



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH
43215-9015
columbuscitycouncil.org

Agenda - Tentative 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, September 26, 2011

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 41 OF COLUMBUS CITY COUNCIL, SEPTEMBER 26,
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 [C0033-2011](#) THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS
OF WEDNESDAY, SEPTEMBER 21, 2011:

New Type: D5A
To: Badrivishal LLC
DBA Holiday Inn Express
8670 Orion Pl
Columbus OH 43240
Permit #0370197

New Type: C2
To: Mozarts Inc
DBA Vienna Ice Café
2899 N High St
Columbus OH 43202
Permit #62078090035

New Type: C1, C2
To: Siddhi 117 LLC
DBA Northwest Wine & Spirits
817 B Bethel Rd
Columbus OH 43214
Permit #8125791

New Type: C1
To: C & C Hackney Inc
DBA Grandads Pizza II
1254 W Third Ave
Columbus OH 43212

Permit #1170507

New Type: D2
To: Depazzis LLC
DBA Café Corner
1105 Pennsylvania Av
Columbus OH 43201
Permit #2078548

New Type: D1
To: Mazah Mediterranean Eatery LLC
DBA Mazah Mediterranean Eatery
1439 Grandview Av
Columbus OH 43212
Permit #5389107

Transfer Type: C1, C2
To: Smart Stop LLC
DBA Smart Stop Drive Thru
6830 Refugee Rd
Columbus OH 43110
From: Brew N More Inc
DBA Smart Stop Drive Thru
6830 Refugee Rd
Columbus OH 43110
Permit #8249448

Transfer Type: C1, C2, D6
To: Fairwood Food LLC
DBA Frebis Food Center
Entire Bldg & Drive Thru
1505 Frebis Av
Columbus OH 43206
From: S & S Foods Inc
DBA Frebis Avenue Supermarket
Entire Bldg & Drive Thru
1505 Frebis Av
Columbus OH 43206
Permit #2625174

Transfer Type: D1, D3, D3A, D6
To: Trabue 3582 LLC & Patio
3582 Trabue Rd
Columbus OH 43204
From: Trabue Tavern Inc
DBA Trabue Tavern & Patio
3582 Trabue Rd
Columbus OH 43204
Permit #9030305

Transfer Type: D1, D2, D3, D6
To: F A B Dining Group LLC
DBA De Novo & Patio
201 S High St
Columbus OH 43215
From: Ciel Corporation

3945 Easton Station & Patio
Columbus OH 43219
Permit #2600007

Transfer Type: C1, C2
To: Hibourne Inc
DBA Mound St Food Market
1690 W Mound St
Columbus OH 43223
From: Hibourne Inc
Stop By Market
1620 Lockbourne Rd
Columbus OH 43207
Permit #38155410001
 Transfer Type: D5
To: Coyote Janes Inc
340 Greenlawn
Columbus OH 43223
From: Banana Bean Café Inc
DBA Coyote Janes
1st Fl & Bsmt & Patio
1586 S High St
Columbus OH 43207
Permit #1790847

Transfer Type: C1, C2, D6, D8
To: Grandview Beer & Wine Inc
1355 Grandview Ave
Columbus OH 43212
From: 1355 Grandview Avenue Inc
DBA Grandview Carryout
1355 Grandview Ave
Columbus OH 43212
Permit #3325798

Transfer Type: C1, C2, D6
To: Village Carryout Company LLC
DBA Village Carryout
851 W 5th Av
Columbus OH 43212
From: TCKQ Inc
DBA Village Carryout
851 W 5th Av
Columbus OH 43212
Permit #9274850

Liquor Agency Contract
To: Village Carryout Company LLC
DBA Village Carryout
851 W 5th Av
Columbus OH 43212
Permit #9264850

Advertise: 09/24/11
Return: 10/03/11

RESOLUTIONS OF EXPRESSION

CRAIG

- 2 [0248X-2011](#) To honor and recognize Commissioner Robert Vogt for his service to the Victorian Village Commission and thank him for his support and commitment to the Columbus community.
- Sponsors:** Hearcel Craig

MILLER

- 3 [0247X-2011](#) To honor and recognize the City Life Center in its efforts to positively impact young adults in the Franklinton area.
- Sponsors:** A. Troy Miller

ADDITIONS OR CORRECTIONS TO THE AGENDA**FR FIRST READING OF 30-DAY LEGISLATION****RECREATION & PARKS: KLEIN, CHR. MILLS TYSON GINTHER**

- FR-1 [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)
- FR-2 [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)

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

- FR-3 [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

- FR-4 [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)

- FR-5 [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)
- FR-6 [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)
- FR-7 [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)

