



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, October 3, 2011

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 42 OF COLUMBUS CITY COUNCIL, OCTOBER 3, 2011
at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

- 1 [C0034-2011](#) THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS
OF WEDNESDAY, SEPTEMBER 28, 2011:

New Type: D1
To: Columbus Athenaeum Ltd
32 N Fourth St
Columbus OH 43215
Permit #1650205

New Type: D2
To: Weber County Inc & Patio
1381 S Hamilton Rd
Columbus OH 43227
Permit #94563570010

New Type: D1
To: Barrel And Bottle LLC
DBA The Barrel And Bottle
59 Spruce St 136
Columbus OH 43215
Permit #0471207

New Type: D1
To: Rise Investments LLC
DBA Suite 143
303 S 4th St 1st Fl
Columbus OH 43215
Permit #73804800001

Transfer Type: D5
To: Logans Roadhouse Inc
DBA Logans Roadhouse
7110 Sawmill Rd
Columbus OH 43016
From: Daniel Pizzurro
DBA Hilltop Café
1st Fl & Bsmt
2142 Sullivant Av
Columbus OH 43223
Permit #52576880070

Transfer Type: D1, D3
To: Oropeo LLC
DBA La Favorita Market & Restaurant
7370 Sawmill Rd
Columbus OH 43235
From: Coffee Ventures Ltd LLC
DBA Zanzibar Brews
740 E Long St
Columbus OH 43203
Permit#6581116

Transfer Type: D1, D3
To: Pressly LLC
DBA NYPD New York Pizza Dept
1644 N High St
Columbus OH 43201
To: Hock Lee LLC
DBA Evening Star Café
5060 N High St & Patio
Columbus OH 43214
Permit #7068173

Transfer Type: C1, C2, D6
To: Ishtiao Corporation
DBA Ishtiao Market
2900 Westerville Rd
Columbus OH 43224
From: Bui & Company Inc
DBA Ice Box
2899 Suwanee Rd
Columbus OH 43224
Permit #4159275

Advertise: 10/01/11
Return: 10/10/11

RESOLUTIONS OF EXPRESSION

KLEIN

- 2 [0263X-2011](#) To recognize the 32nd Columbus Marathon on Sunday, October 16, 2011.
Sponsors: Zachary M. Klein

MILLS

- 3 [0268X-2011](#) To declare the week of October 9-15, 2011 National Fire Prevention Week in Columbus, Ohio.
Sponsors: Michelle M. Mills

PALEY

- 4 [0262X-2011](#) To honor and recognize the twenty years of service of Joyce Garver Keller as Executive Director of Ohio Jewish Communities.
Sponsors: Eileen Y. Paley

TYSON

- 5 [0260X-2011](#) To recognize October 1st through October 8th, 2011, as Local Foods Week in Columbus.
Sponsors: Priscilla Tyson

ADDITIONS OR CORRECTIONS TO THE AGENDA**FR FIRST READING OF 30-DAY LEGISLATION****DEVELOPMENT: KLEIN, CHR. MILLER TYSON GINTHER**

- FR-1 [1588-2011](#) To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement with SCR-Tech, LLC equal to 25% of the amount of new income tax withheld on employees for a term of five years in consideration of the company's proposed investment of \$9 million and the creation of 50 new permanent full-time jobs.
- FR-2 [1590-2011](#) To authorize the Director of Development to enter into a Columbus Downtown Office Incentive Agreement of 50% for a period of three years with Jeffrey P. Norman, Standing Chapter 13 Trustee for the Southern District of Ohio, as provided in Columbus City Council Resolution Number 0088X-2007, adopted June 4, 2007.

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

- FR-3 [1414-2011](#) To authorize the Director of Finance and Management to enter into a contract for the purchase of four tractors in accordance with a State of Ohio contract with the John Deere Company for the Division of Planning and Operations; to authorize the Director of Finance and Management to enter into a contract for the purchase of four sets of mowers in accordance with a State of Ohio contract with JD Equipment, Inc., for the Division of Planning and Operations; to amend the 2011 C.I.B: to authorize the transfer of funds within the Street and Highway Improvement Fund; to authorize the expenditure of \$351,692.84 from the Street and Highway Improvement Fund. (\$351,692.84)

