



# City of Columbus

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## Minutes - 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.***

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Monday, May 4, 2009

5:00 PM

City Council Chambers, Rm 231

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### **REGULAR MEETING NO. 19 OF COLUMBUS CITY COUNCIL, MAY 4, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.**

#### **ROLL CALL**

**Present:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

#### **READING AND DISPOSAL OF THE JOURNAL**

**A motion was made by President Pro-Tem Craig, seconded by Tavares, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

#### **[C0011-2009](#)**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY APRIL 29, 2009:

New Type: C1, C2  
To: HIS Group LLC  
5346 Sinclair Rd  
Columbus OH 43229  
Permit # 4125256

New Type: C1, C2  
To: Englefield Inc  
DBA Olentangy & Bethel Duchess  
5067 Olentangy River Rd  
Columbus OH 43214  
Permit # 25230550630

New Type: D5A  
To: Pikes Inc  
DBA Holiday Inn

5495 Maxwell Pl  
Columbus OH 43228  
Permit # 6923361

New Type: D5  
To: 2418 Rbkr Inc  
DBA Club 2418  
2418 W Broad St  
Columbus OH 43204  
Permit # 9116675

New Type: C1, C2, D6  
To: Nalini M & J Market LLC  
DBA M & J Lanes Carryout  
2040B E Dublin Granville Rd  
Columbus OH 43229  
Permit # 62961000005

New Type: D5  
To: Rob-R E Corp  
DBA Rob R E  
903 E Dublin Granville  
Columbus OH 43229  
Permit # 74337500005

New Type: D2  
To: Pei Wei Asian Diner Inc  
DBA Pei Wei Asian Diner  
Patio  
4155 Morse Crossing  
Columbus OH 43219  
Permit # 67919310015

Transfer Type: D1, D2, D3  
To: J & C Golf Services LLC  
DBA Oak Tree Golf Course  
Patio & Golf Course  
1440 Old Oak Trail  
Ontario OH 44903  
From: Oaktree Golf Club LTD  
Patio & Golf Course  
1440 Old Oak Trail  
Ontario OH 44903  
Permit # 4179264

Transfer Type: D1, D2

To: Weber County Inc  
1381 S Hamilton Rd  
Columbus OH 43227  
From: Weber County Inc  
2530 W Broad St 1st Fl East End Only  
Columbus OH 43204  
Permit # 94563570001

Transfer Type:  
To: Broad St Marathon Inc  
DBA Marathon  
3851 E Livingston Av  
Columbus OH 43227  
From: 3851 Livingston inc  
DBA Marathon  
3851 Livingston Av  
Columbus OH 43227  
Permit # 09636230005

Transfer Type: D1, D2, D3, D3A, D6  
To: Latte 161 LLC  
245 Huntington Park Dr  
Columbus OH 43235  
From: 477 Park Inc  
477 Park St S/E Building Unit & Patio  
Columbus OH 43215  
Permit # 50469270005

Stock Type: C1, C2  
To: 2516 W Broad Inc  
DBA Bees Food Mart  
2516 W Broad St 1st Flr Only  
Columbus OH 43204  
Permit# 7148716

Advertise: 05/09/2009  
Return: 05/14/2009

## RESOLUTIONS OF EXPRESSION

### CRAIG

#### [0052X-2009](#)

To congratulate the Africentric Girls Basketball team on winning the Division IV State Championship title.

**A motion was made by President Pro-Tem Craig, seconded by Tavares, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0053X-2009](#) To recognize the month of May 2009 as "National Bike Month" in the City of Columbus.

**A motion was made by President Pro-Tem Craig, seconded by Tavares, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## GINTHER

[0051X-2009](#) To declare the week of May 3, 2009 National Arson Awareness Week in Columbus, Ohio.

**A motion was made by Ginther, seconded by President Pro-Tem Craig, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## TAVARES

[0054X-2009](#) To recognize the 11th Annual HOOPS! Basketball tournament.

**A motion was made by Tavares, seconded by Tyson, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0055X-2009](#) To recognize National Exercise is Medicine Month in the City of Columbus.

**A motion was made by Tavares, seconded by Tyson, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## TYSON

[0049X-2009](#) To recognize may 2009 as National Aquatics Month in the City of Columbus.

**A motion was made by Tyson, seconded by Ginther, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

*RECESSED 6:29 P.M.*

**A motion was made by President Pro-Tem Craig, seconded by Ginther, to Motion to Recess the Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

*RECONVENED: 7:03*

**A motion was made by President Pro-Tem Craig, seconded by Ginther, to Motion to Reconvene the Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## **ADDITIONS OR CORRECTIONS TO THE AGENDA**

### **FR FIRST READING OF 30-DAY LEGISLATION**

#### **FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- FR**     [0620-2009](#)     To authorize the Director of the Department of Finance and Management to execute a Lease Amendment with Directions for Youth and Families Group, Inc. to modify the lease to provide for a renewal term of three (3) years in length, with the renewal term commencing on July 1, 2009 and terminating on June 30, 2012.

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

- FR**     [0549-2009](#)     To accept various deeds for parcels of real property; to dedicate these parcels as public rights-of-way and to name said rights-of-way as Fifth Street, Walnut Street, Doherty Road, Fisher Road, Warner Road, Civic Center Drive, Bent Tree Boulevard, Federated Boulevard, Hamilton Road, Hall Road, Kenny Road, Godown Road, Jackson Pike, Central College Road, Olentangy River Road, West Broad Street, Mount Vernon Avenue, Hamilton Avenue and Orion Place.
- FR**     [0557-2009](#)     To accept the plat titled "Ashbrook Run Section I (includes and is a resubdivision of part of The Glen at Schirm Farms Section 2, Plat Book108, Page 8)", from Ashbrook Run LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager and by The Glen At Schirm Farms, LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by

Donald R. Kenney, Manager.

