



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH
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Agenda - Final

Columbus City Council

***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, September 24, 2007

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 45 OF COLUMBUS CITY COUNCIL, SEPTEMBER 24,
2007 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0025-2007

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, SEPTEMBER 19,
2007:

Transfer Type: D5, D6
To: Pitty Pat Enterprises LLC
550 S High St Bsmt & Patio
Columbus, Ohio 43215
From: JRAS 550 Inc
550 S High St Bsmt & Patio
Columbus, Ohio 43215
permit # 6946485

Transfer Type: D5, D6
To: EJ Canyon Cafe LLC
1433 W Third Av & Patio
Columbus, Ohio 43212
From: Gibbys Grandview Inc
1433 W Third Av & Patio
Columbus, Ohio 43212
permit # 2385504

Transfer Type: D2, D2X, D3, D6
To: Triple Star Food Services LLC
DBA Joyces Kitchen
6101 Busch Blvd
Columbus, Ohio 43229
From: Jinsha Company
DBA Guangdong Restaurant

6101 Busch Blvd
Columbus, Ohio 43229
permit # 9052723

Transfer Type: D5, D6
To: Third Street Corp
627 S Third St
Columbus, Ohio 43215
From: Stopper Enterprises LLC
DBA R J Snappers Bar & Grill
700 N High St 1st Fl Bsmt Mezz
Columbus, Ohio 43215
permit # 8868804

Advertise: 9/22/07
Return: 10/10/07

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

- FR [1436-2007](#) To authorize the payment of \$514.85 for vacation time and benefits which have been accumulated in excess of the maximum amount established by salary ordinance for an employee of the Fire Division. (\$514.85)
- FR [1437-2007](#) To authorize and direct the Finance and Management Director to sell a 1996 Horton medic that is of no further value to the Division of Fire, to the Ohio State University Police Department for the sum of \$1.00, and to waive the provisions of the City Code relating to the sale of City-owned personal property. (\$1.00)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- FR [1340-2007](#) To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Columbus Engineering Consultants, Inc. for the Division of Sewerage and Drainage; to authorize the transfer of \$85,571.03 within the Storm Sewer Bond Fund; to amend the 2007 Capital Improvements Budget and to authorize the expenditure of \$235,571.03 within the Storm Sewer Bond (\$235,571.03).
- FR [1358-2007](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Woodchips from an established Universal Term Contract with Ohio Mulch, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$40,000.00 from the

Sewerage System Operating Fund . (\$40,000.00)

- FR [1418-2007](#) To authorize the Director of Finance and Management to establish a purchase order with Anderson Concrete for the purchase of Ready Mix Concrete for the Division of Sewerage and Drainage, and to authorize the expenditure of \$35,000.00 from the Sewerage System Operating Fund. (\$35,000.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- FR [1484-2007](#) To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Brady, Ware & Schoenfeld, Inc. as provided in Columbus City Council Resolution 0088-2007 adopted June 4, 2007.

PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. TAVARES CRAIG MENTEL

- FR [1469-2007](#) To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant subsurface easement rights in that portion of Pearl Alley, from Hubbard Avenue north to the first unnamed alley north of Hubbard Avenue, to Apex Realty Enterprises, LLC, for the purpose of providing underground access from a proposed parking garage on the east side of Pearl Alley to a condominium building proposed for the west side of this portion of Pearl Alley at 830 North High Street.

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

- FR [1426-2007](#) To authorize the Director of Recreation and Parks to enter into a lease agreement with the Central Ohio Sharks Baseball for the use of one baseball diamond and one concession building for the property known as McCoy Park, 600 Stimmel Road, Columbus, Ohio 43223 for a period of one year with a five year renewal option, and to waive the competitive bidding provisions of the Columbus City Code. (\$0.00)

ZONING: BOYCE, CHR. BOYCE CRAIG GINTHER O'SHAUGHNESSY TAVARES TYSON MENTEL

- FR [1299-2007](#) To rezone 1887 SOUTH THIRD STREET (43207), being 0.40± acres located on the west side of South Third Street, at the northwest and south west corners of South Third Street and Hinkle Avenue, From: R, Rural District, To: L-M, Limited Manufacturing District. (Rezoning # Z07-023)

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

CRAIG

- CA [0150X-2007](#) To honor and recognize Mr. Thommy Adams' many contributions to the Columbus community.

Sponsors: Hearcel Craig and Kevin L. Boyce

GINTHER

- CA [0152X-2007](#) To recognize the Columbus India Festival to be celebrated September 22, 2007.

