



City of Columbus

Agenda - Tentative

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, June 15, 2009

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 29 OF COLUMBUS CITY COUNCIL, MONDAY, JUNE 15, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0016-2009 THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY JUNE 10, 2009:

New Type: D5J
To: 6136 Busch Corp
DBA Crazy Louies Bar & Grill
6136 Busch Blvd
Columbus OH 43229
Permit # 8201021

New Type: D2
To: Jnyd LLC
DBA Basi Italia
811 Highland St
Bsmt & Patio
Columbus OH 43215
Permit # 41876790010

New Type: D5J
To: 401 LLC
401 N Front St & Patio
Columbus OH 43215
Permit # 2849959

New Type: C1, C2
To: V4LLC
DBA Spiceworld
1111 Worthington Woods
Columbus OH 43085
Permit # 9179926

Transfer Type: D5

To: Dave & Busters Inc
DBA Dave & Busters
1554 Polaris Pkwy Suite 206
Columbus OH 43240
From: Molika II Inc
1155 Old West Henderson Rd & Patio
Columbus OH 43220
Permit # 19423950020

Transfer Type: C1, C2
To: Amizara Management Inc
DBA Squares Carryout
5870 Columbus Sq
Columbus OH 43231
From: Cinkel LM LLC
DBA Squares Carryout
5870 Columbus Sq
Columbus OH 43231
Permit # 0173353

Transfer Type: C1, C2, D6
To: IHS Group LLC
DBA Clintonville Market
4440-2 Indianola Av
Columbus OH 43214
From: 4440 Indianola Inc
DBA Clintonville Market
4440-2 Indianola Av
Columbus OH 43214
Permit # 41252560005

Advertise: 6/20/2009
Return: 06/29/2009

RESOLUTIONS OF EXPRESSION

PALEY

- 0092X-2009** To celebrate the 100th Year of The Neighborhood House.
Sponsors: Eileen Y. Paley, Hearcel Craig, Andrew Ginther, A. Troy Miller, Charleta B. Tavares, Priscilla Tyson and Michael C. Mentel
- 0094X-2009** To recognize the 100th Birthday of Jewish Family Services.
Sponsors: Eileen Y. Paley, Hearcel Craig, Andrew Ginther, A. Troy Miller, Charleta B. Tavares, Priscilla Tyson and Michael C. Mentel

TYSON

- 0084X-2009** To recognize the 2009 Community Festival, ComFest.
Sponsors: Priscilla Tyson

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

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

- 0763-2009** FR To authorize the City of Columbus Director of Public Service to apply on behalf of Keep Columbus Beautiful (affiliate member) to Keep America Beautiful to request funding from the new KAB-UPS community improvement grant partnership to support and expand KickButtColumbus! into an awareness and abatement effort to remove FAST FOOD LITTER from targeted ramps and interchanges leading into neighborhoods with highly visible destination areas and accept said grant if awarded; to authorize the appropriation of \$10,000.00 within the Private Grant Fund; and to authorize the expenditure of \$10,000.00 or so much thereof as may be needed for this purpose from the Private Grant Fund.
(Request to amend to an emergency)
- 0766-2009** FR To authorize the Director of Public Service to expend \$74,200.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund for the Division of Planning and Operations' use of the Franklin County 800 MHz and 450 MHz radio systems; and to authorize the Director of Public Service to modify the existing Public Service Radio System contract. (\$74,200.00)
- 0785-2009** FR To authorize the Director of Public Service Director to expend \$66,677.71 from the Federal-State Highway Engineering Fund for the purpose of making final payment to CSX for the costs incurred by CSX for the construction of the railroad bridge over Hard Road as part of the Hard Road phase B project. (\$66,677.61)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 0544-2009** FR To adopt the Urban, Community, and/or Regional Commercial Overlays for portions of the Lockbourne Road corridor, portions of East Main and East Broad Streets, portions of Fifth and Cleveland Avenues, and portions of Bethel Road, SR 161, and Sawmill Road; and to adopt seven additional revisions to the commercial overlays to provide clarification on overlay applicability and extent and correct clerical discrepancies.
- 0838-2009** FR To accept the application (AN08-018) of Donald and Miriam Jordan for the annexation of certain territory containing 3.1 ± acres in Plain Township.

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

- 0787-2009** FR To authorize and direct the Health Department to accept additional grant funds from the Ohio Department of Health in the amount of \$30,500; to authorize the appropriation of \$30,500 from the unappropriated balance of the Health Department Grants Fund. (\$30,500)

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

- 0151-2009** FR To amend sections in Chapter 3381 of the Columbus Zoning Code, Title 33, Chapter 4114 of the Columbus Building Code, Title 41, and various sections of Title 11, Water, Sewer and Electricity Code, in order to remove local testing requirements for locally registered contractors; to create a new classification of Water Contractor; and to provide for emergency permitting for the completion of work when an unlicensed contractor is removed from a work

site.

