



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, October 26, 2009

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 47 OF COLUMBUS CITY COUNCIL, OCTOBER 26, 2009
at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0027-2009 THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY OCTOBER 21, 2009:

Transfer Type: C1, C2, D6
To: Sinba Inc
DBA 14-0 Express Carryout
1481 N High St
Columbus OH 43201
From: Israa Inc
DBA Sammys 14-0 Express Carryout
1481 N High St
Columbus OH 43201
Permit # 8184597

Transfer Type: D5, D6
TO: CH Inc
3779 S Hamilton Rd & Patio
Columbus OH 43219
From: Spartan Mongo IV Inc
DBA BD S Mongolian Barbeque
3977 Worth Av & Patio
Columbus OH 43219
Permit # 11643750135

Transfer Type: C1, C2, D6
To: A & A Westerville Inc
DBA Super Save Gas Food Center
2835 Westerville Rd
Columbus OH 43224
From: Adrees Inc
DBA Super Save Gas Food Center
2835 Westerville Rd
Columbus OH 43224

Permit # 0003178

Transfer Type: C1, C2, D6
To: 1540 Mound Inc
DBA Kwik Stop Drive Thru
1540 W Mound St
Columbus OH 43223
From: Moazzam Inc
DBA Kwik Stop Drive Thru
1540 W Mound St
Columbus OH 43223
Permit # 6548373

Transfer Type: D1, D3, D3A
To: Giovannis City Limits LLC
5610 Hall Rd
Columbus OH 43119
From: City Limits Café LLC
5610 Hall Rd
Columbus OH 43119
Permit # 3200245

Transfer Type: D2
To: Noodle Shop Co Colorado Inc
Noodles
5065 N Hamilton Rd & Patio
Columbus OH 43230
From: Noodle Shop Co Colorado Inc
DBA Noodles 753
2124 N High Street & Patio
Columbus OH 43201
Permit # 64316440086

Transfer Type: C1, C2
To: Dewane Inc
DBA Northland Market
4312 Karl Rd
Columbus OH 43224
From: 4312 Karl Rd Inc
DBA Northland Market
4312 Karl Rd
Columbus OH 43224
Permit # 2111979

Advertise: 10/31/2009
Return: 11/10/2009

RESOLUTIONS OF EXPRESSION

GINTHER

0166X-2009

To endorse Issue 47 and support the South-Western City School District

Operating Levy.

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

TAVARES

0165X-2009 To recognize and Endorse the passage of Issue 4 Franklin County Children Services Levy.

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

1373-2009 FR To assess certain properties for the cost for demolishing structures found to be public nuisances.

1387-2009 FR To accept the application (AN09-004) of Sharon Scales and Theresa Schreck for the annexation of certain territory containing 0.5 ± acres in Prairie Township.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1301-2009 FR To authorize the Director of Finance and Management to establish a purchase order with Capp Inc for the purchase of Asco Gas Shut-Off Valves for the Division of Sewerage and Drainage, and to authorize the expenditure of \$26,890.65 from the Sewerage System Operating Fund. (\$26,890.65)

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

CRAIG

0161X-2009 CA To honor and recognize the contributions of The Columbus Northern Lions Club as the organization celebrates 60 years of service in the City of Columbus.

Sponsors: Hearcel Craig

GINTHER

0167X-2009 CA To recognize and honor Melvin Ross for his 30 years of exceptional service to the State of Ohio.

Sponsors: Andrew Ginther

TYSON

0164X-2009 CA To celebrate the illustrious career of jazz legend Dr. Benny Golson, and to welcome this internationally renowned artist to Columbus.

Sponsors: Priscilla Tyson

0169X-2009 CA To celebrate the illustrious career of Congresswoman Maxine Waters and honor her as the 2009 Jacob Julian Ashburn Community Leadership Award recipient.

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

FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY

- 1278-2009 CA To authorize the Finance and Management Director to renew a contract for the Facilities Management Division with Winnsapes for snow removal services for various City facilities; and to authorize the expenditure of \$38,376.00 from the General Fund. (\$38,376.00)
- 1392-2009 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Proline Electric, Inc. for the installation of an ice melt system for the Jerry Hammond Center, 1111 East Broad Street; to authorize the expenditure of \$78,550.00 from the 1111 East Broad Street Operations Fund; and to declare an emergency. (\$78,550.00)
- 1456-2009 CA To authorize the Finance and Management Director to modify and increase a contract with Kone, Inc. for emergency repairs to the North West elevator at City Hall, 90 West Broad Street; to authorize the expenditure of \$78,003.00 from the Capital Improvements Budget in the Facility Renovations - Various Projects fund; and to declare an emergency. (\$78,003.00)

