



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, November 16, 2009

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 52 OF COLUMBUS CITY COUNCIL, NOVEMBER 16, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0030-2009 THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY NOVEMBER 11, 2009:

New Type: D2
To: AED Enterprises LLC
DBA Deweys Pizza
1327 W Fifth Av
Columbus OH 43212
Permit # 00661240065

Transfer Type: C1, C2, D6
To: M & A Food I LLC
DBA Johnsons Discount Market
1945 Lockbourne Rd
Columbus OH 43207
From: 1951 Lockbourne Inc
DBA Johnsons Discount Market
1945 Lockbourne Rd
Columbus OH 43207
Permit # 5377799

Transfer Type: C1, C2
To: Jerri & Barri Inc
1536 W Broad St
Columbus OH 43204
From: J & J Petroleum Inc
1536 W Broad St
Columbus OH 43204
Permit # 4281838

Transfer Type: D2
To: No Attitude Bar & Grille Inc

49 Parsons Av 1st Fl & Patio
Columbus OH 43215
From: Charles F Brown
DBA High Street Tavern
1st Fl & Bsmt & Patio
1409-11 S High St
Columbus OH 43207
Permit # 6278885

Transfer Type: C1, C2
To: A & M Grocery LLC
1065 Livingston Ave
Columbus OH 43205
From: Sober Investments LLC
1065 Livingston Ave
Columbus OH 43205
Permit # 0010530

Transfer Type: D1, D3, D3A, D6
To: TNT Repose LLC
DBA Somewhere Else
627 Greenlawn Ave
Columbus OH 43223
From: TNT Repose LLC
DBA Someplace Else
1312 S High St & Patio
Columbus OH 43206
Permit # 87740470001

Advertise: 11/21/2009
Return: 12/02/2009

RESOLUTIONS OF EXPRESSION

TAVARES

0174X-2009 To Recognize the week of November 22 - 28, 2009 as "National Family Week" and celebrate the families of the City of Columbus.

Sponsors: Charleta B. Tavares

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

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

1494-2009 FR To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements for existing building foundations and/or stoops within those public rights-of-way adjacent to the Lifestyle Communities Riversouth Development.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 1518-2009 FR To amend Ordinance 1208-2008, passed by Columbus City Council on July 14, 2008, to adjust the terms of a Job Creation Tax Credit Agreement with Bardwil Industries, Inc.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- 1493-2009 FR To authorize and direct the Executive Director of the Civil Service Commission to enter into a contract with Scantron Corporation for the purchase and service of a Scantron iNSIGHT (IN4/2201) Optical Mark Recognition Scanner in accordance with the sole source procurement provisions of the Columbus City Codes, to authorize the transfer of \$5,119 within the General Fund, and to authorize the expenditure of \$7,894 from the General Fund (\$7,894).

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 1322-2009 FR To authorize the Director of Public Utilities to execute a planned contract modification to the professional engineering services agreement with Stantec Consulting Services, Inc. for the Southerly Wastewater Treatment Plant Support Facilities project; to authorize the appropriation, transfer, and expenditure of \$859,263.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund for the Division of Sewerage and Drainage, and to amend the 2009 Capital Improvements Budget. (\$859,263.00)
- 1334-2009 FR To authorize the Director of Public Utilities to enter into a construction contract in accordance with the sole source provisions of the Columbus City Code with Siemens Water Technologies Corporation, in connection with the Jackson Pike Wastewater Treatment Plant Digester Cover Rehabilitation project; to authorize the appropriation, transfer and expenditure of \$1,512,000.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund for the Division of Sewerage and Drainage. (\$1,512,000.00)
- 1341-2009 FR To authorize an increase within the imprest petty cash fund for the Division of Power and Water (W), Revenue Reception Office and to expend \$500.00 from the Water Operating Fund. (\$500.00)
- 1460-2009 FR To authorize the Director of Public Utilities to enter into an agreement with Oracle Elevator for Elevator Maintenance Services for the Division of Sewerage and Drainage and to authorize the expenditure of \$33,500.00 from the Sewerage System Operating Fund. (\$33,500.00)

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

- 1247-2009 FR To repeal Chapter 549 and Section 2151.10 of the Columbus City Codes, 1959.
Sponsors: Andrew Ginther
- 1438-2009 FR To amend Section 1149 of the Columbus City Codes, 1959, effective January 1, 2010, to increase Stormwater fees, and to repeal the existing Section being amended.
Sponsors: Eileen Y. Paley
- 1439-2009 FR To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2010, and to

repeal the existing Sections being amended

Sponsors: Eileen Y. Paley

- 1441-2009 FR** To amend Chapter 1105 of the Columbus City Codes, 1959, to enact new water rates for the year beginning January 1, 2010, and to repeal the existing Sections being amended.

