](#) To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District use; 3332.21, Building lines, Section 3332.26, Minimum side yard permitted, 3342.28, Minimum number of parking spaces required for property located at 774 MT. VERNON AVENUE (43203), to permit the continued operation of a Fraternal organization.
- FR [2338-2003](#) To rezone 345 WEST EIGHTH AVENUE (43201), being .228± acres located on the south side of West Eighth Avenue, 71± feet east of Michigan Avenue, From: I, Institutional District, To: R-4, Residential District (University Area Commission; Z03-055).
- FR [2356-2003](#) To rezone 1985 PAYNE AVENUE (43205), being 0.29± acres located on the south side of Payne Avenue, 64± feet west of Holtzman Avenue; From: AR-1, Apartment Residential District, To: M, Manufacturing District.
- FR [2369-2003](#) To rezone 1116 EVANS WAY COURT (43228), being 0.79± acres located on the east side of Evans Way Court, 175± feet north of Fisher Road, From: C-4, Commercial Development District, To: CPD, Commercial Planned Development District and to declare an

emergency. (Rezoning # Z03-068)

## CA CONSENT ACTIONS

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

- CA [2334-2003](#) To authorize and direct the Finance Director to enter into four contracts for an option to purchase Automobiles, with Bob McDorman Chevrolet, Jack Maxton Chevrolet, Byers Chevrolet, and Honda East, to authorize the expenditure of four dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00)
- CA [2335-2003](#) To authorize and direct the Finance Director to enter into four contracts for an option to purchase Light Duty Trucks, with Bob McDorman Chevrolet, Inc., Jack Maxton Chevrolet, Byers Chevrolet, and Nelson Auto Group, to authorize the expenditure of four dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00)
- CA [2422-2003](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Lumber and Related Products, with Columbus Supply, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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

- CA [2077-2003](#) To authorize the Director of the Department of Technology to modify and extend a contract with Technology Site Planners, Inc. for the purchase of electrical engineering and consulting services for the Department of Technology, Information Services Capital Improvement Fund, to authorize the expenditure of \$28,500.00 and to declare an emergency. (\$28,500.00)
- CA [2241-2003](#) To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Computer Consulting, with Compuware, and to declare an emergency.
- CA [2349-2003](#) To authorize and direct the Director of the Department of Technology to enter into a purchase agreement with Compuware Corporation for the purchase of annual software maintenance and support agreement for Network Vantage Software for the Department of Technology, Information Services; to authorize the expenditure of \$17,729.00 from the Information Services Fund, and to declare an emergency. (\$17,729.00)

- CA [2367-2003](#) To authorize the Public Service Director to enter into an annual lease agreement for the Facilities Management Division with Jaeger Commerce Park Limited Partnership for storage and warehouse space for the Public Safety Department, to authorize the expenditure of \$33,000.00 from the General Fund, and to declare an emergency. (\$33,000.00)

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

- CA [2247-2003](#) To authorize and direct the Finance Director to enter into three contracts for an option to purchase Arts and Crafts, with S & S Worldwide, Columbus Clay, and Sax Arts and Crafts, to authorize the expenditure of three dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)
- CA [2347-2003](#) To authorize an appropriation of \$57,562.36 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2003, and to declare an emergency. (\$57,562.36)

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

- CA [2254-2003](#) 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 Big Walnut Sanitary Trunk Extension Project, to authorize the expenditure of \$31,300.00 from the Sewer System Permanent Improvement Fund and to declare an emergency. (\$31,300.00)
- CA [377X-2003](#) To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project Part II (Outfall Augmentation), and to declare an emergency.
- CA [2318-2003](#) To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$13,500.00 from the Waterworks Enlargement Voted 1991 Bonds Fund for costs in connection with the Sunbury Road 12" Water Line Improvement Project, and to declare an emergency. (\$13,500.00).
- CA [2371-2003](#) To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Blacklick Creek Sanitary Interceptor Project, and to declare an emergency.
- CA [2383-2003](#) To authorize and direct the transfer and appropriation of \$1,650.00

from the Fire Division's General Fund Budget to the Special Revenue Private Grant Fund to provide grant matching funds; and to declare an emergency. (\$1,650.00)

- CA [2386-2003](#) To authorize the Columbus Fire Chief to accept a grant award from FM Global for an arson fund grant for the Division of Fire, to appropriate \$3,900.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency. (\$3,900.00)
- CA [2393-2003](#) To authorize the Mayor of the City of Columbus to accept an award from the Franklin County Board of Commissioners via the Justice Programs Unit for the Neighborhood Violence Intervention project, to authorize an appropriation of \$83,333.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the project and to declare an emergency. (\$83,333.00)

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

- CA [2290-2003](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Demolition Services, with T & D Demolition, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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

