



**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.***

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Monday, February 9, 2009

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 4 OF COLUMBUS CITY COUNCIL, FEBRUARY 9, 2009  
at 5:00 P.M. IN COUNCIL CHAMBERS.**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

**C0003-2009** THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF THURSDAY, FEBRUARY 5, 2009:

New Type: D3  
To: Panda Express Inc  
DBA Panda Express  
2044 N High St  
Columbus OH 43201  
Permit # 6667983

New Type: C2  
To: Mimi Asian Market Inc  
DBA Mimi Asian Market  
1914 Lockbourne Rd  
Columbus OH 43207  
Permit # 6023126

Transfer Type: D2, D2X, D3, D3A  
To: Mortimer & Randolph LLC  
132 E 5th Av 1st Fl & Bsmt  
Columbus OH 43201  
From: Cogar Anderson LLC  
DBA Bristol Bar  
132 E 5th Av 1st Fl & Bsmt  
Columbus OH 43201  
Permit # 6185904

Transfer Type: D1, D3, D3X, D6  
To: N and D Restaurants Inc  
DBA Red Lobster # 81  
2147 S Hamilton Rd  
Columbus OH 43227  
From: GMRI Inc

DBA Red Lobster # 81  
2147 S Hamilton Rd  
Columbus OH 43227  
Permit # 62785950180

Transfer Type: D2, D2X, D3, D6  
To: N and D Restaurants Inc  
DBA Red Lobster # 6265  
1270 Polaris Pkwy & Patio  
Columbus OH 43240  
From: GMRI Inc  
DBA Red Lobster # 6265  
1270 Polaris Pkwy  
Columbus OH 43240  
Permit # 62785950030

Transfer Type: C1, C2  
To: JJGroup Inc  
DBA Kims Market  
1st FI Only  
1327 E Livingston Av  
Columbus OH 43205  
From: Chau Enterprise Inc  
DBA BP Food Mart 7996  
DBA Kims Market  
1327 E Livingston Av 1st FI Only  
Columbus OH 43205  
Permit # 4171080

Transfer Type: C1, C2  
To: Djanwar Inc  
DBA D & J Carryout  
1st FI  
1393 - 95 N Fourth St  
Columbus OH 43201  
From: Yasmeem Inc  
DBA D & J Carryout  
1393-95 N Fourth St 1st FI  
Columbus OH 43201  
Permit # 2215138

Transfer Type: D2, D2X, D3, D3A, D6  
To: N and D Restaurants Inc  
DBA Red Lobster 6271  
1520 Georgesville Rd  
Columbus OH 43228  
From: GMRI Inc  
DBA Red Lobster 6271  
1520 Georgesville Rd  
Columbus OH 43228  
Permit # 62785950025

Transfer Type: D1, D2, D3, D6  
To: N and D Restaurants Inc  
DBA Olive Garden Italian  
Restaurant # 1129  
7160 Sawmill Rd  
Columbus OH 43017  
From: GMRI Inc  
DBA Olive Garden Italian  
Restaurant #1129  
7160 Sawmill Rd  
Columbus OH 43017  
Permit # 62785950305

Transfer Type: D5, D6  
To: N and D Restaurants Inc  
DBA Olive Garden Italian  
Restaurant 1575  
1250 Polaris Pkwy  
Columbus OH 43240  
From: GMRI Inc  
DBA Olive Garden Italian Restaurant  
1250 Polaris Pkwy  
Columbus OH 43240  
Permit # 62785950235

Transfer Type: D2  
To: Northstar Café LLC  
4239-43 N High St & Patio  
Columbus OH 43214  
From: Minellis Pizza Inc  
1189 N Wilson Rd  
Columbus OH 43204  
Permit # 64467150005

Transfer Type: C1  
To: Mimi Asian Market Inc  
DBA Mimi Asian Market  
1914 Lockbourne Rd  
Columbus OH 43207  
From: Lockbourne Centers Inc  
DBA Savanth Market  
1914 Lockbourne Rd  
Columbus OH 43207  
Permit # 6023126

Advertise: 02/14/2009  
Return: 02/20/2009

**ADDITIONS OR CORRECTIONS TO THE AGENDA**

**FIRST READING OF 30-DAY LEGISLATION**

**DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**

- 0160-2009 FR** To authorize the Director of Development to enter into an agreement with Dot Two Entertainment, Inc. and Guardian Business Services, Inc. for a Jobs Creation Tax Credit of sixty percent (60%) for a period of five (5) years in consideration of the company's investment of \$4.0 million in leasehold improvements and personal property, the retention of 35 full-time positions and the creation of 13 new permanent full-time jobs.

**JUDICIARY & COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL**

- 0130-2009 FR** To authorize all City Department Directors and elected officials to amend their rules, regulations, or internal procedures to allow for the imposition of an administrative fee to cover the costs of delinquent debt collection by private collection agencies, and to allow for the imposition of that fee upon the delinquent debtor.

**UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**

- 0061-2009 FR** To authorize the Director of Public Utilities to execute a construction contract with American Suncraft Construction Co. for construction of the 710 West Tank Interior Painting Project; to authorize the appropriation and transfer of \$432,450 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$432,450 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$432,450)
- 0071-2009 FR** To authorize the Director of Public Utilities to enter into a service agreement with Environmental Systems Corporation for the maintenance and software upgrade for the Emissions Monitoring Systems under the Sole Source provisions of the Columbus City Code for the Division of Sewerage and Drainage, and to authorize the expenditure of \$27,554.00 from the Sewerage System Operating Fund. (\$27,554.00)

**CONSENT ACTIONS**

**RESOLUTIONS OF EXPRESSION**

**TAVARES**

- 0011X-2009 CA** To honor and recognize the Ninety-Fifth Founders Day Luncheon celebration for the Columbus (OH) Alumnae Chapter of Delta Sigma Theta Sorority Incorporated.

Sponsors: Charleta B. Tavares

**FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- 0073-2009 CA** To authorize the Director of Finance and Management to execute those documents necessary to enter into a one (1) year lease agreement between the City of Columbus and Viking Properties for the lease of 36,879 square feet of office and warehouse space located at 2028 Williams Rd, and to authorize the expenditure of \$108,793.05 from the Special Income Tax Fund; and to declare an emergency. (\$108,793.05).
- 0092-2009 CA** To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Basin Collector Parts with Siemens Water Technologies Corp. and VC Chains Corporation to authorize the appropriation

and expenditure of two dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$2.00)

- 0171-2009 CA To authorize the City Auditor to transfer \$266,291 from the Mayor's Office of Education to the Department of Recreation and Parks within the Community Development Block Grant fund; and to declare an emergency (\$266,291).

**PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES  
MENTEL**

- 0006-2009 CA To authorize the Director of the Department of Public Service to execute those documents necessary to allow the City to grant an aerial encroachment easement to Indus Holdings, LLC which will allow installation of a canopy and building facade on the East Main Street side of a new professional office building at 881 East Main Street.
- 0041-2009 CA To authorize the Director of the Department of Public Service to execute those documents necessary to allow the City to grant an encroachment easement to Ralph E. and Julia R. Nusken which will allow installation of a replacement entrance stoop for their home located at 180 Lansing Street.
- 0094-2009 CA To authorize the Director of Public Service to prepare and execute an application for federal grant funding for the Safe Routes to Schools program through the Ohio Department of Transportation; to execute project agreement forms for approved projects on behalf of the City of Columbus and to declare an emergency. (\$-0-)

**SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL**

- 0119-2009 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Advanced Engineering Consultants, Ltd. for professional architectural/engineering services for a new generator for Fire Station No. 24, to authorize the expenditure of \$9,750.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$9,750.00)
- 0120-2009 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Good Home Maintenance, Inc., for the renovation (Phase II) of the interior and exterior of Police Substation No. 1, 743 West Third Avenue; to authorize the expenditure of \$127,738.56 from the Safety Voted Bond Fund; and to declare an emergency. (\$127,738.56)

**JUDICIARY & COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL**

- 0021-2009 CA To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the Williams Road Improvement and Pump Station Replacement Project; to authorize the expenditure of \$35,446.00 from the Storm Sewer Bonds Fund, \$18,787.00 from the State Issue II Street Projects Fund for the Sewerage and Drainage Division; to authorize the expenditure of \$7,584.00 from the State Issue II Street Projects Fund for the Division of Design and Construction; and to declare an emergency. (\$61,817.00).

**UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**

- 0008-2009 CA To authorize the Director of Public Utilities to execute a construction contract with Jess Howard Electric Co. for construction of the Smoky Row Booster

Station Motor Control Center & Pump Replacements; to authorize the transfer of \$58.04 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$297,857.61 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$297,915.65 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$297,915.65)

- 0042-2009 CA** To authorize the Director of Public Utilities to enter into an agreement with URS Corporation - Ohio for professional engineering services for the Morrison Rd. Booster Station Improvement Project; to authorize the appropriation and transfer of \$130,525.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$130,525.00 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$130,525.00)
- 0027-2009 CA** To declare the determination of City Council to proceed with the construction of the sanitary sewer improvement known as the Lockbourne Road Sewer Assessment Project in accordance with the assessment procedures of the Columbus City Charter, for the Division of Sewerage and Drainage, and to declare an emergency.
- 0093-2009 CA** To authorize the Director of Public Utilities to execute a planned contract modification of the construction administration and construction inspection services agreement with DLZ Ohio, Inc., for the Beulah Road Trunk Sewer Rehabilitation project; to authorize the transfer of \$254,905.84 and expenditure of \$257,019.84 from the Sanitary Sewer Revenue Bond Fund; and to authorize an amendment to the 2008 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$257,019.84)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR.  
TYSON MILLER MENTEL**

