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, February 8, 2010 | **5:00 PM** | **City Council Chambers, Rm 231**

REGULAR MEETING NO. 8 OF COLUMBUS CITY COUNCIL, FEBRUARY 8, 2010 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0004-2010 THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF THURSDAY FEBUARY 4, 2010:

New Type: D2
To: Drelyse Restaurant Inc
DBA Drelyse African & American Restaurant
1911 Tamarack Circle N & Patio
Columbus OH 43229
Permit # 2299869

New Type: D3
To: City Wines Worthington LLC
DBA The Winery
8231 N High St
Columbus OH 43235
Permit # 1514128

Transfer Type: C1, C2
To: Ester Olobatuyi
DBA T & J Market
2070 Leonard Ave Unit F
Columbus OH 43219
From: Francis Elochukwu
DBA Las Margaritas
2070 Leonard Ave Unit F
Columbus OH 43219
Permit # 6540667

Transfer Type: D5, D6
To: Baja Sol Ohio LLC
DBA Baja Sol

3740 W Dublin Granville Rd
Columbus OH 43235
From: Sccip Inc
3740 W Dublin Granville Rd
Columbus OH 43235
Permit # 0379654

Transfer Type: D5, D6
To: Casa Maya LLC
DBA Te
Uila Mexican Restaurant
1047 Polaris Pkwy
Columbus OH 43240
From: Mortons of Chicago Columbus Inc
2 Nationwide Plaza Suite 100
Columbus OH 43215
Permit # 1310610

Transfer Type: D5A, D6
To: Crescent Hotels & Resorts LLC
DBA Embassy Suites Hotel
2700 Corporate Exchange Dr
Columbus OH 43231
From: Mackenzies Beverage Services LLC
DBA Embassy Suites Hotel
2700 Corporate Exchange Dr
Columbus OH 43231
Permit # 18219360010

Transfer Type: C2, C2X
To: Maktar Inc
DBA Long & 20th Carryout
1st Fl
1032 E Long St
Columbus OH 43203
From: Brianna Inc
DBA Long & 20th Carryout
1032 E Long St 1st Fl
Columbus OH 43203
Permit # 5455540

Advertise: 02/13/2010
Return: 02/22/2010

RESOLUTIONS OF EXPRESSION

TAVARES

0011X-2010 To recognize February 7, 2010, as National Black HIV/AIDS Awareness Day in Columbus, Ohio

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

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

0204-2010 **FR** To authorize the expenditure of $137,218 from the General Fund to support the Columbus-Franklin County Port Authority. ($137,218)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1715-2009 **FR** To authorize the Director of Public Utilities to enter into a one year lease agreement for the Division of Sewerage and Drainage for the lease of City-owned land, just south of the Southerly Wastewater Treatment Plant on U.S. Route 23, for agricultural purposes with Jeff Writsel. ($0)

0003-2010 **FR** To authorize the Director of Finance and Management to establish Blanket Purchase Orders for water treatment chemicals from established Universal Term Contracts with Pain Enterprises, MeadWestvaco, and Bonded Chemicals, Bonded Chemicals, Bonded Chemicals, US Aluminum Sulfate, Univar USA, and Carmeuse Lime & Stone for the Division of Power and Water, to authorize the expenditure of $12,722,000.00 from Water Systems Operating Fund. ($12,722,000.00)

0020-2010 **FR** To authorize and direct the Finance & Management Director to enter into two (2) UTC contracts for the option to purchase Utility Line Marking Paint and Flags with Sunbelt Rentals and Jendco Safety Supply, to authorize the expenditure of two (2) dollars to establish the contract from the Mail, Print Services and UTC Fund. ($2.00)

0021-2010 **FR** To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Infotronics Time Clocks with Midwest Automated Time Systems, Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund. ($1.00)

0101-2010 **FR** To authorize the Director of Public Utilities to enter into an agreement with CH2M Hill, Inc. for professional engineering services for the General Engineering Services - Griggs Reservoir Environmental Investigation Services Project; to authorize a transfer and expenditure within the Water Build America Bonds Fund; for the Division of Power and Water; and to amend the 2009 Capital Improvements Budget. ($397,647.00)

0143-2010 **FR** To authorize the Director of Public Utilities to pay subscription fees to subscribe with the Water Environment Research Foundation for Fiscal Year 2010 for use of the Utility Subscription Program for the Division of Sewerage and Drainage, and to authorize the expenditure of $62,560.00 from the Sewerage System Operating Fund. ($62,560.00)

0153-2010 **FR** To authorize the Director of Public Utilities to apply for, accept, and enter into three (3) Ohio Water Development Authority Local Government Agency Loan Program loan agreements for the financing of the construction of water system and infrastructure improvements; and to designate a repayment source for the loans.