Sponsors: Andrew Ginther

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

- 0662-2009** FR To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required, of the Columbus City Codes, for the property located at 657 SOUTH OHIO AVENUE (43205), to permit a youth and family services center with reduced development standards in the R-3, Residential District (Council Variance # CV08-041).
- 0713-2009** FR To rezone 2655 OAKSTONE DRIVE (43231), being 6.29± acres located at the southwest corner of Oakstone Drive and Newtown Drive, From: L-C-2, Limited Commercial District, To: L-C-2, Limited Commercial District. (Rezoning # Z08-069)
- 0817-2009** FR To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.06, Aisle; 3342.08, Driveway; 3342.09, Dumpster area; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 374 EAST TOMPKINS STREET (43202), to conform an existing eight-unit apartment building with reduced development standards in the R-2F, Residential District (Council Variance #CV09-007).
- 1310-2008** FR To rezone 5157 NEW ALBANY ROAD (43054), being 0.31± acres located at the northwest corner of New Albany and Fodor Road, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z07-031)

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

TAVARES

- 0090X-2009** CA To recognize ALLA BABA TEMPLE #53, A.E.A.O.N.M.S., Inc. and Illustrious Potentate Noble Charles E. Diggs III as they celebrate their annual Potentate's Charity Ball on Saturday, June 20, 2009.

Sponsors: Charleta B. Tavares

TYSON

- 0085X-2009** CA To congratulate Stonewall Columbus on their 28th year, and to commend their efforts to provide services to central Ohio's GLBTQ community.

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

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- 0666-2009** CA To authorize and direct the Director of Public Safety to modify and extend the contract with LexisNexis Risk & Information Analysis for background

investigative searches for the Division of Police in accordance with sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$50,844.00 from the Law Enforcement Contraband Seizure Fund, and to declare an emergency; (\$50,844.00)

0760-2009 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 roof repairs at Fire Station No. 25, 739 West Third Avenue; and to authorize the expenditure of \$2,723.00 from the Safety Voted Bond Fund. (\$2,723.00)

0830-2009 CA To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Pre-Owned Vehicles from Bob McDorman Chevrolet Inc.; to transfer \$20.00 between Object Levels within the Mail, Print Services and UTC Fund; 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)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0778-2009 CA To accept the application (AN09-001) of Gregory J. Prorock for the annexation of certain territory containing 0.42 ± acres in Madison Township.

0780-2009 CA To accept the application (AN08-011) of ETI Corporation for the annexation of certain territory containing 4.26 ± acres in Franklin Township.

0823-2009 CA To authorize and direct the City Auditor to transfer \$2,371.00 between subfunds within the Area Commission Fund to provide monies in the proper subfunds for the 2009 funding of area commissions; and to declare an emergency. (\$2,371.00)

0845-2009 CA To authorize the Director of Development to enter into, on behalf of the City of Columbus, a First Amendment to the Metro Park Annexation Agreement with Plain Township and the Village of New Albany; and to declare an emergency.

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

0803-2009 CA To authorize the Director of the Department of Finance and Management to amend a contract with the Franklin County Public Defender Commission and to expend an additional \$9,449.17 to cover additional costs due; and to declare an emergency (\$9,449.17)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0730-2009 CA To authorize the Director of Public to enter into an agreement with ms consultants, inc. for professional engineering services for the German Village Area Water Line Improvements Project; to authorize the transfer of \$22,758.40 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$128,809.99 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$199,336.85 from the Water Works Enlargement Voted Bonds Fund; to amend the 2008 Capital Improvements Budget; for the Division of Power and Water. (\$199,336.85)

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

0750-2009 CA To authorize the City Auditor to create a new subfund within the City's Special

Purpose Fund to account for rabies clinic activities; to authorize an appropriation of \$15,000.00 from the unappropriated balance of the Special Purpose Fund; and to declare an emergency. (\$15,000)

- 0772-2009 CA To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Homeless Prevention and Transition Programs; and to authorize the expenditure of \$116,590 from the 2009 Community Development Block Grant Fund (\$116,590.00)
- 0783-2009 CA To authorize and direct the Board of Health to modify and increase a contract for planning services with the Franklin County Board of Health, to authorize the expenditure of \$5,757.00 from the Health Department Grants Fund, and to declare an emergency. (\$5,757.00)

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

FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY

- 0806-2009 To adopt a Capital Improvements Budget for the twelve months ending December 31, 2009 or until such a time as a new Capital Improvements Budget is adopted, establishing a project budget for capital improvements requiring legislative authorization in 2009, to authorize the City Auditor to transfer \$2,087,973.63 between projects within the Street and Highway Capital fund, \$3,392,852.00 between projects within the Recreation and Parks Capital Fund, and \$718,442.45 between funds within the Health G.O. Bond Fund and the Safety G.O. Bond Fund, to repeal Ordinance No. 0690-2008, as amended, and to declare an emergency.