Sponsors: Andrew Ginther, Kevin L. Boyce, Hearcel Craig, Michael C. Mentel, Maryellen O'Shaughnessy, Charleta B. Tavares and Priscilla Tyson

- CA [0153X-2007](#) To honor and recognize the dedication of Nationwide Children's Hospital on September 24, 2007.

Sponsors: Andrew Ginther

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- CA [1431-2007](#) To authorize the Director of Finance and Management to establish a purchase order with 32 Ford-Mercury, Inc. for the purchase of a one ton cab and chassis for the Division of Operational Support, to authorize the expenditure of \$11,041.56 from the Sewer System Operating Fund, \$11,041.56 from the Water Operating Fund, \$7,974.46 from the Stormwater Operating Fund, \$613.42 from the Electricity Operating Fund, and to declare an emergency. (\$30,671.00)

- CA [1498-2007](#) To consent to the issuance of refunding bonds by The Franklin County Convention Facilities Authority; and declaring an emergency.

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

- CA [1336-2007](#) To authorize and direct the Finance and Management Director to issue purchase orders for computers, printers and software licenses for the Division of Fire from existing Universal Term Contracts and State of Ohio contract established for such purposes with various vendors, to authorize the expenditure of \$199,566.18 from the General Permanent Improvement Fund, and to declare an emergency. (\$199,566.18)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- CA [1328-2007](#) To authorize the Director of Finance and Management to establish a purchase order with Graham Ford Inc. for the purchase of three (3)

Single Axle Crew Cabs with Maintenance Bodies for the Division of Power and Water, and to authorize the expenditure of \$287,688.00 from the Water Operating Fund (\$287,688.00)

- CA [1331-2007](#) To authorize the Director of Finance and Management to establish a purchase order with Clarklift of Ohio for the purchase of a Forklift Truck for the Division of Sewerage and Drainage, and to authorize the expenditure of \$27,259.00 from the Sewerage System Operating Fund (\$27,259.00)
- CA [1348-2007](#) To authorize the Finance and Management Director to establish a Blanket Purchase Order with Badger Meter, Inc. for the purchase of water meters for the Division of Power and Water; to amend the 2007 Capital Improvements Budget; to authorize the transfer and expenditure of \$188,000 from the Water Works Enlargement Voted 1991 Bonds Fund; and to authorize the expenditure of \$106,400 from the Water Operating Fund. (\$294,400)
- CA [1373-2007](#) To authorize the Director of Public Utilities to pay for software license fees, with Inflection Point Solutions, LLC, for the Pretreatment Information Management System (PIMS), in accordance with the sole source provisions of the Columbus City Code, to authorize the expenditure of \$24,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$24,000.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- CA [1421-2007](#) To authorize and direct the transfer of \$100,000 within the Development Department, Development Services Fund between object levels to provide funds for acquisition of tablet computers as set forth in Ordinance 1210-2007; and to declare an emergency. (\$100,000)
- CA [1442-2007](#) To accept the application (AN07-004) of American Commerce Insurance Company for the annexation of certain territory containing 2.1 ± Acres in Franklin Township.
- CA [1443-2007](#) To accept the application (AN07-005) of Albert L. Bell Jr. for the annexation of certain territory containing .4287 ± Acres in Franklin Township.
- CA [1444-2007](#) To accept the application (AN07-006) of RGM Real Estate, LLC for the annexation of certain territory containing .454 ± Acres in Perry Township.

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE CRAIG MENTEL

- CA [1450-2007](#) To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$7,000, to authorize the appropriation of \$7,000 from the Health Department Grants Fund, and to declare an emergency. (\$7,000)

- CA [1451-2007](#) To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$20,332, to authorize the appropriation of \$20,332 from the Health Department Grants Fund, and to declare an emergency. (\$20,332)
- CA [1479-2007](#) To authorize the Director of the Department of Development to modify the scope of services in a contract with Columbus Housing Partnership supporting the Home Again Program; and to declare an emergency.
- CA [1503-2007](#) To authorize the City Treasurer to endorse checks received by the Department of Development pursuant to a hazard insurance claim settlement relative to properties on which the City has a mortgage as part of the HOME, Community Development Block Grant and other programs and to convey the endorsed check to the servicing agent for appropriate disbursement; and to declare an emergency.