Sponsors: Eileen Y. Paley

CONSENT ACTIONS

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- 1176-2009 CA** To authorize the Director of Finance and Management to request, by both public notice and real estate industry notice, proposals and offers for the purchase of four City-owned properties known as 2682 Cleveland Avenue, 1716 Parsons Avenue, 1551 Cleveland Avenue, and 2500 Sullivant Avenue; to entertain discussion from and enter into negotiations with interested parties with respect to the sale of these properties; to waive the land review commission requirements of Columbus City Codes; and to declare an emergency.
- 1450-2009 CA** To amend the 2009 Capital Improvements Budget; to authorize the City Auditor to transfer \$8,418.74 between projects within the Construction Management Capital Improvements Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Crawford and Associates LLC for professional services for the replacement of the heating water boilers at the Beacon Building, 50 West Gay Street; to authorize the expenditure of \$25,000.00 from the Construction Management Capital Improvements Fund; and to declare an emergency. (\$25,000.00)
- 1472-2009 CA** To authorize the City Auditor to enter into contract with The Shamrock Companies, Inc. for the production of 2009 personalized income tax forms for the Office of the City Auditor, Division of Income Tax; to authorize the expenditure of \$44,865.00; and to declare an emergency (\$44,865.00).

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

- 1471-2009 CA** To accept the plat titled "Dedication Plat for Claycraft Road Second Extension", from Morrison Development Company, Inc., an Ohio corporation, by Steven M. Geiger, President; and to declare an emergency.
- 1475-2009 CA** To accept a Deed of Easement and a Highway Easement from the Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District, in conjunction with the redevelopment of that area identified as the Whittier Peninsula.
- 1490-2009 CA** To accept the plat titled "Village at Stone Cliff Section 2 Part 1", from Dominion Homes, Inc., an Ohio corporation, by Matthew J. Callahan, Vice President of Land Development; and to declare an emergency.

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- 1427-2009 CA** To authorize and direct the Finance and Management Director to issue a purchase order for the Division of Fire for uniforms from the existing Universal

- Term Contract with Roy Tailors Uniform Company, to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)
- 1428-2009** CA To authorize and direct the Finance and Management Director to issue a purchase order for janitorial supplies for the Fire Division from an existing Universal Term Contract with Key-4 Cleaning Supplies, to authorize the expenditure of \$10,000.00 from the General Fund; and to declare an emergency. (\$10,000.00)
- 1479-2009** CA To amend the Department of Public Safety's 2009 Capital Improvement Budget, to authorize the City Auditor to transfer funds between projects in the Safety Voted Bond Fund, to authorize the Director of Finance and Management, on behalf of the Division of Support Services, to issue a purchase order to Velocity Construction Services, LLC, for the purchase, delivery, and installation of eight (8) double security doors at four (4) communications equipment shelters, to authorize the expenditure of \$19,734.00 from the Public Safety's Voted Bond Fund, and to declare an emergency. (\$19,734.00)
- 1488-2009** CA To accept the Memorandum of Understanding and Interlocal Agreement executed between representatives of the City of Columbus and Franklin County as required by the U.S. Department of Justice, Bureau of Justice Assistance prior to receiving the FY2009 Byrne Justice Assistance (JAG) Grant; and to declare an emergency. (\$460,447.00)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 1368-2009** CA To authorize the Directors of Development and Public Service to amend the Design Agreement for the Columbus Coated Fabrics site with Wagenbrenner Development, Inc. by increasing the scope of work to include a traffic study of existing and projected conditions around the site and to increase the contract amount by \$18,700; to amend the 2009 CIB; and to authorize the expenditure of \$18,700.00 from the Development G.O. Bonds Fund. (\$18,700)
- 1483-2009** CA To authorize the appropriation of \$69,525.93 from the Crewville TIF Fund; to authorize and direct the payment of \$69,525.93 to Nationwide Realty Investors, Ltd. dba Crewville, LTD in accordance with the Tax Increment Financing and Economic Development Agreement; to authorize the expenditure of \$69,525.93 from the Crewville TIF Fund; and to declare an emergency. (\$69,525.93)
- 1492-2009** CA To authorize and direct the City Auditor to make payments totaling \$414,248.61 in accordance with the Jobs Growth Incentive Program agreement between the City of Columbus and Nationwide Children's Hospital; to authorize the expenditure of \$414,248.61 from the General Fund; and to declare an emergency. (\$414,248.61)
- 1520-2009** CA To authorize the appropriation of \$549,457.34 from the Rocky Fork-Blacklick Tax Increment Financing Fund; to authorize and direct the payment of \$549,457.34 to Metro Parks in accordance with the Metro Park Development Agreement; to authorize the expenditure of \$549,457.34 from the Rocky Fork-Blacklick Tax Increment Financing Fund; and to declare an emergency. (\$549,457.34)
- 1510-2009** CA To amend Ordinance 1848-2008 to extend the signing deadline for the

