City of Columbus

Agenda - Final

Columbus City Council

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

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, May 10, 2010 | **5:00 PM** | **City Council Chambers, Rm 231**

REGULAR MEETING NO. 24 OF COLUMBUS CITY COUNCIL, MAY 10, 2010 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0013-2010 THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY MAY 5, 2010:

New Type: D3A
To: Formaggio LLC
20 E. 13th Av
Columbus OH 43201
Permit # 2821017

New Type: D3
To: SSF II Inc
DBA BD S Mongolian Barbecue
6242 Sawmill Rd & Patio
Columbus OH 43017
Permit # 8460095

New Type: D3, D3A
To: Weber County Inc
1381 S Hamilton Rd
Columbus OH 43227
Permit # 94563570010

Transfer Type: D1, D3
To: Formaggio LLC
20 E. 13th Av
Columbus OH 43201
From: Sher E Punjab Inc
DBA Sher E Punjab Indian Restaurant
1152 Kenny Square Mall
Columbus OH 43220
Permit # 2821017

Transfer Type: C2, C2X, D6

To: Satsha Express Inc
DBA Express Beverage Drive Thru
1925 Lockbourne Rd
Columbus OH 43207
From: 1925 Express Business Inc
DBA Express Beverage Drive Thru
1925 Lockbourne Rd
Columbus OH 43207
Permit # 7751248

Transfer Type: C1, C2
To: Saimaa Inc
6044 Channingway Blvd
Columbus OH 43232
From: Ritika Inc
6044 Channingway Blvd
Columbus OH 43232
Permit # 7677233

Transfer Type: D5, D6
To: Happy Pizza LLC
2880 Bethel Rd
Columbus OH 43220
From: SSF II Inc
DBA BD S Mongolian Barbecue
6242 Sawmill Rd & Patio
Columbus OH 43017
Permit # 3589594

Transfer Type: D1, D2
To: TTG Inc of Columbus
265 W 11th Ave
Columbus OH 43201
From: Surly Girls LTD
DBA Surly Girl Saloon
1126 N High St 1st Fl & Bsmt
Columbus OH 43201
Permit # 8774133

Transfer Type: D1, D2, D3, D3A, D6
To: Karma Entertainment
DBA Trafik
Mezzanine & Patio
205 N Fifth St
Columbus OH 43215
From: JJ McDaniel Entertainment LLC
DBA Q Bar & Nightclub
Mezzanine & Patio
205 N Fifth St
Columbus OH 43215
Permit # 4498901

Advertise: 05/15/2010
Return: 05/25/2010

RESOLUTIONS OF EXPRESSION

CRAIG

0068X-2010 To recognize and honor the Komen Columbus Race for the Cure and the Susan G. Komen for the Cure for their tireless efforts to raise the funding needed for research in order to end breast cancer once and for all.

Sponsors: Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares, Priscilla Tyson and Michael C. Mentel

TAVARES

0062X-2010 To recognize May 9-17, 2010 as "Visitability Awareness Week" in Columbus.

Sponsors: Charleta B. Tavares

TYSON

0063X-2010 To Recognize May as Older Americans Month in the City of Columbus.

Sponsors: Priscilla Tyson, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares and Michael C. Mentel

0070X-2010 To congratulate Jared and James "Satch" Sullinger for being named the 2010 Naismith National High School Boys' Basketball Player and Coach of the Year.

Sponsors: Priscilla Tyson, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares and Michael C. Mentel

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER, TYSON MENTEL

0675-2010 **FR** To authorize the City Auditor to establish a Post-Issuance Compliance Policy to help ensure the City's compliance with all pertinent legal requirements.

0686-2010 **FR** To authorize the Director of the Department of Finance and Management to enter into a sale contract for the conveyance of the City's interest in a 0.4759 acre property, commonly known as 175 South Third Street, to Capitol South Community Urban Redevelopment Corporation to execute a quit claim deed conveying such property and to enter into and execute other documents pertinent to such conveyance to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised.