- CA [2316-2003](#) To authorize and direct the Finance Director to enter into four contracts for an option to purchase Standard Auto Parts, with Automotive Distributors, Columbus Distribution Center, Transport Specialist, Inc., and Carquest of Simplex, to authorize the expenditure of four dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00)
- CA [2223-2003](#) To authorize the Public Service Director to establish encumbrances to pay construction inspection charges related to 2004 ADA-compliant Ramp Installation and 2004 Resurfacing projects that will be undertaken by the Transportation Division; to authorize the expenditure of \$100,000.00 or so much thereof as may be needed for this purpose from the 1995, 1999 Voted Streets and Highways Fund. (\$100,000.00)
- CA [2355-2003](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Exhaust System Repair, with Columbus Auto Repair Service, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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

- CA     [2350-2003](#)     To authorize and direct the Board of Health to accept a grant from the Ohio Department of Public Safety in the amount of \$101,000.00; to authorize the appropriation of \$101,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$101,000.00)
- CA     [2396-2003](#)     To authorize the Director of the Department of Development to enter into a contract with the Ohio CDC Association; to authorize the expenditure of \$32,500 from the General Government Grant Fund; and to declare an emergency. (\$32,500)

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

- CA     [2048-2003](#)     To authorize and direct the Finance Director to enter into a contract for an option to purchase Wemco Pump Parts, with Envirotech Pumpsystems, Inc. dba Weir Speciality Pumps, 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     [2199-2003](#)     To authorize the Finance Director to establish a Blanket Purchase Order, for systems maintenance on Division of Water plant process control computers, from an established Universal Term Contract with Telvent USA, for the Division of Water, and to authorize the expenditure of \$105,050.00 from the Water Systems Operating Fund. (\$105,050.00)
- CA     [2201-2003](#)     To authorize the reimbursement to the Division of Electricity for material, labor and equipment costs incurred in the installation of urban infrastructure street lighting projects, and to authorize the expenditure of \$18,000.00 from the Voted Street Lighting and Electricity Distribution Improvement Fund. (\$18,000.00)
- CA     [2271-2003](#)     To authorize the Director of Public Utilities to establish an encumbrance to pay operating license fees for our three water treatment plants, based on the State of Ohio House Bill 152, payable to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Water, and to authorize the expenditure of \$206,000.00 from the Water Systems Operating Fund. (\$206,000.00)
- CA     [2418-2003](#)     To authorize and direct the Finance Director to enter into two contracts for an option to purchase Composting Bulking Materials, with C & L Erectors & Riggers, Inc., and Garick Corporation, to authorize the expenditure of two dollars to establish contracts from the

Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

- CA [2421-2003](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Laboratory Supplies, with VWR International, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

## APPOINTMENTS

- CA [A0063-2003](#) The Department of Development would like to recommend the appointment of Jonathan C. Beard, 1815 Franklin Park South, Columbus, OH 43205 as Mayoral appointee to serve on the TIRC replacing Ray Williams with a new term expiration of November 1, 2006. ( Resume is on file in the Mayor's office).
- CA [A0064-2003](#) The Department of Development would like to recommend the appointment of Curtiss L. Williams, 6193 Billington Drive, Columbus, OH 43213, as Mayoral appointee to serve on the TIRC replacing George Yirga with a new term expiration of November 1, 2006. ( Resume is on file in the Mayor's office).
- CA [A0065-2003](#) The Department of Development would like to recommend the reappointment of James Johnson, 1084 Berkeley Road, Columbus, OH 43206 to serve on the Property Maintenance Appeals Board filling the Homeowner Field replacing no one since this is a reappointment with a new term expiration date of July 31, 2006 ( Resume is on file in the Mayor's office).
- CA [A0066-2003](#) Appointment of Evelyn Henry 2604 Grasmere Avenue, Columbus, OH 43211 to serve on the North Linden Area Commission with a term expiration date on May 31, 2004. The appointment of Ms. Henry fills a vacant seat on the Commission (resume is on file in the Mayor's office).
- CA [A0067-2003](#) Appointment of Donzella Edgerton, 2589 McGuffey Road, Columbus, OH 43211 to serve on the North Linden Area Commission with a term expiration date of May 31, 2005. This appointment fill the vacant seat formerly held by Rick Allison, 1842 Brookfield Road, Columbus, OH 43229 (resume is on file in the Mayor's office).
- CA [A0068-2003](#) Appointment of Kellie Smith 772 East Weber Road, Columbus, OH 43211 to serve on the North Linden Area Commission with a term expiration date of May 31, 2005. (resume is on file in the Mayor's office).
- CA [A0069-2003](#) Appointment of Clarence Lumpkin 1330 East 20th Street Columbus,



OH 43211 to serve on the South Linden Area Commission with a term expiration date of December 31, 2004. This appointment fills a vacant district seat formerly held by Ms. Cassie Williams 1443 East 19th Avenue. ( resume is on file in the Mayor's office).

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

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

**2740-2003** To authorize the City Auditor to appropriate \$1.3 million from within unappropriated balance of the Employee Benefits Fund; to authorize the Human Resources Director to modify and extend the contract with Anthem Blue Cross Blue Shield to provide all employees with dental insurance coverage through January 31, 2004 and to authorize the expenditure of \$1.3 million from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contact; and to declare an emergency. (\$1,300,000)

**2341-2003** To authorize the City Auditor to appropriate \$4 million from within the unappropriated balance of the Employee Benefits Fund; to authorize the Human Resources Director to modify and extend the contract with United Health Care to provide all employees with medical insurance coverage through January 31, 2004, and to authorize the expenditure of \$4 million from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$4, 000,000.)