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- FR-4 [1339-2011](#) To authorize the Director of the Department of Finance and Management to establish a contract with Mars Corporation for Water Meter Test Benches; for the Division of Power and Water; to authorize a transfer and expenditure of \$440,600.74 within the Water Super Build America Bonds Fund; and to amend the 2011 Capital Improvements Budget. (\$440,600.74)
- FR-5 [1420-2011](#) To authorize the Director of Finance and Management to establish a blanket purchase order for the purchase of Lawn Maintenance Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$66,700.00 from the Sewerage System Operating Fund. (\$66,700.00)
- FR-6 [1508-2011](#) To authorize the Director of Public Utilities to enter into a contract with Brehob Corporation to provide Crane and Hoist Maintenance Services for the Department of Public Utilities, and to authorize the expenditure of \$71,752.00 from the Sewer Systems Operating Fund. (\$71,752.00)
- FR-7 [1524-2011](#) To authorize the Director of Public Utilities to enter into a planned modification of the Elevator Maintenance Services contract with Oracle Elevator Company, for the Division of Sewerage and Drainage, and to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund. (\$20,000.00)
- FR-8 [1577-2011](#) To authorize the Director of Public Utilities to enter into contract with Resource International, Inc. for Oracle WAM Database and System Administration for the Department of Public Utilities, to authorize the expenditure of \$18,300.00 from the Electricity Operating Fund, \$116,400.00 from the Water Operating Fund, \$130,500.00 from the Sewer System Operating Fund and \$34,800.00 from the Stormwater Operating Fund (\$300,000.00)

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

CRAIG

- CA-1 [0266X-2011](#) To honor and recognize Bishop Jerome H. Ross as he celebrates his 45th Pastoral Anniversary on October 23, 2011.
Sponsors: Hearcel Craig
- CA-2 [0270X-2011](#) To honor and recognize Dr. Charlene E. Watkins as she celebrates her 15th Pastoral Anniversary on October 2, 2011.
Sponsors: Hearcel Craig
- CA-3 [0274X-2011](#) To honor and recognize the 20th Anniversary of the Dr. Robert J. Fass Memorial AIDS Walk on October 8, 2011.
Sponsors: Hearcel Craig

TYSON

- CA-4 [0269X-2011](#) To honor and recognize Ms. Veronica Nesbitt on the occasion of her recognition at the Annual Philander Smith College Scholarship Luncheon, hosted by the Columbus Alumni Chapter of Philander Smith College.
- Sponsors:** Priscilla Tyson, Hearcel Craig, Zachary M. Klein, A. Troy Miller, Michelle M. Mills, Eileen Y. Paley and Andrew Ginther

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- CA-5 [1545-2011](#) To authorize the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for pavement repairs at the Impound Lot, 2700 Impound Lot; to authorize the expenditure of \$170,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$170,000.00)
- CA-6 [1561-2011](#) To authorize and direct the Finance and Management Director to modify a contract with Pain Industries, Inc. by assigning past, present and future contracts and purchase orders to Airgas Carbonic, Inc., and to declare an emergency.

HEALTH, HOUSING & HUMAN SERVICES: CRAIG, CHR. MILLS TYSON GINTHER

- CA-7 [1562-2011](#) 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 (143 Wilson Avenue) held in the Land Bank pursuant to the Land Reutilization Program and Neighborhood Stabilization Program; and to declare an emergency.

DEVELOPMENT: KLEIN, CHR. MILLER TYSON GINTHER

- CA-8 [1497-2011](#) To authorize the Director of the Development Department to amend a contract with DSS Services, LLC for the demolition of structures determined to be unsafe and public nuisances under the Demolition Program; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

PUBLIC SAFETY & JUDICIARY: MILLS, CHR. CRAIG PALEY GINTHER

- CA-9 [1477-2011](#) To authorize and direct the Director of Finance and Management to enter into contracts for miscellaneous capital improvement renovations for the Department of Public Safety; to authorize the expenditure of \$100,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$100,000.00)
- CA-10 [1510-2011](#) To authorize the appropriation and expenditure of Twenty Five Thousand Dollars from the City Attorney Mediation Fund for the purpose of purchasing materials and supplies for the Mediation Program of the City Attorney's Office; and to declare an emergency. (\$25,000.00)
- CA-11 [1513-2011](#) To authorize and direct the Finance and Management Director to issue purchase orders for EMS medical supplies from existing Universal Term Contracts established for such purposes with BoundTree Medical LLC, to authorize the expenditure of \$250,000.00 from the General Fund; and to declare an emergency. (\$250,000.00)