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL

0628-2010 **FR** To authorize the Director of Public Service to advance funding to the Department of Public Utilities for professional engineering and construction services associated with roadway improvements to Richards Road and Glenmont Place areas; to amend the 2010 CIB; to authorize the transfer of

cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to establish Auditor's Certificates and to authorize the expenditure of $120,000.00 from the Streets and Highways G.O. Bonds Fund for this purpose. ($120,000.00)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0362-2010 **FR** To authorize the Director of Public Utilities to apply for, accept, and enter into nine Ohio Water Pollution Control Loan Fund Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency to assist in the project financing, for the Division of Sewerage and Drainage; and to designate a dedicated repayment source for the loans.

0514-2010 **FR** To amend Ordinance 1334-2009 by changing the funding source of this expenditure from the Sanitary Sewer Reserve Fund to the Sanitary Sewer Build America Bond Fund; to authorize the City Auditor to transfer within the Sanitary Sewer Build America Bond Fund (B.A.B.'s) for the Jackson Pike Wastewater Treatment Plant Digester Cover Rehabilitation Project, and to amend the 2010 Capital Improvements Budget to establish sufficient budget authority for this expenditure for the Division of Sewerage and Drainage. ($1,512,000.00)

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

0656-2010 **FR** To accept the application AN09-007 of Juan P. Ramirez for the annexation of certain territory containing 0.92 ± acres in Prairie Township.

0666-2010 **FR** To approve the Certified Local Government Grant for the completion of the repair of the historic tile roof of the Green Lawn Abbey mausoleum, known as Green Lawn Abbey, for Funding Year 2010 with the City Historic Preservation Officer acting as the Grant Project Coordinator.

0667-2010 **FR** To approve the Certified Local Government Grant for the hosting of the National Alliance for Preservation Commission's Commission Assistance and Mentoring Program, in summer 2010, with the City Historic Preservation Officer acting as the Grant Project Coordinator.

RULES & REFERENCE: MICHAEL C. MENTEL, CHR. GINTHER CRAIG PALEY

1748-2008 **FR** To repeal Columbus Building Code Chapter 4117, Certificates of Occupancy, of the Columbus City Codes, 1959, in order to remove requirements that are either redundant or conflicting with state mandated code already covering all aspects of Certificates of Occupancy.

Sponsors: Priscilla Tyson

0165-2010 To repeal sections in Chapter 4125 and Chapter 4127 of the Columbus Building Code, Title 41, in order to remove code requirements that are either redundant or in conflict with updated state mandated model building codes and to amend Sections 4125.11, 4127.01, and 4127.03 to clarify existing code requirements.

Sponsors: Priscilla Tyson

ZONING: MILLER, CHR. CRAIG GINTHER PALEY TAVARES TYSON MENTEL

0640-2010 **FR** To rezone 7041 BENT TREE BOULEVARD (43235), being 12.0± acres located north of the intersection of Bent Tree and Federated Boulevards,

From: L-ARLD, Limited Apartment Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z08-028).

CONSENT ACTIONS

TYSON

0065X-2010 **CA** To congratulate the Central Ohio Club of the National Association of Negro Business and Professional Women's Clubs, Inc., on its 45th North Central Conference.

Sponsors: Priscilla Tyson, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares and Michael C. Mentel

0066X-2010 **CA** To congratulate the Columbus Section of the National Council of Negro Women on the occasion of its ninth annual luncheon and to recognize the significant contributions made by the Columbus Section to the city and the community.

Sponsors: Priscilla Tyson, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares and Michael C. Mentel

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

0596-2010 **CA** To authorize and direct the Finance and Management Director to enter into a contract for an option to lease Multi-function Devices (MFD's) over a 36 month term with an option at the end of the term to own each for $1.00, and purchase associated maintenance/service, support and supplies with the Gordon Flesch Company Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund, and to declare an emergency. ($1.00).