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

CRAIG

- CA-1 [0254X-2011](#) To honor and congratulate Barbara E. Riley for receiving the 2011 Heritage Award for Caring.
Sponsors: Hearcel Craig

PALEY

- CA-2 [0249X-2011](#) To recognize and celebrate the 50th wedding anniversary of Alvin and Theresa Street.
Sponsors: Eileen Y. Paley

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- CA-3 [1409-2011](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Winter Wear and Raingear with Safety Solutions, Inc.; to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Account; and to declare an emergency. (\$1.00)

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

- CA-4 [1313-2011](#) To authorize and direct the Director of Finance and Management to enter into a new lease contract with PLM of Col., and to authorize funding for four other leases for the period October 1, 2011 through September 30, 2012, to authorize a total expenditure of \$192,947.20 from the Health Special Revenue Fund, and to declare an emergency. (\$192,947.20)

DEVELOPMENT: KLEIN, CHR. MILLER TYSON GINTHER

- CA-5 [1515-2011](#) To establish election procedures for successor resident members of the Board of Trustees of the Hayden Run Community Development Authority; and to declare an emergency.
- CA-6 [1516-2011](#) To establish election procedures for successor resident members of the Board of Trustees of the Central College Community Development Authority; and to declare an emergency.
- CA-7 [1534-2011](#) To amend ordinance 2092-2001 by adding an Exhibit B (1) broadening the scope of eligible public improvements in the Pen West West Tax Increment Finance Area; and to declare an emergency.
- CA-8 [1535-2011](#) To amend ordinance 2093-2001 by adding an Exhibit B(1) broadening the scope of eligible public improvements in the Pen West East Tax Increment Finance Area; and to declare an emergency.
- CA-9 [1543-2011](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-009) of 2.1 + acres and associated Right-of-Way in Clinton Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.
- CA-10 [1546-2011](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-010) of .7 + acres in Clinton Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

RECREATION & PARKS: KLEIN, CHR. MILLS TYSON GINTHER

- CA-11 [1432-2011](#) To authorize the appropriation of \$27,650.00 from the unappropriated monies in the City's Property Management Fund no. 294 to the applicable subfund within Fund 294; to authorize that any such future deposits as the City may receive into these subfunds are hereby deemed to be appropriated, and the City Auditor is hereby authorized to pay such amounts thereof; and to declare an emergency. (\$27,650.00)
- CA-12 [1445-2011](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Tyevco, Inc. for the Raymond Memorial Golf Course 2011 Bunker Improvements Project; to authorize the expenditure of \$86,281.00 along with a contingency of \$5,719.00 for a total of \$92,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$92,000.00)

- CA-13 [1446-2011](#) To authorize an appropriation of \$117,040.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for part-time staffing and programming costs related to Scioto Mile Park during 2011 as funded through grants and donations; and to declare an emergency. (\$117,040.00)
- CA-14 [1453-2011](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Tyevco, Inc. for the Shelter Improvements 2011 Project; to authorize the expenditure of \$206,253.00 and a contingency of \$23,747.00 for a total of \$230,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$230,000.00)

ADMINISTRATION: MILLER, CHR. PALEY TYSON GINTHER

- CA-15 [1293-2011](#) To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish a purchase order with OnX USA LLC (formerly known as Agilysys Inc.), from a pre-existing Universal Term Contract (UTC), for the purchase of HP professional services; to authorize the Director of the Department of Technology to enter into contract with OnX USA LLC, for professional services utilizing the city's standard city agreement; to authorize the transfer of appropriation and cash between projects in the Information Services Bond Fund; to amend the 2011 Capital Improvement Budget; and to authorize the expenditure of \$54,000.00 from the Department of Technology, Information Services Operating Fund and Capital Improvement Bond Fund; and to declare an emergency. (\$54,000.00)

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

- CA-16 [0246X-2011](#) To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Fifth Avenue Streetscapes Improvements Project (within the Milo-Grogan Neighborhood), and to declare an emergency.
- CA-17 [0251X-2011](#) To declare the necessity and intent to appropriate a permanent easement in, over, under and through real estate in connection with the Recreation and Parks Department, Scioto Trail Land Acquisition Project, and to declare an emergency.