- CA-12 [1514-2011](#) To authorize and direct the Director of Public Safety to enter into a contract with Medtronic Emergency Response Systems for product operating supplies in accordance with sole source procurement provisions; to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency.(\$30,000.00)
- CA-13 [1522-2011](#) To authorize and direct the Municipal Court Clerk to modify the term of the contract with Capital Recovery Systems, Inc. for the provision of collection services; and to declare an emergency. (\$0)
- CA-14 [1528-2011](#) To authorize the Columbus Fire Chief to accept a grant award from the State of Ohio Division of EMS for the purchase of training equipment for the Division of Fire, to appropriate \$2,500.00 from the unappropriated balance of the General Government Grant Fund; and to declare an emergency. (\$2,500.00)
- CA-15 [1558-2011](#) To authorize and direct the Municipal Court Clerk to modify and extend the term of the contract with 3SG Corporation for software installation services; and to declare an emergency. (\$0)
- CA-16 [0257X-2011](#) To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Fairwood Avenue/Watkins Road-Koebel Road Project, and to declare an emergency.

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

- CA-17 [1499-2011](#) To authorize the Director of Public Service to reimburse various utilities for make ready utility relocation costs incurred in conjunction with the Traffic Signal Installation - CTSS Phase B project; to amend the 2011 C.I.B; to authorize and direct the City Auditor to appropriate and transfer \$50,000.00 within and from the Street and Highway Improvement Fund to the Fed-State Highway Engineering Fund; to authorize the appropriation and expenditure of \$50,000.00 from the Fed-State Highway Engineering Fund; and to declare an emergency. (\$50,000.00)
- CA-18 [1502-2011](#) To authorize the Director of Public Service to execute a professional service contract modification with Barr and Prevost to modify the plans to ODOT requirements and specifications for the Arterial Street Rehabilitation - North High Street Flint Road to County Line project; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of up to \$70,000.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$70,000.00)
- CA-19 [1526-2011](#) To authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation to complete preliminary engineering for the Intersection Improvements - Gender Road at Refugee Road project; to amend the 2011 C.I.B; to authorize the transfer of funds within the Street and Highways G.O. Bonds Fund; to authorize the expenditure of \$3,988.00 for this preliminary engineering; and to declare an emergency. (\$3,988.00)
- CA-20 [1556-2011](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Winter Asphalt #402 and #404; to authorize the expenditure of one dollar to establish a contract from the Mail, Print Services, and UTC Fund; and to declare an emergency. (\$1.00).

- CA-21 [1570-2011](#) To authorize the establishment of a \$100,000.00 contingency fund for the purpose of paying for the acquisition of miscellaneous minor parcels of permanent and temporary right-of-way needed for various projects within the City; to authorize the City Attorney's, Real Estate Division, to hire professional services, negotiate with property owners and expend those funds necessary to acquire such parcels as they are identified; and to declare an emergency. (\$100,000.00)
- CA-22 [1591-2011](#) To authorize the expenditure of \$140,555.00 for the Department of Public Service and Department of Development from the Streets and Highways G.O. Bonds Fund, The State Issue II Street Projects Fund, and the Fed-State Highway Engineering Fund, for the purpose of providing sufficient funding for Construction Inspection and Administration Services on several projects; to authorize necessary transfer and appropriation of monies to insure proper accounting practices within these funds; to amend the 2011 C.I.B.; and to declare an emergency. (\$140,555.00)

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- CA-23 [1311-2011](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Byron Jackson Pump Parts and Services with APO Pumps & Compressors, Inc.; to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; and to declare an emergency. (\$1.00).
- CA-24 [1471-2011](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Sewer Brick with Hamilton Parker Company; to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; and to declare an emergency. (\$1.00).
- CA-25 [1487-2011](#) To authorize the Director of Public Utilities to modify a contract agreement with The Workwaters, Holdridge Mechanical, and Fox Mechanical for the Project Dry Basement (PDB) program; to authorize the expenditure of \$250,000.00 from the Sanitary Sewer General Obligation Bond Fund and declare an emergency. (\$250,000.00)