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

PALEY

0013X-2010 **CA** To recognize and celebrate the official 198th Birthday Party for the City of Columbus on Thursday, February 18, 2010 hosted by The Columbus Historical Society.

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

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

0168-2010 **CA** To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Asebrook & Company Architects for professional services for the design and construction for insulation and exterior sealing of the Central Safety Building, 120 Marconi Boulevard; to authorize the expenditure of $95,600.00 from the General Government Grant Fund; and to declare an emergency. ($95,600.00)

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

0001-2010 **CA**

To authorize the Director of Finance and Management to enter into a contract for the purchase of four tractors, five sets of mowers, and four snow plows in accordance with a State of Ohio contract with Franklin Equipment, LLC for the Division of Planning and Operations, to authorize the expenditure of $146,229.85 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. ($146,229.85)

0095-2010 **CA** To authorize the Director of Public Service to establish a service contract with General Temperature Control, Inc., for the repair and maintenance of HVAC systems and to expend $35,206.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund; and to declare an emergency. ($35,206.00)

0135-2010 **CA** To authorize the Director of Public Service to enter into agreement with the Director of the Ohio Department of Transportation for 3 projects including a West Broad Street (U.S. 40) Urban Paving project, East Broad Urban Paving project and a Polaris Parkway Urban Paving Project; to amend the 2009 C.I.B; to authorize the transfer of cash and appropriation within the Gov'l Build America Bonds Fund; to authorize the expenditure of $966,107.00 within the Gov'l Build America Bonds Fund for the Division of Design and Construction; and to declare an emergency. ($966,107.00)

0152-2010 **CA** To appropriate funds within the Street and Highway Improvement Fund; to authorize the transfer of funds between the Street and Highway Improvement Fund, the State Issue II Street Projects Fund and Fed-State Highway Engineering Fund to eliminate grant deficits and surpluses within grants in these funds for the Division of Design and Construction; and to declare an emergency. ($251,021.00)

0202-2010 **CA** To authorize the Director of Public Service to enter into contract with M. P.

Dory Company for the 2010 Guardrail and Fence Repair project for the Division of Planning and Operations; to authorize the expenditure of $350,000.00 from the Street Construction Maintenance and Repair Fund; and to declare an emergency. ($350,000.00)

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

0011-2010 **CA** To authorize the appropriation of $100,000.00 from the fees collected by the City Attorney's Bad Checks Diversion Program for the purpose of paying the salary of the Program Coordinator and the cost of professional facilitator services; and to declare an emergency. ($100,000.00)

0178-2010 **CA** To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs; the transfer of matching funds required by the acceptance of the grant; the appropriation of said funds for the Domestic Violence Prosecutors program; and to declare an emergency. ($138,274.00)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1377-2009 **CA** To authorize the Director of Public Utilities to enter into a cooperative agreement with the Columbus Health Department, for participation in the Lead-Safe Columbus Program, for the Division of Power and Water, and to authorize the expenditure of $300,000.00 from Water Systems Operating Fund. ($300,000.00)

1378-2009 **CA** To authorize the Director of Public Utilities to enter into a planned modification ("Year 2") to modify the maximum monetary obligation under the E-Lockbox Services contract with U. S. Bank National Association, for the Division of Power and Water, to authorize the expenditure of $35,000.00 from Water Systems Operating Fund. ($35,000.00)

1400-2009 **CA** To authorize the Director of Public Utilities to enter into a planned modification of the PayPoint Gateway with First Data Government Solutions, LP for the Division of Power and Water, and to authorize the expenditure of $150,000.00 from Water Systems Operating Fund. ($150,000.00)