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

- 0574-2009 To authorize the appropriation and transfer of funds within the East Broad Street Growth Area Fund; to authorize the expenditure of \$6,000.00 from the East Broad Street Growth Area Fund and \$61,150.00 from the Streets and Highways G.O. Bonds Fund for construction inspection charges for the Division of Design and Construction; to authorize the City Auditor to establish Auditor's Certificates to provide for payment of construction inspection charges; and to authorize the expenditure of \$67,150.00 for inspection charges for the Division of Design and Construction. (\$67,150.00)
- 0814-2009 To authorize the expenditure of \$1,300,000.00 or so much thereof as may be necessary to allow the City Attorney's Office, Real Estate Division, to complete acquisition of the rights-of-way needed for the Parsons/Livingston Avenue Roadway Improvements project; to authorize the transfer of funds from the Streets and Highways G.O. Bonds Fund to the Fed-State Highway Engineering Fund; and to declare an emergency. (\$1,300,000.00)

SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL

- 0779-2009 To authorize and direct the Finance and Management Director to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. to purchase uniforms for the Division of Police from an existing Universal Term Contract, to authorize the expenditure of \$451,507.38 from the General Fund, Grant Funds and Law Enforcement Seizure Funds; and to declare an emergency. (\$451,507.38)

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- 0610-2009** To authorize the Director of the Department of Finance and Management on behalf of the Department of Technology to modify and extend the contract with AssetWorks, Inc formerly known as Maximus Inc., for the annual license renewal on the Fleet Focus application utilized by the Fleet Management Division; to provide for the upgrade and modification of the Fleet Focus application; to waive the competitive bidding provisions of the Columbus City Codes; to provide for the change of the company name and Federal Identification number from Maximus Systems, Inc to AssetWorks, Inc.; to authorize the expenditure of \$139,444.95 from the Department of Technology Information Services Fund; and to declare an emergency. (\$139,444.95)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0837-2009** To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Isco Wastewater Monitoring Equipment with Teledyne Isco, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

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

- 0626-2009** To approve the grant applications of various social service agencies seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with various social service agencies; to authorize the expenditure of \$1,844,824 from the Emergency Human Services Fund; and to declare an emergency. (\$1,844,824)
- 0627-2009** To approve the grant applications of City Year seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with City Year; to authorize the expenditure of \$63,050 from the Emergency Human Services Fund; and to declare an emergency. (\$63,050)
- 0786-2009** To authorize and direct the Board of Health to enter into a contract with IMPACT Community Action for the provision of physical intervention and weatherization services for homes at risk for injury and health hazards, to authorize the expenditure of \$110,000 from the Health Department Grants Fund; and to declare an emergency. (\$110,000)
- 0813-2009** To approve the grant application of Central Community House seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute a grant agreement with Central Community House to provide the Child Care Services; to authorize the expenditure of \$23,118.00 from the Emergency Human Services Fund; and to declare an emergency. (\$23,118.00)
- 0815-2009** To approve the grant applications of Community Refugee and Immigration Services seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute a grant agreement with Community

Refugee and Immigration Services; to authorize the expenditure of \$66,319.00 from the Emergency Human Services Fund; and to declare an emergency. (\$66,319.00)

0816-2009 To approve the grant applications of the Columbus Urban League seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with the Columbus Urban League to support the Victim's Assistance Program and the African-American Male Initiative; to authorize the expenditure of \$94,283.00 from the Emergency Human Services Fund; and to declare an emergency. (\$94,283.00)

0818-2009 To approve the grant application of Neighborhood House Incorporated seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with Neighborhood House Incorporated; to authorize the expenditure of \$8,406.00 from the Emergency Human Services Fund; and to declare an emergency. (\$8,406.00)

WORKFORCE DEVELOPMENT: TAVARES, CHR. TYSON MILLER MENTEL

0621-2009 To authorize the Director of the Department of Development to enter into contracts with the Columbus Literacy Council and Columbus Works for the provision of program services; to authorize the expenditure of \$79,489.00 from the Community Development Block Grant Fund; and to declare an emergency. (\$79,489.00)

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0822-2009 "To authorize the Director of the Recreation and Parks Department to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for the development, construction and completion of the multi-use bike path along US-33 to the existing bike path at the I-670/Grandview interchange including construction of two bridges over the Scioto River, in which the City of Columbus will be responsible for the future maintenance of the bike path including the two bridges, and to declare an emergency."

0827-2009 To authorize the Director Recreation and Parks to execute instruments and documents as may be necessary to secure a Covenant Not To Sue (CNS) for the Northern Tier of the Whittier Peninsula including an environmental covenant, an Operation & Maintenance agreement, and any other additional documents and instruments that are necessary and incident thereto, and to declare an emergency. (\$0.00)

ADJOURNMENT