APPOINTMENTS

- CA-26 [A0116-2011](#) Appointment of Annie Ross-Womack, 874 Oakwood Avenue, Columbus, Ohio 43206 to serve on the Near East Area Commission with a term expiration date of July 1, 2014 (resume attached).
- CA-27 [A0117-2011](#) Appointment of Brian T. Kooperman, Esq. Kooperman Law Offices, 383 N. Front Street, LL, Columbus, OH 43215 to serve on the Graphics Commission replacing William Palmer with a new term expiration date of October 31, 2014 (resume attached).
- CA-28 [A0118-2011](#) Appointment of Georgetta Lake-Grant, 914 Franklin Avenue, Columbus, Ohio 43205 to serve on the Near East Area Commission with a term expiration date of July 1, 2014 (resume attached).
- CA-29 [A0119-2011](#) Appointment of Deborah Stokes, 5307 Ruth Amy Avenue, Westerville, Ohio 43081 to serve on the Property Maintenance Appeals Board with a term expiration date of September 30, 2014 (resume attached).

- CA-30 [A0120-2011](#) Appointment of Matt Gregory, NAI Ohio Equities, 605 S. Front Street, Suite 200, Columbus, OH 43215 to serve on the Graphics Commission replacing replacing Kenneth A. Golonka, Jr. with a new term expiration date of September 11, 2014 (resume attached).

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

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- SR-1 [1495-2011](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Water Well Replacement with Bapst, Inc.; to authorize the appropriation and expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; to waive formal competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$1.00).
- SR-2 [1576-2011](#) To authorize the Directors of the Department of Finance and Management and the Department of Public Service to enter into a Memorandum of Understanding with the Solid Waste Authority of Central Ohio ("SWACO") in order to outline the plans and certain commitments of the parties relating to the redevelopment of the Morse Road Eco Center; and to declare an emergency.
- SR-3 [1596-2011](#) To authorize the Mayor and/or Director of Finance and Management to enter into a Lease Agreement and Sublease Agreement on behalf of the City among Franklin County, the Franklin County Convention Facilities Authority, and the City, and any other necessary agreements, for the purpose of facilitating part of the financing necessary for the Franklin County Convention Facilities Authority to purchase, operate and maintain Nationwide Arena, and to approve loan arrangements with the State of Ohio and the issuance of arena lease revenue bonds by the Franklin County Convention Facilities Authority for such purpose.

HEALTH, HOUSING & HUMAN SERVICES: CRAIG, CHR. MILLS TYSON GINTHER

- SR-4 [1405-2011](#) To authorize and direct Columbus Public Health to enter into contract with Franklin County Public Health for emergency preparedness activities; to authorize the expenditure of \$301,354.23 from the Health Department Grants Fund, and to declare an emergency. (\$301,354.23)

RECREATION & PARKS: KLEIN, CHR. MILLS TYSON GINTHER

- SR-5 [1326-2011](#) To authorize the appropriation, transfer and expenditure of \$275,000.00 within the Recreation and Parks Permanent Improvement Fund for materials in conjunction with removal of emerald ash borer damaged trees; to authorize the Director of Finance and Management to enter into various contracts for the purchase of equipment and vehicles for the Recreation and Parks Department; to authorize the expenditure of \$275,000.00 from the Recreation and Parks Permanent Improvement Fund; to establish an auditor's certificate in the amount of \$275,000.00 for the purchases listed within this legislation. (\$275,000.00)
- SR-6 [1442-2011](#) To authorize the City Auditor to create an auditor's certificate in the amount of \$50,000.00 for various expenditures for labor, material and equipment in conjunction with The Golf Course Improvements project; and to authorize the expenditure of

\$50,000.00 from the Voted Recreation and Parks Bond Fund 702. (\$50,000.00)

SR-7 [1444-2011](#) To authorize the Director of Finance and Management and the Director of Recreation and Parks, respectively, to enter into contracts for the purchase of golf course equipment with vendors utilizing the competitive bidding provisions of the Columbus City Codes when required; to authorize the expenditure of \$225,000.00 from the Voted Parks and Recreation Bond Fund 702 for said purchases; and to declare an emergency. (\$225,000.00)

SR-8 [1507-2011](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Ansol Icee, Inc. for the Brevoort Park Improvements 2011 Project; to authorize the expenditure of \$107,000.00 and a contingency of \$10,700.00 for a total of \$117,700.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$117,700.00)