1533-2009 **CA** To authorize the Director of Public Utilities to establish a purchase order with Capital Recovery Systems Inc. for collection services for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of $89,250.00 from Water Systems Operating Fund, $15,000.00 from the Electricity Operating Fund, and $15,750.00 from the Sewer Systems Operating Fund. ($120,000.00)

0032-2010 **CA** To authorize the Director of Public Utilities to enter into an agreement with Stantec Consulting Services, Inc. for professional engineering services for the Alcott Road Area Water Line Improvements Project; to authorize a transfer and expenditure within the Water Build America Bonds Fund; for the Division of Power and Water; and to amend the 2009 Capital Improvements Budget. ($210,000.00)

0060-2010 **CA** To authorize the Director of Public Utilities to enter into a planned modification of the Janitorial Services contract with Mid-American Cleaning Contractors, for the Division of Power and Water, to authorize the expenditure of $297,000.00 from Water Systems Operating Fund. ($297,000.00)

HOUSING : TAVARES, CHR. TYSON MILLER MENTEL

0189-2010 **CA** To authorize the Director of the Department of Finance and Management to expend $8,587.62 from the CDBG revolving loan fund for payment of interest earnings to the U.S. Department of Housing and Urban Development (HUD); and to declare an emergency. ($8,587.62)

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

0014-2010 **CA** To provide for an increase in the amount in the imprest petty cash operating fund for an addition four (4) petty cash drawers in the Department of Development, Building Services Division; and to authorize the expenditure of $800.00 from the Building Services Fund. ($800.00)

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

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

0007-2010 To authorize the Finance and Management Director to issue various purchase orders for automotive parts, supplies, tires, and accessories for the Fleet Management Division per the terms and conditions of various Universal Term Contracts and State of Ohio Cooperative Contracts; and to declare an emergency. ($3,500,000.00)

0229-2010 To establish a new authorized strength ordinance for various divisions in the City of Columbus to be consistent with the adopted 2010 budget, to repeal ordinance 1302-2009; and to declare an emergency.

(DEPT. REQUEST TO AMEND AS SUBMITTED TO CLERK)

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

0028-2010 To accept the proposed collective bargaining agreement between the City of Columbus and Fraternal Order of Police, Capital City Lodge # 9, December 9, 2008 -December 8, 2011, to provide for wages, hours and other terms and conditions of employment for employees in the bargaining units as provided in Attachment A attached hereto; and to declare an emergency.

0167-2010 To authorize the Director of the Department of Public Safety to enter into contract with the Community Crime Patrol, Inc to provide citizen patrollers to assist the Division of Police in the control and prevention of crime in the Hilltop, Franklinton, Merion Southwood, and OSU areas and to authorize the expenditure of $278,000.00 from the General Fund; and to declare an emergency. ($278,000.00)

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

0033-2010 To authorize the Director of the Department of Public Service to execute a quitclaim deed, prepared by the City Attorney's Office, which will transfer a 0.007 acre triangle of residual right-of-way formerly known as Red Bird Alley, and more fully described in the body of this legislation, to NWD Investments, LLC; and to the extent that they may apply to waive the competitive bidding and Land Review Commission provisions of Columbus City Code.

0176-2010 To authorize the expenditure of $14,300,965.00, or so much thereof as may

be necessary, from the Special Income Tax Fund; to authorize the Director of Public Service to establish an encumbrance of $14,267,965.00 to pay 2010 refuse tipping fees to the Solid Waste Authority of Central Ohio (SWACO) for the Division of Refuse Collection, pursuant to an existing lease agreement; to waive the competitive bidding requirements of the Columbus City Code due to our longstanding contractual agreement with SWACO; to establish encumbrances for 2010 tire disposal, Construction and Demolition (C&D) material disposal, and processing of recyclables; and to declare an emergency. ($14,300,965.00)

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

1636-2009 To authorize the Director of the Department of Technology and the Director of the Department of Columbus Public Health to enter into contract with Netsmart NY, for licensing and software support of the Avatar claims billing and behavioral health data system and the Wiley Library subscription, which is necessary to meet the requirements of the grantor and the Ohio Department of Alcohol and Drug Addiction Services; in accordance with the provisions of sole source procurement of the Columbus City Code; to authorize the expenditure of $24,183.75 from the Department of Technology's Internal Services Fund; and to declare an emergency. ($24,183.75)