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

- CA [1530-2007](#) To authorize and direct the Director of Recreation and Parks to grant consent to the German Village Society and the University Area Enrichment Association permission to apply for a temporary liquor permit authorizing the sale of alcoholic beverages on public right-of-way during the Oktoberfest and the OSU Football Celebration respectively, and to declare an emergency. (\$0.00)

APPOINTMENTS

- CA [A0131-2007](#) Reappointment of Paul Love, Coldwell Bankers, 3468 N. High Street, Columbus, Ohio 43214 to the Board of Zoning Adjustments with a new term expiration of December 31, 2010 (resume attached).
- CA [A0132-2007](#) Reappointment of W. Mac Ware, Quandel Group, Inc. 8181 Worthington Road, Westerville, Ohio 43082 to serve on the Building Services Review Committee with a new term expiration of November 16, 2008 (resume attached).
- CA [A0133-2007](#) Reappointment of Craig Bohning, EMH&T 5500 New Albany Rd. Columbus, Ohio 43054 to serve on the Building Services Review Committee with a new term expiration date of November 16, 2008 (resume attached).
- CA [A0134-2007](#) Reappointment of Robert K. Smith of Schooley Caldwell Associates, 300 Marconi Boulevard, Columbus, Ohio 43215 to serve on the Building Services Review Committee with a new term expiration date of November 16, 2008 (resume attached).
- CA [A0135-2007](#) Reappointment of James B. Hilz 8357 Breckenridge Way, Columbus, Ohio 43235 to serve on the Building Services Review Committee with a new term expiration of November 16, 2008 (resume attached).

- CA [A0136-2007](#) Reappointment of Tim Galvin, 720 East Broad Street, Suite 205, Columbus, Ohio 43215 to serve on the Building Services Review Committee as an alternate with a new term expiration of November 16, 2008 (resume attached).

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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- [1433-2007](#) To authorize the issuance and sale of special assessment bonds in the amount of \$108,376 for the Sharon Woods Collector Streets Street Light Assessment Project. (\$108,376).

Section 55(b) of the City Charter

(DEPT. REQUEST TO WAIVE SECOND READING)

- [1434-2007](#) To authorize the issuance and sale of special assessment bonds in the amount of \$61,111 for the Westerford Village Subdivision Street Light Assessment Project. (\$61,111).

Section 55(b) of the City Charter

(DEPT. REQUEST TO WAIVE SECOND READING)

JUDICIARY & COURT ADMINISTRATION: CRAIG, CHR GINTHER TYSON MENTEL

- [0136X-2007](#) To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Beulah Road Trunk Sewer Rehabilitation Project, and to declare an emergency.

- [1411-2007](#) To authorize the City Attorney to reimburse Franklin County for the City's portion of legal representation costs in 2007 associated with the case of State ex rel. Mallory v. Public Employment Retirement Fund in the amount of \$21,076.69; \$21,969.16 to authorize the transfer of \$21,076.69 \$21,969.16 from the Finance and Management citywide account to the City Attorney's Office; to authorize the expenditure of the same; and to declare an emergency. (\$21,076.69) (\$21,969.16)

(DEPT. REQUEST TO AMEND AS SUBMITTED TO THE CLERK)

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

- [1425-2007](#) To authorize and direct The Director of Public Safety to enter into a contract with eGov Consulting Services LLC, in the amount of \$178,900.00, for consulting services for the procurement of a new Computer Aided Dispatch system (CAD) at the Police and Fire Communications Center; to authorize and direct the City Auditor to

transfer \$178,900 from the Special Income Tax Fund to the Safety Voted Bond Fund; to authorize the appropriation of said funds; to authorize the expenditure of \$178,900 from the Safety Voted Bond Fund, and to declare an emergency (\$178,900.00).

1463-2007

To authorize and direct the Mayor of the City of Columbus to accept FY 2007 Edward Byrne Memorial Discretionary Grants award from the U. S Department of Justice, Bureau of Justice Assistance, through the Ohio Office of Criminal Justice Services to provide funds to bolster the Mayor's anti-gang initiative and enhance local law enforcement, to authorize the appropriation of \$266,551.20 within the General Government Grant Fund, and to declare an emergency. (\$266,551.20)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL**1295-2007**

To authorize the transfer of budget authority between object levels within the Electricity Operating Fund; to authorize the Finance and Management Director to enter into contracts for the purchase of transformers for the Division of Power and Water based upon formal bids being solicited by the Purchasing Office in accordance with the competitive bidding provisions of Columbus City Codes; to authorize the expenditure of \$550,000.00 from the Electricity Operating Fund; and to declare an emergency. (\$550,000.00)

1377-2007

To authorize the Director of Public Utilities to enter into a service agreement with Perkin Elmer Instruments LLC for software maintenance and support of equipment located at the Surveillance Laboratory within the Division of Sewerage and Drainage in accordance with the provisions of sole source procurement of the Columbus City Code, to authorize the expenditure of \$25,008.00 from the Sewerage System Operating Fund and to declare an emergency. (\$25,008.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL**0145X-2007**

To authorize the Director of Development to amend the existing Old State Road Community Reinvestment Area as established by Sections 3735.65 to 3735.70 of the Ohio Revised Code; and to declare an emergency.