PUBLIC SAFETY & JUDICIARY: MILLS, CHR. CRAIG PALEY GINTHER

SR-9 [1490-2011](#) To authorize and direct the Finance and Management Director to enter into an agreement with MD Helicopters, Inc. for the purchase of a 500E helicopter in accordance with sole source procurement for the Division of Police, to authorize the appropriation and the expenditure of \$2,095,000.00 from the Special Income Tax Debt Fund; and to declare an emergency. (\$2,095,000.00)

SR-10 [1517-2011](#) To authorize and direct the Director of the Department of Finance and Management on behalf of the Municipal Court Clerk to establish a purchase order with TAB Products Company LLC for the purchase of case file folders and unit buckets for the Clerk's Office; to authorize the expenditure of \$76,215.65 from the Municipal Court Clerk general fund; and to declare an emergency. (\$76,215.65)

SR-11 [1563-2011](#) To authorize the Director of Public Safety to enter into a Memorandum of Understanding with the Franklin County Sheriff's Office to participate in a FY-10 Justice Assistance Grant (JAG); to authorize an appropriation of \$48,166.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the Internet Crimes Against Children Task Force activities; and to declare an emergency. (\$48,166.00)

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

SR-12 [1422-2011](#) To authorize the Director of Public Service to enter into contract with Thompson Excavation, Ltd. and to provide for the payment of construction administration and inspection services, in connection with the Brick Rehabilitation - Pearl Street - Short North Brick Rehabilitation project; to amend the 2011 C.I.B.; to authorize the appropriation and transfer of \$977,473.00 from the Local Transportation Improvement Fund to the Street and Highway Improvement Fund; to appropriate, transfer, and authorize the expenditure of \$689,907.09 within the Street and Highway Improvement Fund for the Department of Public Service. (\$689,907.09)

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

SR-13 [1231-2011](#) To authorize the Director of Public Utilities to re-establish funds needed for the Parklane Avenue Stormwater System Improvements Project and to authorize the

expenditure of \$90,802.10; within the Storm Recovery Zone (Super BAB's) Fund; for the Division of Sewerage and Drainage Division. (\$90,802.10)

- SR-14** [1250-2011](#) To authorize the Director of Public Utilities to execute a construction contract with Nickolas Savko and Sons, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Idlewild Drive Stormwater System Improvements and Waterline Improvements Projects, for the Divisions of Sewerage and Drainage & Power and Water; to authorize the expenditure of \$3,628,612.00 from the Storm Super Build America Bonds Fund; to authorize the transfer and expenditure of \$1,100,666.00 within the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2011 Capital Improvements Budget. (\$4,729,278.00)
- SR-15** [1284-2011](#) To authorize the Finance and Management Director to establish Blanket Purchase Orders with Badger Meter Inc. and Metron-Farnier, LLC for the purchase of water meters and appurtenances, based on established Universal Term Contracts, for the Division of Power and Water, to authorize a transfer and expenditure of \$300,000.00 within the Water Build America Bonds Fund; and to amend the 2011 Capital Improvements Budget. (\$300,000.00)
- SR-16** [1286-2011](#) To authorize the Director of Public Utilities to execute a construction contract with John Eramo & Sons, Inc. for the Eastmoor Area Water Line Improvements Project; to provide for payment of inspection, material testing and related services to the Design & Construction Division; to authorize a transfer and expenditure of \$2,400,430.80 within the Water Build America Bonds Fund; and to amend the 2011 Capital Improvements Budget. (\$2,400,430.80)
- SR-17** [1317-2011](#) To authorize the Director of Public Utilities to enter into a cooperative agreement with the Geological Survey, United States Department of Interior, for Investigation of Water Resources in Central Ohio, and Ground Water Levels in Franklin County for the Division of Power and Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage; and to authorize the expenditure of \$275,830.00 from the Sewer System Operating Fund, Storm Sewer Operating Fund, and the Water System Operating Fund. (\$275,830.00)

ADJOURNMENT

THERE WILL BE NO COUNCIL MEETING ON MONDAY, OCTOBER 10, 2011 IN OBSERVANCE OF COLUMBUS DAY. THE NEXT REGULAR MEETING WILL BE OCTOBER 17, 2011.