



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.***

Monday, April 26, 2004

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 22 OF COLUMBUS CITY COUNCIL, APRIL 26, 2004 at
5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0014-2004

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, APRIL 21, 2004:

New Type: C1, C2
To: 14 0 Express Inc
796 Parsons Av
Columbus Ohio 43206

New Type: D5A
To: Platinum Lodging LLC
DBA Holiday Inn
4560 Hilton Corporate Dr
Columbus Ohio 43227

New Type: D3A
To: Network Restaurant and
Video Bar LLC
525 N Park
Columbus Ohio 43215

New Type: C2
To: Pistachio LLC
680 N Pearl St
Columbus Ohio 43215

Transfer Type: C1, C2
To: Marth Inc

DBA M & J Carryout
1958 Sullivant Av SW
Columbus Ohio 43223
From: Sonya Hamed
DBA M & J Carryout
1958 Sullivant Av SW
Columbus Ohio 43223

ADVERTISE 05/01/04
RETURN 05/13/04

RESOLUTIONS OF EXPRESSION

HABASH

[104X-2004](#) To honor and recognize Jerry Withrow for receiving the 22nd Annual Clarence Sheehan Award.

Sponsors: Matthew D. Habash

[106X-2004](#) To recognize the 85th anniversary of the Columbus Urban League and to declare May 2004 as Diversity Month in Columbus, Ohio.

Sponsors: Matthew D. Habash

MENTEL

[110X-2004](#) To recognize and congratulate the Fort Hayes Metropolitan Choir for all their achievements and for their upcoming competitions.

Sponsors: Michael C. Mentel

SENSENBRENNER

[102X-2004](#) To recognize May 22, 2004 as West High School Day on the occasion of its current building's 75th Anniversary.

Sponsors: Richard W. Sensenbrenner

TAVARES

[107X-2004](#) To honor and congratulate Sybil Edwards-McNabb and the Columbus Ohio Afro-American, Cultural, Technological & Scientific Olympics (ACT-SO) as they celebrate their 21st Anniversary.

Sponsors: Charleta B. Tavares

[108X-2004](#) To honor and congratulate the Central Ohio Writers of Literature for

children as they celebrate their 7th Anniversary by hosting authors, Arthur Dorros, Patricia Hermes, and Raymond Bial.

Sponsors: Charleta B. Tavares

109X-2004

To declare Saturday, April 24, 2004 as Director Jesse Dodge Day within the City of Columbus.

Sponsors: Charleta B. Tavares

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

- FR** **0616-2004** To authorize an appropriation of \$6,852.94, from the unappropriated monies in the Heartmobile Maintenance and Improvement 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. (\$6,852.94)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- FR** **0516-2004** To accept the application (AN03-047) of Alice S. Wood, Trustee for the annexation of certain territory containing 3.5 ± Acres in Plain Township.
- FR** **0755-2004** To authorize the Director of Development to enter into an agreement with JBG Enterprises LLC and America's Floor Source LLC for a tax abatement of 60 (sixty) percent for a period of 6 (six) years in consideration of a proposed \$2,100,000 investment in real property improvements and personal property, the retention of 24 (twenty-four) jobs and the creation of 5 (five) new jobs.
- FR** **0756-2004** To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Palmer & Cay Holdings, Inc. as provide in Columbus City Council Resolution 075X-2004, adopted March 29, 2004.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- FR** **0628-2004** To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sanitary sewer easements, at the request of the Wexner Heritage Village, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

FR [0631-2004](#) To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain City owned sanitary sewer easements, located in the vicinity of Gender Road and Pfeifer Drive, at the request of Lifestyle Communities.

FR [0664-2004](#) To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a sanitary sewer easement on the behalf of Carlisle V. Perry in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

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

FR [2561-2003](#) To rezone 4040 MORSE ROAD (43230), being 14.37± acres located at the northeast corner of Transit Drive and Service Road 7A, 650± feet north of Morse Road, From: R-1, Residential, and I, Institutional Districts, To: CPD, Commercial Planned Development District (Z03-061).

FR [0483-2004](#) To rezone 2460 BRICE ROAD (43068), being 1.87± acres located on the east side of Brice Road, 520± feet north of Scarborough Boulevard, From: CPD, Commercial Planned Development District, To: L-C-4, Limited Commercial District (Z03-105).