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

- CA-18 [1491-2011](#) To authorize the Director of Public Service to execute a professional service contract modification with Evans, Mechwhwart, Hambelton, and Tilton (EMH&T) for the Arterial Street Rehabilitation - Parsons/Livingston contract; to authorize the expenditure of up to \$15,000.00 from the Fed-State Highway Engineering Fund; and to declare an emergency. (\$15,000.00)
- CA-19 [1492-2011](#) To authorize the Director of Public Service to reimburse Columbia Gas, Delco Water and other utilities for utility relocation costs incurred in conjunction with Department of Public Service Arterial Street Rehabilitation - North High Street Flint Road to County Line capital improvement project; to authorize the expenditure of \$503,669.03 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency.(\$503,669.03)
- CA-20 [1511-2011](#) To accept the plat titled "Village at Hilliard Run Section 2 and the Resubdivision of Reserve N of Village at Hilliard Run Section 1, Part 3", from Dominion Homes, Inc., an

Ohio Corporation; and to declare an emergency.

- CA-21 [1518-2011](#) To authorize the Director of the Department of Public Service to execute those documents required to transfer a 3.33 foot wide by 140 foot long portion of the East Main Street right-of-way between Ohio Avenue and Twenty-Second Street, and a 7 foot wide by 56 foot long portion of the Ohio Avenue right-of-way between East Main Street and McAlister Avenue to Columbus Compact Corporation; and to declare an emergency.

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- CA-22 [1363-2011](#) To authorize the Director of Finance and Management to establish a purchase order for the purchase of one Cues Camera and Transporter in accordance with a State of Ohio, State Term Schedule with Cues, Incorporated for the Division of Sewerage and Drainage, and to authorize the expenditure of \$51,181.23 from the Sewerage System Operating Fund. (\$51,181.23)

- CA-23 [1437-2011](#) To authorize the Director of Finance and Management to establish a blanket purchase order for the purchase of Light Duty Trucks in accordance with a State of Ohio contract with White Allen Chevrolet for the Division of Sewerage and Drainage; to authorize the transfer and expenditure of \$75,962.00 within the Storm Sewer Operating Fund; and to declare an emergency. (\$75,962.00)

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

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- SR-2 [1401-2011](#) To authorize the Finance and Management Director to enter into a contract for the Facilities Management Division with Mid-American Cleaning Contractors for custodial services at the Health Department building, 240 Parsons Avenue; to authorize the expenditure of \$295,411.50 from the General Fund; and to declare an emergency. (\$295,411.50)
- SR-4 [1479-2011](#) To authorize the Director of Finance and Management to accept and obtain title to that real property commonly known as 310 Innis Avenue from the South Side Settlement; and to declare an emergency.
Sponsors: Priscilla Tyson and Hearcel Craig
- SR-5 [1481-2011](#) To authorize the Finance and Management Director to enter into contract for the option to purchase Cellular Voice and Data Services ; to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; to waive the competitive bidding provisions of Chapter 329.07(h)(1) of the Columbus City Codes, 1959; and to declare an emergency. (\$1.00)

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

- SR-6 [1450-2011](#) To authorize the Director of the Department of Development to enter into agreements with various non-profit organizations for the Emergency Shelter Repair Program; to authorize the expenditure of \$250,000 from the Housing Preservation Fund; and to declare an emergency. (\$250,000.00)

SR-7 [1466-2011](#) To authorize the Director of the Department of Development to make financial assistance available through the Roof Repair Program administered by the Housing Division; to authorize the expenditure of \$500,000 from the Housing Preservation Fund; and to declare an emergency. (\$500,000.00)

SR-8 [1548-2011](#) To authorize the appropriation of \$15,000 from the unappropriated balance of the Emergency Human Services Fund to the Department of Development; to approve the grant application of Community Development for All People, seeking emergency assistance pursuant to Section 371.02 (c) of the Columbus City Codes, 1959; to authorize the Director of the Department of Development to enter into grant agreement with Community Development for All People to provide emergency assistance for costs associated with the transition of the Southside Settlement House programs; to authorize the expenditure of \$15,000 from the Emergency Human Services Fund; and to declare an emergency. (\$15,000.00)

DEVELOPMENT: KLEIN, CHR. MILLER TYSON GINTHER

SR-10 [1547-2011](#) To authorize the Director of the Department of Development to enter into an Economic Development Agreement with the City of New Albany, Ohio; and to declare an emergency.

RECREATION & PARKS: KLEIN, CHR. MILLS TYSON GINTHER

SR-11 [1438-2011](#) To authorize the Director of Recreation and Parks to modify a contract with DLZ, Inc. for professional services related to the Scioto Trail-Riversedge to Fifth Avenue project; to authorize expenditure of \$42,231.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$42,231.00)

ADMINISTRATION: MILLER, CHR. PALEY TYSON GINTHER

SR-12 [1243-2011](#) To authorize the City Auditor to modify and increase the current contract with First Data Government Solutions to provide for ongoing hosting and development services for the Income Tax E-File/E-Pay processing system; to authorize and direct the City Auditor to authorize the expenditure of \$170,000.00; and to declare an emergency (\$170,000.00).