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL

0627-2010 **CA** To authorize and direct the Finance and Management Director to enter into one contract for the option to purchase Asphalt Emulsion with Asphalt Materials, Inc. for the Department of Public Service, the largest user, and other city agencies; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund and to declare an emergency ($1.00).

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0567-2010 **CA** To authorize the Director of Public Utilities to execute a contract modification to the professional engineering services agreement with Brown and Caldwell Ohio, LLC, for the Jackson Pike Wastewater Treatment Plant A Plant Wet Weather Hydraulic Improvements project; transfer within and expend $130,288.00 in funds from the B.A.B.s (Build America Bonds) Fund, to amend the 2010 Capital Improvements Budget to establish sufficient budget authority for this expenditure for the Division of Sewerage and Drainage. ($130,288.00)

0570-2010 **CA** To authorize and direct the Finance and Management Director to enter into a contract for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro for the Division of Power and Water; and to authorize the expenditure of $39,996.80 from the Electricity Operating Fund. ($39,996.80)

0607-2010 **CA** To authorize the Director of the Department of Public Utilities to modify and increase the agreement with Ventyx, Inc., for modifications to the Columbus

Utility Billing System (CUBS), to authorize the transfer of funds within the Water Works Enlargement Voted Bonds Fund, the Sanitary Build America Bonds (B.A.B.s) Fund, the Stormwater Build America Bonds (B.A.B.s) Fund, and the Electricity G.O. Bonds Fund; to authorize the expenditures of $31,040.00 from the Water Works Enlargement Voted Bonds Fund, $34,800.00 from the Sanitary Build America Bonds (B.A.B.s) Fund, $9,280.00 from the Stormwater Build America Bonds (B.A.B.s) Fund, and $4,880.00 from the Electricity G.O. Bonds Fund; and to amend the 2010 Capital Improvements Budget and to declare an emergency. ($80,000.00)

0611-2010 **CA** The Director of the Department of Public Utilities authorizes and directs the City Auditor to deposit funds in the amount of $576,062.00 into the State Treasury Asset Reserve of Ohio (Star Ohio) program; for surety funds required for a construction permit to be issued for the Hap Cremean Water Plant Lagoon No. 1 Embankment Improvements Project; to authorize the appropriation and expenditure of $576,062.00 from the Water System Reserve Fund; to amend Ordinance No. 0543-2009 to change the funding source; for the Division of Power and Water; and to declare an emergency. ($576,062.00)

HOUSING : TAVARES, CHR. TYSON MILLER MENTEL

0658-2010 **CA** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 102 parcels of real property held in the Land Bank pursuant to the Land Reutilization Program and Neighborhood Stabilization Program; and to declare an emergency.

0659-2010 **CA** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one vacant parcel of real property (1072 E. Long Street) held in the Land Bank pursuant to the Neighborhood Stabilization Program; and to declare an emergency.

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

0653-2010 **CA** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of three parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER TYSON MENTEL

0674-2010 To authorize the Director of Finance and Management to consent to Conservation Easement Agreement, by and among Capitol South Community Urban Redevelopment Corporation, the Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District and the Franklin County Board of Commissioners on the former City Center Mall site, as part of the Columbus Commons Project; and to declare an emergency.

0684-2010 To authorize the Director of Development to enter into an Enterprise Zone Agreement with 3MX Partners, LLC. for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a proposed

$3.2 million investment; and to declare an emergency.