**2409-2003** To decrease appropriations in the General Fund of the City of Columbus for fiscal year 2003 by \$5,600,000, to authorize and direct the correction of debt service payments for the police and fire pension liability fund from the general fund to the special income tax fund, to increase the appropriation within the special income tax fund by \$2,002,287.50, and to declare an emergency (\$5,600,000).

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

**2272-2003** To authorize the Director of the Department of Technology to enter into a purchase contract with Dynalectric Company of Ohio for the purchase of the upgrade and installation of an Uninterruptible Power Supply (UPS) system and the installation of a new Critical Facilities Monitoring System (CFMS) for the Department of Technology, Information Services Division, to authorize the City Auditor to transfer \$400,000.00 between projects within the Information Services Capital Improvements Fund; to amend the 2003 Capital Improvement Budget, to authorize the expenditure of \$370,000.00 from the Information Services Capital Improvements Fund and to declare an emergency.

(\$370,000.00)

**2457-2003**

To authorize the Public Service Director to enter into a lease agreement to lease the City owned property at 1393 East Broad Street to Columbus Compact Corporation for the amount of \$25,300.00 per year plus a \$15,000.00 per year capital reserve fee for an initial period of three years with five options to renew, and to declare an emergency. (\$0.00)

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

**2194-2003**

To accept the application (AN03-022) of Hurstle & Imogene Long for the annexation of certain territory containing 0.419 ± Acres in Madison Township.

*TABLED 11/03/03*

**2437-2003**

To authorize and direct the Director of the Columbus Department of Development to apply to the Ohio Department of Development, Clean Ohio Council for emergency assistance grant funding in the amount of \$81,175.00 for a Phase 2 environmental assessment of General Theming Contractors' facility at 1826 E. Livingston Avenue; and to declare an emergency.

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

**1989-2003**

To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and the Columbus Public Schools, and to declare an emergency.

**2360-2003**

To authorize the Public Service Director to enter into contract with E. P. Ferris and Associates, Inc., to provide Spring Sandusky Interchange - Overall Traffic Management Plan-related engineering, survey, and design services for the Transportation Division; to authorize the expenditure of \$325,000.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$325,000.00)

**2374-2003**

To change the name of that right-of-way currently referred to as Pfeifer Drive on the recorded subdivision plat of White Ash, Section 1, to Pfeifer Ash Drive.

**2379-2003**

To authorize the transfer of \$451,042.00 from the 1995, 1999 Voted Streets and Highways Fund to the Federal-State Highway Engineering Fund; to authorize its appropriation within the Federal-State Highway Engineering Fund; to authorize the Public Service Director to modify and increase an existing contract with DLZ, Ohio, for design of the new

Main Street over the Scioto River Bridge project to reflect additional design requirements and design of West Bank Park for the Transportation Division; to authorize the expenditure of \$687,081.00 or so much thereof as may be needed for this purpose from the Federal-State Highway Engineering Fund (\$451,042.00) and the Recreation and Parks Grant Fund (\$236,039.00) and to declare an emergency. (\$687,081.00)

**2382-2003**

To change the name of McCloud Road, east of Fairwood Avenue, from Frebis Avenue north to Gates Street, to Thelma B. Kee Place.

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS  
HABASH****2310-2003**

To adopt the 2004 Action Plan Budget which implements the "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U.S. Department of Housing and Urban Development; and to declare an emergency.

*TABLED 10/20/03*

**2313-2003**

To authorize the appropriation of \$65,000 from the unappropriated balance of the Capitol South Debt Service Fund to the Department of Development; to authorize the Director of the Department of Development to expend said funds for expenses associated with the Children's Hospital House Moves project and other related costs; to authorize the expenditure of \$65,000 from the Capitol South Debt Service Fund; and to declare an emergency. (\$65,000.00)

**2412-2003**

An ordinance authorizing the Director of the Department of Development to create a Community Reinvestment Area Housing Council for the purpose of review and inspection of properties within areas designated as residential Community Reinvestment Areas; and to declare an emergency.

**UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH****2079-2003**

To authorize the Director of Public Utilities to execute a construction contract with the Jaydee-Michels-Traylor Joint Venture, in connection with the Big Walnut Augmentation/Rickenbacker Interceptor, Part 1 Project; to authorize the appropriation and expenditure of \$90,779,625.00 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage, and to declare an emergency. (\$90,779,625.00)

**2364-2003**

To authorize the Director of Public Utilities to enter into an agreement with Environmental Systems Corporation for the maintenance and software upgrade for the Emissions Monitoring Systems under the Sole Source provisions of Section 329.07 of the Columbus City Code for the Division of Sewerage and Drainage, to authorize the expenditure of \$85,900 from the Sewerage System Operating Fund, and to declare an emergency. (\$85,900.00)

**ADJOURNMENT**