0137-2010 To authorize the City Treasurer to modify and extend contracts for various banking services; to authorize the expenditure of up to $665,600 from various funds within the city; and to declare an emergency. ($665,600.00)

0198-2010 To authorize the Director of the Department of Human Resources to enter into a contract with Safex Inc. for the purpose of providing assistance as may be necessary in industrial hygiene services and safety program assistance to all divisions; to authorize the expenditure of $100,000 from the employee benefits fund; to waive the competitive bid requirements of the Columbus City Codes; and to declare an emergency ($100,000)

0207-2010 To authorize the Director of the Department of Human Resources to enter into contract with the law firm of Baker & Hostetler LLP for the purpose of providing ongoing assistance in the negotiation and implementation of the collective bargaining agreement with FOP/Capital City Lodge #9 and to represent the City in fact-finding proceedings with CMAGE/CWA Local 4502; to authorize the expenditure of $100,000.00 from the Employee Benefits Fund; to waive the competitive bidding requirements of the Columbus City Codes; and to declare an emergency. ($100,000.00)

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

0175-2010 To authorize and direct the City Auditor to appropriate and transfer $100,000 from the Indigent Drivers Alcohol Treatment Fund for ongoing funding of the the Municipal Court's Specialty Docket Programs; and to declare an emergency. ($100,000)

UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL

1704-2009 To authorize the Director of Public Utilities to execute a planned contract modification of the construction administration - construction inspection services agreement with DLZ Ohio, Inc.; for the Livingston/Parsons Sewer Rehabilitation Project Project, the Main Street Water Line Cleaning Project,

and the Brown Road Area Water Line Improvements Project; to authorize the expenditure of $65,000.00 from within the Sanitary B.A.B.s (Build America Bonds) Fund, for the Division of Sewerage and Drainage; to authorize the appropriation and expenditure of $852,800.00 from the Ohio Water Development Authority (OWDA) Fund, for the Division of Power and Water, to amend the 2009 Capital Improvements Budget; and to declare an emergency. ($917,800.00)

1716-2009 To authorize the Director of Public Utilities to establish a purchase order to make payments to Delaware County for sewer services provided for Fiscal Year 2010, and to authorize the expenditure of $2,100,000.00 from the Sewer System Operating Fund ($2,100,000.00)

0005-2010 To authorize the Director of Public Utilities to enter into a planned modification of the Utility Cut and Restoration Project contract with Decker Construction Company, for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of $1,000,000.00 from Water Systems Operating Fund, $50,000.00 from the Electricity Operating Fund, and $500,000.00 from the Sewer Systems Operating Fund. ($1,550,000.00)

HEALTH AND HUMAN DEVELOPMENT: TAVARES, CHR. TYSON GINTHER MENTEL

0194-2010 To authorize the Board of Health to enter into a contract with The Tobias Project, Inc. for the provision of health education and risk reduction services related to HIV/AIDS for the period January 1, 2010 through December 31, 2010; to authorize the expenditure of $75,000 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. ($75,000)

0200-2010 To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. to provide prenatal care services in the Linden area; to authorize the expenditure of $50,000 from the Health Special Revenue Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. ($50,000)

HOUSING: TAVARES, CHR. TYSON MILLER MENTEL

0217-2010 To authorize and direct the Development Director, or his designee, to acquire and manage properties for the Neighborhood Stabilization Program; to execute any and all documents necessary for conveyance of title; to authorize the appropriation of $303,000 from the General Government Grant Fund; to authorize the expenditure of $855,000 from the General Government Grant Fund; and to declare an emergency. ($855,000.00)

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

1710-2009 To authorize and direct the Director of Recreation and Parks to enter into contract with ProCon Professional Construction Services, Inc. for the Linden Park Shelter Improvements Project, to authorize the expenditure of Base Bid $33,110.00, Alt #1 $7,700.00, Alt #2 $11,886.00, Alt #3 $5,360.00, and a contingency of $5,944.00 for a total of $64,000.00 from the Voted 1999/2004 Parks and Recreation Bond Fund. ($64,000.00)

ADJOURNMENT

THERE IS NO COUNCIL MEETING ON MONDAY, FEBRUARY 15, 2010

NEXT REGULAR MEETING OF COUNCIL IS

MONDAY, FEBRUARY 22, 2010