1448-2007

To authorize and direct the Director of the Department of Development to enter into an agreement with the Ohio Department of Development to receive and administer Clean Ohio grant in an amount of \$3,000,000.00; to authorize the appropriation of \$3,000,000.00 from the General Government Grant Fund; to authorize and direct the Director of the Department of Development to enter into an agreement with Wagenbrenner Development Company to apply said grant funding for environmental clean up work at former Columbus Coated Fabrics site in the Weinland Park Area of Columbus; to authorize the

expenditure of \$3,000,000.00 from the General Government Grant Fund; and to declare an emergency. (\$3,000,000.00)

1452-2007

To authorize and direct the Director of the Department of Development to enter into an agreement with the Ohio Department of Development to receive and administer Clean Ohio grant funds in an amount of \$3,000,000.00; to authorize the appropriation of \$3,000,000.00 from the General Government Grant Fund; to authorize and direct the Director of the Department of Development to enter into an agreement with TG707, Inc. to apply said grant funding for environmental clean up work at the former Techneglas Property in the Southside Area of Columbus, to authorize the expenditure of \$3,000,000.00 from the General Government Grant Fund; and to declare an emergency. (\$3,000,000.00)

1455-2007

To authorize and direct the Director of the Columbus Department of Development to enter into an agreement with the Ohio Department of Development to receive and administer Clean Ohio grant funds in an amount of \$102,000.00; to authorize the appropriation of \$102,000.00 from the General Government Grant Fund; to authorize and direct the Director of the Columbus Department of Development to enter into an agreement with JDS Goodale, LLC to apply said grant funding for Phase 2 environmental work at the Kimball Midwest property at 580 West Goodale in Columbus, to authorize the expenditure of \$102,000.00 from the General Government Grant Fund; and to declare an emergency. (\$102,000.00)

1459-2007

To authorize the appropriation of \$7,500 from the Jobs Growth Fund to the Development Department; to authorize the Director of the Department of Development to enter into an agreement with the German Village Society to support Project ResiDenCity; to authorize the expenditure of \$7,500 from the Jobs Growth Fund; and to declare an emergency. (\$7,500)

1505-2007

To authorize the Director of Development to enter into a Jobs Growth Incentive agreement equal to 30% of the amount of personal income tax withheld on new employees for a term of 3 years with Ecommerce, Inc., in consideration of Ecommerce, Inc.'s proposed investment of \$1,000,000 and the creation of 30 permanent full-time jobs; and to declare an emergency.

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR.
TAVARES CRAIG MENTEL**

1453-2007

To authorize the Finance and Management Director to establish a purchase order with Cargill, Incorporated - Deicing Technology, in the amount of \$800,000.00 for the purchase of rock salt in accordance with the terms and conditions of an existing citywide term contract for the Transportation Division; to authorize the expenditure of \$800,000.00 or so much thereof as may be needed from the Municipal Motor Vehicle

License Tax Fund; and to declare an emergency. (\$800,000.00)

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR.
BOYCE CRAIG MENTEL**

1435-2007 To authorize and direct the transfer of \$180,000 from the Health Special Revenue Fund to the Health Department Grants Fund for City support to various grant projects, and to declare an emergency. (\$180,000)

1447-2007 To authorize the Board of Health to modify and increase a contract with Columbus AIDS Task Force for the provision of education and support services for individuals with AIDS and HIV infection, to authorize the expenditure of \$17,000 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency. (\$17,000)

1458-2007 To authorize the appropriation of \$10,000 from the unappropriated balance of the Emergency Human Services Fund; and , to authorize and direct the City Auditor to transfer \$10,000 from the Emergency Human Services Fund to the Health Special Revenue Fund; and, to appropriate \$10,000 within the Health Special Revenue Fund; and, to authorize and direct the City Auditor to transfer \$10,000 from the Health Special Revenue Fund to the General Fund to reimburse the Community Relations Commission for translation services provided at the Mann's Mobile Homes Estate, and to declare an emergency. (\$10,000.00)

1478-2007 To authorize the Director of the Department of Development to modify the scope of services in three contracts with The Affordable Housing Trust for Columbus and Franklin County that support the Home Again Program; and to declare an emergency.

ADJOURNMENT