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL

0618-2010 To authorize the Director of Public Service to reimburse the Ohio Department of Transportation for costs incurred in the Value Engineering (VE) analysis needed for the Alum Creek Drive Phase B Improvement Project; to amend the 2010 CIB; to authorize the transfer of cash and appropriation between the Streets and Highways G.O. Bonds Fund and the Fed-State Highway Engineering Fund; to authorize the expenditure of $25,000.00 from the Fed-State Highway Engineering Fund for this purpose; and to declare an emergency. ($25,000.00)

0692-2010 To Authorize the Director of Public Service to enter into a contract with the Strawser Paving Company for the construction of the Roadway Improvements - Lehman Rd. Emergency Project, in connection with the Mayor's Emergency declared April 28, 2010; to amend the 2010 CIB; to authorize the appropriation, transfer and expenditure of $440,000.00 from the Streets and Highways GO Bonds Fund; and to declare an emergency. ($440,000.00)

MINORITY AND BUSINESS DEVELOPMENT : CRAIG, CHR. MILLER TAVARES MENTEL

0059X-2010 To declare the necessity to implement the Plan of Services adopted by the Discovery Special Improvement District of Columbus, Inc. and the necessity to levy a special assessment for the services set forth in said plan upon the lots and lands benefiting under the plan; and to declare an emergency.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0633-2010 To authorize and direct the Finance and Management Director to modify and extend the UTC contract for the option to purchase Cisco Equipment and Related Supplies with Echo 24 Inc.; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency.

JUDICIARY AND COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL

0649-2010 To authorize and direct the Administrating and Presiding Judge of the Franklin County Municipal Court to enter into contract with STOP, Inc. for a batter intervention program for indigent probationers; to authorize the expenditure of up to $38,570 for program services; and to declare an emergency. ($38,570.00)

UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL

0547-2010 To authorize the Director of Public Utilities to execute a contract modification to the professional engineering services agreement with CH2M Hill, Inc. for the Jackson Pike Wastewater Treatment Plant Disinfection Chemical Handling Facility Improvements project; transfer within and expend $304,161.00 in funds from the B.A.B.s (Build America Bonds) Fund, and amend the 2010 Capital Improvements Budget to establish sufficient budget authority for this expenditure for the Division of Sewerage and Drainage. ($304,161.00)

0605-2010 To authorize the Director of Public Utilities to execute a contract with Nickolas

Savko & Sons, Inc. for the Hap Cremean Water Plant Lagoon No. 1 Embankment Improvements Project; for the Division of Power and Water; to authorize the appropriation and transfer of $2,232,890.00 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of $2,232,890.00 from the Ohio Water Development Authority (OWDA) Fund; and to declare an emergency. ($2,232,890.00)

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

0216-2010 To adopt the Urban, Community, and/or Regional Commercial Overlays as provided for in Chapter 3372 of the Columbus Zoning Code for portions of South High Street, Indianola Avenue, North High Street, Fifth Avenue, Grandview Avenue, Olentangy River Road; and at other identified locations in the Fifth by Northwest Neighborhood and to clarify an existing building design standard in the UCO and CCO.

Sponsors: Priscilla Tyson

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0601-2010 To authorize and direct the Director of Recreation and Parks to enter into contract with Kirk Williams Service Company, LLC for the Franklin Park Adventure Center HVAC Improvements Project; to authorize the expenditure of $842,000.00 and a contingency of $58,000.00 for a total of $900,000.00 from the Voted 1999/2004 Parks and Recreation Bond Fund; and to declare an emergency. ($900,000.00)

0602-2010 To authorize the Director of Recreation and Parks to enter into a lease agreement with the Holy Family Catholic Church to occupy the Harrison House and the Sullivant Land Office building, and to declare an emergency.

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

0154-2010 To amend Chapter 101 of the Columbus City Codes, 1959, to provide for the immediate availability of injunctive relief for violations of the City Codes.

Sponsors: Eileen Y. Paley

0354-2008 To supplement the Columbus City Codes, 1959, by amending Ordinance 0491-2007, and adjusting the boundaries of the 5th By Northwest Area Commission contained in Columbus City Code Section 3111.15.

Sponsors: Priscilla Tyson

(TABLED 5/5/08)

ADJOURNMENT