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

- 1256-2009 CA To transfer all sidewalk waiver fees currently in the Sidewalk Waiver Fund Project in the General Permanent Improvement Fund into a fund to be established by the City Auditor for sidewalk and bikeway capital improvement projects use in specific Community Planning Areas.
- 1298-2009 CA To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements for the proposed building foundations, building facades, solariums and balconies, and cornice within those public rights-of-way needed for the East Village, Phase I, Project.
- 1380-2009 CA To authorize the Director of Public Service to prepare and execute an application for federal grant funding to improve portions of Town Street and Dana Avenue in Franklinton for the Safe Routes to Schools (SRTS) program through the Ohio Department of Transportation (ODOT); for the Division of Mobility Options; and to declare an emergency. (\$-0-)
- 1383-2009 CA To authorize the Director of Public Service to prepare and execute an application for federal grant funding to improve portions of Valleyview Drive and Hague Avenue for the Safe Routes to Schools (SRTS) program through the Ohio Department of Transportation (ODOT) for the Division of Mobility Options; and to declare an emergency. (\$-0-)

SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL

- 1299-2009 CA To authorize the payment of \$3,213.62 for vacation time and benefits which have accumulated in excess of the maximum amount established by salary ordinance for Fire Division personnel. (\$3,213.62)
- 1319-2009 CA To authorize and direct the Finance & Management Director to enter into three (3) UTC contracts for the option to purchase Personal Safety Products with Safety Solutions, Inc., Jendco Safety Supply and Fire Safety Services, Inc., to authorize the expenditure of three (3) dollars to establish the contracts

from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$3.00)

- 1327-2009 CA To establish fund No. 223-309, titled "Feed-Police Horses Only" and to authorize the Public Safety Director to expend said monies solely for the purpose of feeding horses in the Division of Police Mounted Unit. (\$2,500.00)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 1386-2009 CA To amend Ordinance 1150-2009, passed September 21, 2009, for the purpose of replacing EJ Lawn Service with Higher Ground Commercial Maintenance LLC to provide additional grass mowing and litter control services as part of the Weed Abatement Program; and to declare an emergency.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0156X-2009 CA To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Franklin Main Sanitary Subtrunk Project Phase III, and to declare an emergency.
- 1059-2009 CA To authorize the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purposes of providing funding and support for the Franklin County Greenway Plan for Fiscal Year 2010, and to authorize the expenditure of \$26,100.00 from the Sanitary Sewer Operating Fund, \$23,280.00 from the Water Operating Fund, \$6,960.00 from the Storm Sewer Operating Fund and \$3,660.00 from the Electricity Operating Fund. (\$60,000.00)
- 1205-2009 CA To authorize the Director of Public Utilities to enter into a planned contract modification with 360water, Inc. in the amount of \$280,125.00 for professional services in connection with Facilities and Safety Training Management and Documentation Services; to authorize the expenditure of \$215,365.00 from the Sewer System Operating Fund; and \$64,760.00 from the Water Systems Operating Fund. (\$280,125.00)
- 1253-2009 CA This legislation authorizes the Director of Public Utilities to execute a planned contract modification (#3) for professional engineering services with DLZ Ohio, Inc. in connection with the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS); to authorize the appropriation and transfer of \$2,139,082.82 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$2,139,082.82 from the Voted Sanitary Sewer Bond Fund; and to amend the 2009 Capital Improvements Budget. (\$2,139,082.82)
- 1215-2009 CA To authorize the Director of Public Utilities to enter into a modification of the Utility Cut and Restoration Project contract with Decker Construction Company, for the Division of Power and Water, to authorize the expenditure of \$500,000.00 from Water Systems Operating Fund. (\$500,000.00)
- 1226-2009 CA To authorize the Director of Public Utilities to modify an existing contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Power and Water; to authorize the expenditure of \$40,000.00 from the Electricity Operating Fund. (\$40,000.00)
- 1254-2009 CA To authorize the Director of Finance and Management to enter into a contract with BissNuss, Inc. for the purchase Electronic Load Cells and Indicators for