Enterprise Zone Agreement with High Street 2008, LLC.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- 1547-2009 CA To authorize the Director of the Department of Human Resources to accept a grant from CPS/IPMA; to appropriate \$25,000 within the private grants fund; to authorize the expenditure of \$25,000 from the private grants fund; and to declare an emergency. (\$25,000.00)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 1410-2009 CA To authorize and direct the Director of Public Utilities to modify and extend the contract for Refractory and Thermal Maintenance Services with Adrian L. Wallick Company for the Division of Sewerage and Drainage. (\$0)
- 1434-2009 CA To authorize the Finance and Management Director to enter into contracts with WESCO and ERMCO for the purchase of Transformers for the Division of Power and Water and to authorize the expenditure of \$334,244.00 from the Electricity Operating Fund. (\$334,244.00)
- 1447-2009 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, on behalf of the Division of Power and Water; and to authorize the expenditure of \$92,518.65 from the Electricity Operating Fund. (\$92,518.65)
- 1505-2009 CA To authorize the Director of the Department of Public Utilities to execute those documents necessary to grant Hal E. Mullins and Linda K. Mullins, husband and wife, 0.140 + acres of City owned real property located in the vicinity of South Galena Road and Alexander Road commonly known as Hoover Reservoir, in exchange for a Warranty Deed of equal acreage to be granted to City of Columbus in order to alleviate an existing encroachment onto City property, and to declare an emergency.
- 1536-2009 CA To authorize the Director of Public Utilities to submit a grant application to the Clean Ohio Conservation Fund for a grant administered by the Ohio Public Works Commission, for the acquisition of property on the eastern banks of Hoover Reservoir to protect the water quality of one of the City's largest raw water supply sources; and to declare an emergency. (\$0.00)

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

- 1478-2009 CA To authorize and direct the Health Department to accept additional grant funds from the Ohio Department of Health in the amount of \$22,638; to authorize the appropriation of \$22,638 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$22,638)

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

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- 1476-2009 To authorize the Finance and Management Director to establish blanket purchase orders for various HVAC/boiler equipment parts, and supplies for the Facilities Management Division; to authorize an expenditure of \$7,500.00 from the General Fund; to waive the competitive bidding requirements of the Columbus City Codes; and to declare an emergency. (\$7,500.00)

- 1497-2009** To authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, tax adjustments, and other obligations for periods prior to passage of the 2010 budget, and to authorize the payment of payrolls and other obligations occurring prior to the passage of the 2010 appropriation ordinances; and to declare an emergency.

SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL

- 1108-2009** To authorize the Finance and Management Director to issue a purchase order for Video Surveillance Consultant Services with Security Risk Management Consultants Inc. per the terms and conditions of a citywide Universal Term Contract; to amend the 2009 Capital Improvement Budget; to authorize the City Auditor to transfer \$250,000.00 between projects within the Safety Voted Bond Fund; to authorize the expenditure of \$250,000.00 from the Safety Voted Bond. (\$250,000.00)

- 1155-2009** To authorize the Finance and Management Director to issue a purchase order to Ricart Properties, Inc for the purchase of used vehicles for the Division of Police per the terms and conditions of a citywide Universal Term Contract, to authorize the expenditure of \$200,000.00 from the Law Enforcement Seizure Fund; and to declare an emergency. (\$200,000.00)