SR-13 [1429-2011](#) To authorize the City Clerk to contract with Columbus Association for the Performing Arts (CAPA) for the purpose of fostering and sustaining arts and cultural services that enrich the Columbus community, to authorize the expenditure of \$93,000.00 from the Cultural Services Fund; to authorize and direct the expenditure of \$32,000.00 from the General Fund and to declare an emergency. (\$125,000.00)

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

SR-14 [1345-2011](#) To authorize and direct the Director of Finance and Management to execute those documents necessary for the purchase of the Remotely Operated Underwater Vehicle from VideoRay LLC for the Division of Police utilizing the Homeland Security Grant in accordance with provisions of sole source procurement; and to declare an emergency. (\$0)

- SR-15 [1354-2011](#) To amend the 2011 Capital Improvement Budget; to authorize the transfer of \$52,664.57 between projects within Gov'l B.A.B.s (Build America Bonds); to authorize and direct the Finance and Management Director to issue a purchase order to Strategic Communications, LLC. for the purchase of communication equipment for VoIP to continue voice services to the Townships supported by the Division of Fire, to authorize the expenditure of \$52,664.57 from the Gov'l B.A.B.s (Build America Bonds), and to declare an emergency. (\$52,664.57)
- SR-16 [1411-2011](#) To authorize and direct the Director of Finance and Management to execute those documents necessary to enter into contract for the acquisition of a 2500MHZ Tower Top Receiver Preamplifier and in-line rack mount power supply and high gain antenna system for the Division of Support Services' Regional Communications Emergency Response Vehicle, in accordance with sole source procurement with Vislink Law Enforcement and Public Safety utilizing Homeland Security Grant funds; and to declare an emergency. (\$0.00)
- SR-17 [1503-2011](#) To authorize and direct the City Auditor to authorize the appropriation and transfer of \$100,000.00 from the Indigent Drivers Alcohol Treatment Fund to provide funds for personnel and miscellaneous operating costs in the Specialty Docket Program; and to declare an emergency. (\$100,000.00)
- SR-18 [1505-2011](#) To authorize the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into the third year of a three-year contract with Behavioral Science Specialists, LLC, for the provision of competency evaluations and examinations of defendants; to authorize the expenditure of up to an amount not to exceed \$125,000.00 from the general fund; and to declare an emergency. (\$125,000.00)

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

- SR-23 [1305-2011](#) To amend the 2011 C.I.B; to authorize the transfer of funds within the General Permanent Improvement Fund; and to authorize the Finance and Management Director to expend \$132,582.47 from the General Permanent Improvement Fund for various facility improvements. (\$132,582.47)
- SR-24 [1332-2011](#) To authorize the Finance and Management Director to establish purchase orders for the purchase of school flashers and accessories per the terms and conditions of an existing citywide universal term contract for the Division of Planning and Operations; to authorize the City Auditor to appropriate \$78,115.00 within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$78,115.00 from the Streets and Highways G.O. Bonds Fund for this purpose; and to declare an emergency. (\$78,115.00)
- SR-25 [1460-2011](#) To authorize the Finance and Management Director to enter into a contract for the purchase of eight (8) 4-Wheel Sweepers from The McLean Company; to waive the competitive bidding requirements of the Columbus City Codes, 1959; to authorize the expenditure of \$1,335,200.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$1,335,200.00)

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- SR-28 [1361-2011](#) To authorize the Director of Public Utilities to modify and increase an existing contract, with Evans, Mechwart, Hambleton & Tilton, Inc., for additional design services

associated with the Linden Avenue Area Wide Storm System Improvements Project, which is part of the Group 8A Stormwater System Improvements Projects, for the Division of Sewerage and Drainage, and to authorize an expenditure of \$125,771.30 from the Storm Sewer Super Build America (B.A.B.'s) Bonds Fund. (\$125,771.30)

- SR-29** [1430-2011](#) To authorize the Director of Finance and Management to establish blanket purchase orders for the purchase of Light Duty Trucks from a Universal Term Contract with Ricart Properties, Inc. for the Division of Sewerage and Drainage; to authorize the expenditure of \$319,303.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$319,303.00)

RULES & REFERENCE: GINTHER, CHR. KLEIN PALEY MILLS

- SR-30** [1468-2011](#) To repeal Chapter 545 and amend various sections of the Columbus City Codes, 1959, in order to conform city ordinances with current state law in the area of weapons control.

Sponsors: Michelle M. Mills

ADJOURNMENT