- the Division of Power and Water and to authorize the expenditure of \$33,026.00 from the Water Operating Fund. (\$33,026.00)
- 1261-2009** CA To authorize the Director of Finance and Management to issue a Blanket Purchase Order from an established Universal Term Contract for the purchase of Polymer with Fort Bend Services., for the Division of Sewerage and Drainage; to authorize the expenditure of \$500,000.00 from the Sewerage System Operating Fund. (\$500,000.00)
- 1266-2009** CA To authorize the Director of Public Utilities to pay operating license fees for the three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Power and Water; and to authorize the expenditure of \$209,000.00 from the Water Systems Operating Fund. (\$209,000.00)
- 1268-2009** CA To authorize the Director of Public Utilities to modify an agreement on behalf of the City of Columbus between Kurtz Brothers Central Ohio, LLC and the Solid Waste Authority of Central Ohio, for the design, construction and operation of the Organic Waste Recovery and Reuse System Project, and to authorize the expenditure of \$150,000.00 from the Sewer System Operating Fund. (\$150,000.00)
- 1269-2009** CA To authorize the Director of Public Utilities to pay the annual Discharge Fees for Fiscal Year 2009 to the State of Ohio, Ohio Environmental Protection Agency for the Division of Sewerage and Drainage; and to authorize the expenditure of \$82,800.00 from the Sewerage System Operating Fund. (\$82,800.00)
- 1282-2009** CA To authorize the Director of Public Utilities to renew a membership with the National Association of Clean Water Agencies for the Division of Sewerage and Drainage and to authorize the expenditure of \$26,566.00 from the Sewerage System Operating Fund (\$26,566.00)
- 1284-2009** CA To authorize the Director of Public Utilities to enter into a professional engineering services contract with Chester Engineers, in connection with the Large Diameter Sewer Assessment - Alum Creek Trunk (North) / Alum Creek SubTrunk Project; and to authorize the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund in the amount of \$663,237.56, to the Voted Sanitary Sewer Bond Fund. (\$663,237.56)
- 1286-2009** CA To authorize the Director of Public Utilities to enter into an agreement with Environmental Systems Corporation for the complete upgrade of 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 \$99,561.66 from the Sewerage System Operating Fund, (\$96,561.66)
- 1293-2009** CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Sludge Grinder Equipment Repair Parts and Service from a Universal Term Contract with JWC Environmental; and to authorize the expenditure of \$67,000.00 from the Sewerage System Operating Fund. (\$67,000.00)
- 1306-2009** 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 Big Walnut/Rickenbacker Sanitary Interceptor Sewer

Project, and to declare an emergency.

- 1311-2009 CA To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Portage Grove Area Sanitary Improvement Project, and to declare an emergency.
- 1328-2009 CA To authorize the Director of Finance and Management to establish a purchase order with Amerisochi Inc for the purchase of ABB Low Voltage Drives for the Division of Sewerage and Drainage, and to authorize the expenditure of \$56,153.00 from the Sewerage System Operating Fund. (\$56,153.00)

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

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

- 1375-2009 To authorize the Director of Public Service to enter into a professional service contract with ms consultants, Inc., for the preliminary engineering of the James Road/Stelzer Road project; to appropriate and authorize the expenditure of \$500,000.00 from the General Government Grant Fund for the Division of Planning and Operations; and to declare an emergency. (\$500,000.00)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENDEL

- 1275-2009 To authorize the Director of Development to enter into an Enterprise Zone Agreement with Continental/Olentangy Hotel, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a proposed \$13.6 million investment in real property improvements.
(DEPT. REQUEST TO AMEND AS SUBMITTED TO CLERK)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL

- 1271-2009 To authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the transfer of \$45,000.00 within the Storm Sewer Bonds Fund; to amend the 2009 Capital Improvements Budget; to authorize the expenditure of \$45,000.00 from the Storm Sewer Bonds Fund for the Department of Public Utilities, Sewerage and Drainage Division for costs in connection with the Maryland Avenue/Denver Avenue Stormwater Project; and to declare an emergency. (\$45,000.00)

HEALTH, HOUSING & HUMAN SVC'S: TAVARES, CHR. TYSON MILLER MENDEL

- 1420-2009 To authorize and direct the Board of Health to enter into various community contracts to support H1N1 vaccination clinics; to authorize the expenditure of \$279,149 from the Health Department Grants Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$279,149)

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENDEL

- 1337-2009 To authorize the Director of Recreation and Parks to accept a grant in the amount of \$1,000,000.00 and enter into an agreement with the State of Ohio, acting by and through the Ohio Cultural Facilities Commission, to appropriate

these funds to the Recreation and Parks Grant Fund; and to declare an emergency. (\$1,000,000.00)

1364-2009

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$3,019,500.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support the development of the Scioto Riverfront Park System, to authorize an appropriation of \$3,019,500.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department; and to declare an emergency. (\$3,019,500.00)

ADJOURNMENT