CA CONSENT ACTIONS

FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

CA [0672-2004](#) To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase/lease 35 CPM/PPM Digital Copiers, with three (3) suppliers: MT Business Technologies, Inc., Digital Imaging Solutions Co. and Copiers & More Inc. and to declare an emergency.

CA [0717-2004](#) To authorize and direct the Finance Director to modify past, present and future purchase orders with Colonial/Michigan Glove Company (C/MG) and to declare an emergency.

ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH

CA [0416-2004](#) To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with SimplexGrinnell LLP for annual inspection, testing, and reporting for all smoke and fire

alarm systems under the purview of the Facilities Management Division; and to authorize the expenditure of \$24,135 from the General Fund. (\$24,135.00)

CA [0639-2004](#) To authorize and direct the City Auditor to transfer \$208,285.00 from the Special Income Tax Fund to the Safety Bond Fund, to authorize the appropriation and expenditure of \$208,285.00 from the Safety Bond Fund, to authorize the Public Service Director to enter into contract for the Facilities Management Division with Field & Associates, Inc., for the renovation of the roof at the Police Training Academy, 2609 McKinley Avenue; and to declare an emergency. (\$208,285.00)

CA [0673-2004](#) To authorize and direct the Finance Director to enter into a contract for an option to purchase Chlorine & Muratic Acid, with Midwest Chemical & Supply, 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)

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

CA [0693-2004](#) To authorize and direct the Director of Recreation and Parks to modify and extend professional services contracts with Property One, Inc., for the Maintenance Management of the Martin Janis Senior Center and the Gillie Recreation Center, and to authorize the expenditure of \$80,452.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$80,452.00)

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

CA [0519-2004](#) To authorize and direct the Director of Public Safety to enter into a contract with Motorola C & E for backup maintenance service required for continued operation of the Fire and Police 800 MHz Radio, Wireless PA, and Mobile Data RF Communication Systems in accordance with the provisions of sole source procurement, to authorize the expenditure of \$87,310.68, or so much thereof as needed, from the Division of Support Services' Cable Fund. (\$87,310.68).

CA [0594-2004](#) To authorize an appropriation of \$15,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the S.T.O.P. program. (\$15,000.00)

CA [0615-2004](#) To authorize and direct the Finance Director to issue a purchase order for telephone services from an existing Universal Term Contract established for such purpose by the Purchasing Office with SBC, to authorize the expenditure of \$200,000.00 from the General Fund, and to declare an emergency. (\$200,000.00)

- CA [0736-2004](#) To authorize and direct the Safety Director of the City of Columbus to enter into contract with Ohio Attorney General Jim Petro to participate in the FY2003 DNA-No Suspect Backlog Reduction Program, to authorize an appropriation of \$221,500.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the program activities and to declare an emergency. (\$221,500.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- CA [0622-2004](#) To authorize the Director of the Department of Development to enter into contract with the Columbus Technology Leadership Council; and to authorize the expenditure of \$152,464.00 from the General Fund. (\$152,464.00)
- CA [0759-2004](#) 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; and to declare an emergency.

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

- CA [0610-2004](#) To accept the plats titled CANAL CROSSING SECTION 3 and CANAL CROSSING SECTION 4, from CENTEX HOMES, a Nevada general partnership, by CENTEX REAL ESTATE CORPORATION, a Nevada corporation, Managing Partner, by WAYNE ZILL, Division President.
- CA [0619-2004](#) To authorize the Public Service Director to execute those documents required to grant an encroachment easement into Wall Street to NTK Hotel Group, LLC.
- CA [0634-2004](#) To transfer \$50,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a professional service contract with EMH&T, Incorporated, for the Roadways General Engineering 2003 project for the Transportation Division; to authorize the expenditure of \$250,000.00 from the 1995, 1999 Voted Streets and Highways Fund; and to declare an emergency. (\$250,000.00)
- CA [0701-2004](#) To authorize the Finance Director to establish a purchase order for Springfield Ford for the purchase of two (2) Ford Crown Victorias for the Fire Division, to authorize the expenditure of \$40,276.00 from the Fleet Management General Fund vehicle allocation, and to declare an emergency. (\$40,276.00)