- 0053-2009 CA** To authorize the Director of the Department of Finance and Management to amend the fourth term of the lease with Pica Pica Properties, LLC; to authorize the expenditure of funds for payment of rent for the modified fourth term, and subsequent renewal options, of a lease agreement with Pica Pica Properties, LLC for clinic space for the Health Department's Women's Health Program, the total expenditure to be \$6,591 for the first three-month term from the Health Special Revenue Fund; and to declare an emergency. (\$6,591)
- 0078-2009 CA** To authorize and direct the Board of Health to accept this grant from the Ohio Commission On Minority Health in the amount of \$52,000; to authorize the appropriation of \$52,000 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$52,000)
- 0122-2009 CA** To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with General Maintenance and Engineering Company for renovation of the roof at the Columbus Health Department, 240 Parsons Avenue; to authorize the expenditure of \$12,993.00 from the Health General Obligation Bonds Fund; and to declare an emergency. (\$12,993.00)

**APPOINTMENTS**

- A0168-2008 CA** Appointment of Mary Simon of 669 Carpenter Street Columbus, Ohio 43205 to serve on the Livingston Avenue Area Commission with a term expiration date of December 31, 2009 (resume attached).

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

### **FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY**

- 1818-2008** To make appropriations for the 12 months ending December 31, 2009, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, during the said 12 months from the collection of all taxes and from other sources of revenue, the amount of \$643,535,000 \$630,535,000, and to declare an emergency. (\$643,535,000). \$630,535,000  
(TABLED 2/2/09)
- 1844-2008** To make appropriations for the 12 months ending December 31, 2009, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary and to declare an emergency.  
(TABLED 2/2/09)
- 1849-2008** To make appropriations for the 12 months ending December 31, 2009 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.  
(TABLED 11/17/08)
- 1850-2008** To make appropriations for the 12 months ending December 31, 2009, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.  
(TABLED 11/17/08)
- 0087-2009** To appropriate \$1,777,006 within the Special Income Tax Fund for the Finance and Management Department, Real Estate Management Office; to authorize the Finance and Management Director to renew, extend, enter into, and make payments for lease agreements with various lessors for the lease of office and warehouse space for the Department of Public Safety and the lease of office space for the Department of Development; to authorize the expenditure of \$1,395,523.30 from the Special Income Tax Fund; and to declare an emergency.
- 0192-2009** To establish a new authorized strength ordinance for the Department of Public Service, to repeal ordinance 1220-2008, and to declare an emergency.

### **PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES MENDEL**

- 0108-2009** To authorize the Director of Public Service to modify an agreement with the Franklin County Board of Commissioners, or their designee, for provision of 800 MHz radio system support services for the Division of Refuse Collection; to authorize the expenditure of \$30,500.00 or so much thereof as may be needed from the General Fund; and to declare an emergency. (\$30,500.00)

### **DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENDEL**

- 1787-2008** To authorize the Director of the Department of Development to enter into a

contract for the establishment of the Madison Township Joint Economic Development District and an Annexation Moratorium Agreement with the Village of Ashville and the Township of Madison, in Pickaway County, Ohio.

**ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL**

- 0149-2009** To provide for the continuation of insurance benefits, including medical and prescription drug; dental and vision, if eligible, for a period of 30 days beginning from the date of the insurance termination for employees who are terminated through layoff during 2009; and to declare an emergency.

**JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL**

- 0142-2009** To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs, and the appropriation of said funds in the amount of \$103,705.00 for the funding of the VAWA Domestic Violence Prosecutors program, to authorize the transfer and appropriation of matching funds required by the acceptance of the grant in the amount of \$34,569.00 and to declare an emergency. (\$138,274.00)

**UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**

- 0063-2009** To authorize the Director of Public Utilities to make payment to Delaware County for sewer services provided for Fiscal Year 2009, and to authorize an expenditure of \$2,080,000.00 from the Sewer System Operating Fund (\$2,080,000.00)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. TYSON MILLER MENTEL**

- 0060-2009** To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. to provide primary health care services at community-based health centers; to authorize the expenditure of \$4,379,260 from the Health Special Revenue Fund; to waive the provisions of competitive bidding; and to declare an emergency. (\$4,379,260)

**RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY**

- 1883-2008** To amend Sections 2139.01 and 2139.05 of the Columbus City Code 1959, to allow articulated buses to be operated within the City of Columbus.

Sponsors: Hearcel Craig

- 0128-2009** To enact, amend, and repeal various sections of the Columbus City Codes to eliminate the Division of Transportation within the Department of Public Service, to create a new Division of Mobility Options; a new Division of Planning and Operations; and a new Division of Design and Construction within the Department of Public Service, and to reflect the impact of the reorganization in all affected sections of the Columbus City Codes; and to declare an emergency.

Sponsors: Hearcel Craig

- 0135-2009** To authorize and direct the City Clerk to modify the contract with Columbus Cultural Leadership Consortium; and to declare an emergency.

Sponsors: Priscilla Tyson

**ADJOURNMENT**