- 1489-2009** To authorize and direct the Mayor of the City of Columbus to accept a FY2009 Paul Coverdell Forensic Science Improvement Act Grant Program award from the National Institute of Justice; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize the appropriation of \$125,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the cost of the FY2009 Paul Coverdell Forensic Science Improvement Act Grant activities; and to declare an emergency. (\$125,000.00)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENDEL

- 1529-2009** To authorize the appropriation and transfer of \$50,000 between subfunds within the Urban Site Acquisition Loan Fund; to authorize the appropriation of \$50,000 within the Urban Site Acquisition Loan Fund to the Department of Development; to authorize the Director of the Department of Development to enter into an agreement with the Neighborhood Design Center for administrative costs; to authorize the expenditure of \$50,000 from the Urban Site Acquisition Loan Fund; and to declare an emergency. (\$50,000)

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENDEL

- 1055-2009** To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish a purchase order for the purchase of Microsoft Software Assurance, from Software House International Inc. (SHI), from a State Contract; to authorize the expenditure of \$290,731.00 from the 2009 Department of Technology's Information Services Fund; and to declare an emergency. (\$290,731.00)

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENDEL

- 1430-2009** To authorize and direct the City Attorney to pay a settlement to Daniel Ferguson and his attorney, Fred Gittes, on behalf of the Department of Public Safety, Division of Police, to authorize the expenditure of \$55,000 from the

General Fund; and to declare an emergency. (\$55,000)

- 1431-2009** To authorize and direct the City Attorney to settle the claim of Michael J. Kelly on behalf of the Department of Public Safety, Division of Police, to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency. (\$30,000.00)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 1321-2009** To authorize the Director of Public Utilities to execute a contract with Miles-McClellan Construction Company, for the Southerly Wastewater Treatment Plant Support Facilities Project; to authorize the appropriation, transfer and expenditure of \$10,744,413.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$10,744,413.00)
- 1385-2009** To authorize the Director of Public Utilities to modify the contract for the purchase of wholesale electric power with American Municipal Power, Inc. for the Division of Power and Water and to authorize the expenditure of \$1,400,000.00.
- 1435-2009** To authorize the Director of Public Utilities to execute a construction contract with George J. Igel & Co. Inc., for the Reservoir Pollution Reduction Project; to authorize the appropriation, transfer, and expenditure of \$4,500,000 from the Water System Reserve Fund to the Water Pollution Control Loan Fund (WPCLF); to authorize the transfer and expenditure of \$58,275.40 within the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2009 Capital Improvements Budget; and to declare an emergency. (\$4,558,275.40)

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

- 1503-2009** To authorize and direct the Board of Health to modify present and future contracts with United Security Management Services, Inc., to reflect a name and Federal Identification Number change to the company as a result of their acquisition by United Security, LLC, and to authorize the assignment of all existing and future obligations to the City of Columbus by United Security Management Services, Inc., to United Security, LLC; and to declare an emergency. (\$0.00)
- 1526-2009** To amend Ordinance 1952-2008, passed January 26, 2009, to include emergency repair services as eligible activities under the various affordable housing programs administered by the Housing Division and to establish purchase orders for these services; and to declare an emergency.

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- 1502-2009** To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Department of Natural Resources/Division of Watercraft for the Navigational Aids Grant Program, and to declare an emergency.
- 1534-2009** To authorize the Director of Recreation and Parks to execute a Memorandum of Understanding and any necessary ancillary documents, between the City and ODOT, to allow the transfer of the Old Wyandot Inn to the City for the benefit of the Zoo; to authorize the Director to designate as Limited Access

certain City owned properties along SR257 and Glick Road; to accept a deed to the Old Wyandot Inn property; to authorize an amendment to the Agreement and Declaration of Trust to add the Old Wyandot Inn property; and to declare an emergency.

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

1443-2009

To amend various code sections in Title 41, Building Code, Title 45, Housing Code, and Title 47, Nuisance Abatement Code, to correct incorrect references and typographical errors and to repeal Chapters 4119 and 4121, in Title 41, dealing with antiquated regulations for fire zones that are no longer used and have been superseded by the Ohio Fire Code and Ohio Building Code requirements.

Sponsors: Andrew Ginther

ADJOURNMENT