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

- CA [0549-2004](#) To authorize the Finance Director to establish an additional Blanket Purchase Order, for telephone services, from an established Universal Term Contract, with SBC, for the Division of Water, and to authorize the expenditure of \$158,000.00 from Water Systems Operating Fund. (\$158,000.00)
- CA [0557-2004](#) To authorize the Finance Director to establish an additional Blanket Purchase Order, for computer servers, from an established Universal Term Contract, with Smart Solutions Inc., for the Division of Water, and to authorize the expenditure of \$80,000.00 from the Water Systems Operating Fund. (\$80,000.00)
- CA [0583-2004](#) To authorize the Director of Public Utilities to increase the contract with Moling & Associates, Inc., for security guard services at the Public Utilities Complex, for the Division of Water, and to authorize the expenditure of \$25,000.00 from Water Systems Operating Fund. (\$25,000.00)
- CA [0602-2004](#) To authorize the Director of Public Utilities to modify the contract for Janitorial Services with K&M Kleening Service, Inc. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$155,668.50 from the Sewerage System Operating Fund. (\$155,668.50)
- CA [0741-2004](#) To authorize and direct the Finance Director to enter into a primary contract for an option to purchase Lawn Maintenance Services, with John's Industrial Landscaping as a primary contract, and secondary contracts with W.A.Q. Inc., and Hickman Lawn Care, to authorize the expenditure of three dollars to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)
- CA [0732-2004](#) To authorize the Director of Finance to enter into two (2) purchase orders with 32 Ford Mercury Inc for the purchase of three (3) one ton cab and chassis for the Division of Sewerage and Drainage, to authorize the expenditure of \$64,420.10 from the Sewerage System Operating Fund, and to declare an emergency. (\$64,420.10)
- CA [0748-2004](#) To authorize the Director of Public Utilities to establish a purchase order with Johns Industrial Landscaping, for Lawn Maintenance in Zones, 1,2,3, and 4 from the newly-established citywide contract for the option to purchase such services, for the Division of Sewerage and Drainage; to authorize the expenditure of \$160,194.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$160,194.00)

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

RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

0685-2004 To authorize the appropriation and transfer of \$275,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the transfer of \$2000.00 within the voted 1995 and 1995 voted bond package, to authorize the Director of Recreation and Parks to enter into contract with Supreme Irrigation for the Airport Golf Course Irrigation Project, to authorize the expenditure of said funds, and to declare an emergency. (\$277,000.00)

0690-2004 To authorize and direct the Director of Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., for professional and fiscal services in conjunction with the 2004 Columbus Family Fun Fest, to waive the necessary competitive bidding requirements, to authorize the expenditure of \$12,430.00 from the Recreation and Parks Special Purpose Fund, and to declare an emergency. (\$12,430.00)

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

0692-2004 To authorize and direct the City Attorney to extend contracts with Scoliere & Associates and Capital Recovery Systems, Inc., to authorize the appropriation of One Hundred Thousand and no/100 Dollars (\$100,000.00), to authorize the City Attorney to expend up to Five Four Hundred Thousand and no/100 Dollars (\$500,000.00) (\$400,000.00) for services rendered pursuant thereto, to waive the competitive procurement provisions of Chapter 329 of the Columbus City Codes and to declare an emergency (\$500,000.00) (\$400,000.00)

(TABLED 4/19/04)

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

0670-2004 An Ordinance declaring the improvement to certain parcels of real property to be a public purpose, requiring the owners thereof to make service payments in lieu of taxes, providing for the payment to the Columbus City School District of its portion of those service payments, and establishing a municipal public improvement tax equivalent fund for the deposit of the remainder of those service payments with the City. (\$0)

0671-2004 An ordinance declaring improvements to certain parcels of real property within the area known as the former AC Humko site, to be a public purpose, requiring the owners thereof to make service payments

in lieu of taxes, establishing an urban redevelopment tax increment equivalent fund for the deposit of such service payments, and describing the improvements to be made. (\$0) AMENDED BY ORDINANCE #1842-2005 PASSED 12/12/05

0678-2004

To authorize and direct the payment of \$22,428.01 to CMS Communications in accordance with the Downtown Office Incentive Program agreement; and to authorize the expenditure of \$22,428.01 from the General Fund. (\$22,428.01)

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR.
SENSENBRENNER TAVARES HABASH****0168-2004**

To authorize the transfer of \$160,000.00 between projects with the 1995, 1999 Voted Streets and Highways Fund; to transfer \$160,000.00 from this Fund to the Federal-State Highway Engineering Fund; to appropriate \$800,000.00 within the Federal-State Highway Engineering Fund; to authorize the Public Service Director to modify an existing agreement with CSX Transportation, Incorporated, to complete construction of the Hard Road Phase B Improvement project railroad grade separation; to authorize the expenditure of \$800,000.00 or so much thereof as may be needed from the Federal-State Highway Engineering Fund for the Transportation Division, and to declare an emergency. (\$800,000.00)

0518-2004

To authorize the Public Service Director to modify and increase the contract with Bauer Davidson & Merchant, Inc. for the preparation of construction plans for the Neighborhood Commercial Revitalization No. 1 project for the Transportation Division; to authorize the expenditure of \$23,373.62 from the Voted 1995, Voted 1999 Streets and Highways Fund; and to declare an emergency. (\$23,373.62)

0613-2004

To authorize the Public Service Director to extend and increase an existing contract for the Transportation Division with Resource International, Inc., for construction materials testing and inspection services; to authorize the expenditure of \$350,000.00 from the Development Services Fund, and to declare an emergency. (\$350,000.00)

0663-2004

To accept the plats titled OLENTANGY MEADOWS SECTION 1 PART 1, OLENTANGY MEADOWS SECTION 1 PART 2 and OLENTANGY MEADOWS SECTION 1 PART 3, from DOMINION HOMES INC., an Ohio Corporation, by ROBERT A. MEYER, JR., Senior Vice President and to declare an emergency.

(REQUEST TO AMEND TO AN EMERGENCY)

0682-2004

To authorize and direct the Finance Director to issue a blanket purchase order to Powerscreen of Ohio, Inc., for power screen parts for the Compost Facility, to authorize and direct the expenditure of \$30,000.00 from the Fleet Maintenance Fund, to waive competitive bidding requirements of the Columbus City Codes, and to declare an emergency. (\$30,000.00)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS
HABASH****0463-2004**

To authorize the Board of Health to enter into contracts with KNS Services, Inc., for electrical services (\$4,750) and Security Risk Management Consultants, Inc., for consulting services (\$4,200); to authorize the expenditure of \$8,950.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$8,950.00)

0721-2004

To authorize the City Auditor to transfer \$72,731.00 from the Special Income Tax Fund to the Voted 1999 Blind School Renovation Fund; to authorize the appropriation of said funds; to authorize the Board of Health to enter into contract with Dorsey Construction Company for the construction of a public entrance; and to declare an emergency. (\$254,000.00)

0730-2004

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board for the purpose of continuing the city's support for homeless emergency shelters, Maryhaven Engagement Center and related homeless shelter services; to authorize the expenditure of \$1,343,819 from the FY2004 General Fund, and to declare an emergency. (\$1,343,819)

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**0585-2004**

To authorize the Director of Public Utilities to execute a construction contract modification with the Complete General Construction Company for the North Central Sewer Separation, N. of Maple St., E. of Neil Ave. Project; to authorize the transfer and expenditure of \$14,251.37 from within the 1991 Voted Sanitary Bond Fund; to amend the 2003 Capital Improvements Budget, for the Division of Sewerage and Drainage, and to declare an emergency. (\$14,251.37)

RULES & REFERENCE: HABASH, CHR. MENTEL SENSENBRENNER TAVARES**0572-2004**

To amend Chapter 1105 of the Columbus City Codes, 1959, regarding special charges for meter related work.

Sponsors: Patsy Thomas

0719-2004

To amend sections of the Columbus Building Code, Title 41, in Chapter 4101 in order to correct references to the adopted model codes and to specify by adding new definitions and other code clarifications in Chapter 4113 that potable water piping is part of the building services plumbing equipment system.

Sponsors: Maryellen O'Shaughnessy

FROM THE FLOOR:**BOYCE****111X-2004**

To honor and recognize the Rev. Dr. Jesse L. Wood for many years of distinguished service to the Columbus community and to designate Sunday April 25, 2004 as Rev. Dr. Jesse L. Wood Day in the City of Columbus

Sponsors: Kevin L. Boyce

ADJOURNMENT