- FR [0586-2009](#) To authorize the Director of Public Service to make payment to the Mid-Ohio Regional Planning Commission for staff support services rendered in connection with the State Capital Improvement Program and Local Transportation Improvement Program for the Division of Design and Construction; and to expend \$18,732.00 from the Streets and Highways G.O. Bonds Fund for this purpose. (\$18,732.00)
- FR [0632-2009](#) To authorize the Director of the Department of Public Service to execute those documents required to transfer the unimproved north/south alley east of Say Avenue, from the first alley south of Fourth Avenue to a point approximately 115 south thereof, to Andrew I. Klein and to waive the competitive bidding provisions of Columbus City Codes as they may apply to this transfer; and to declare an emergency.

**SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL**

- FR [0603-2009](#) To authorize the payment of \$5,602.08 for vacation time and benefits which have been accumulated in excess of the maximum amount established by salary ordinance for Fire Division personnel. (\$5,602.08)

**DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**

- FR [0614-2009](#) To authorize the Director of the Department of Development to amend forty-one (41) currently active Enterprise Zone Agreements and five (5) currently active Community Reinvestment Area Agreements held between the City of Columbus and various Enterprises for the purpose of eliminating language pertaining to personal property investment, and to dissolve six (6) other currently active Enterprise Zone Agreements that abate personal property tax only.

**UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**

- FR [0532-2009](#) To authorize the Director of Public Utilities to execute a construction contract with Kokosing Construction Company, Inc., for the HCWP Lagoon No. 2 Embankment Modifications Project; to waive the provisions of competitive bidding; to authorize the appropriation and transfer of \$2,019,455.68 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$2,019,455.68 within the Water Supply Revolving Loan Account Fund, and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$2,019,455.68)

- FR [0534-2009](#) To authorize the Director of Public Utilities to execute a construction contract with U.S. Utility Contractor Co. for the North High St. Circuit Conversion Project, Phase II for the Division of Power and Water (Power); to authorize the appropriation and transfer of \$216,919.00 from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; and to authorize the expenditure of \$216,919.00 from the Voted Street Lighting and Electricity Distribution Improvement Fund for the Division of Power and Water; and to amend the 2008 Capital Improvement Budget. (\$216,919.00)
- FR [0543-2009](#) To authorize the Director of the Department of Public Utilities to authorize and direct the City Auditor to deposit funds in the amount of \$762,768.75 into the State Treasury Asset Reserve of Ohio (Star Ohio) program for surety funds required for a construction permit to be issued for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project; to authorize the appropriation and transfer of \$762,768.75 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$762,768.75 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$762,768.75) (AMENDED BY ORD. 0611-2010 PASSED 05/10/2010)
- FR [0550-2009](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Siemens Water Technologies for the purchase of U.S. Filter/Envirex Parts from an established Universal Term Contract for the Division of Sewerage and Drainage, and to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund. (\$25,000.00)
- FR [0552-2009](#) To authorize the Director of Public Utilities to modify the contract for Specialty Maintenance Crafts with Righter Co., Inc. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$170,000.00 from the Sewerage System Operating Fund. (\$170,000.00)
- FR [0577-2009](#) To authorize the Director of Finance and Management to establish a blanket purchase order for Laboratory Supplies from an established Universal Term Contract with VWR Scientific Products for the Division of Sewerage and Drainage and to authorize the expenditure of \$15,000.00 from the Sewerage System Operating Fund (\$15,000.00)
- FR [0600-2009](#) To authorize the Director of Public Utilities to execute a planned modification to the contract for HVAC Maintenance Services with Jim Skaggs dba Cornerstone Maintenance Services, Ltd. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$136,315.90 from the Sewerage System Operating Fund.

(\$136,315.90)

**RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL**

- FR [0553-2009](#) To authorize the Director of Recreation and Parks to enter into contract with three community agencies to provide After School programming services; to authorize the expenditure of \$79,500.00 from the Recreation and Parks Fund. (\$79,500.00)

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

- FR [0205-2009](#) To rezone 22-28 WEST POPLAR AVENUE (43205), being 0.19± acres located at the southeast corner of Park Street and West Poplar Avenue, From: AR-2, Apartment Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z08-025).

**CA CONSENT ACTIONS**

**RESOLUTIONS OF EXPRESSION**

**CRAIG**

- CA [0059X-2009](#) To recognize and commend Columbus Police Chief James Jackson for his 50 years of distinguished service to the City of Columbus on the occasion of his retirement from the Columbus Division of Police March 16, 2009.

**This Matter was Adopted on the Consent Agenda.**

**FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- CA [0527-2009](#) To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Janitorial Supplies with Key-4 Cleaning Supplies, 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).

**This Matter was Approved on the Consent Agenda.**

- CA [0555-2009](#) To authorize and direct Finance & Management Director to enter into various contracts to purchase photo ID supplies with OM Office Supply Inc., Lamination Services Inc., IdentiSys Inc., and Diebold Inc., to authorize the expenditure of four (4) dollars to establish these contracts from the Purchasing Mail, Print Services & UTC Account; and to declare an emergency. (\$4.00).

**This Matter was Approved on the Consent Agenda.**



- CA [0575-2009](#) To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Preventive and Corrective Maintenance and Corrective Repair Services for HVAC Units in the Arlingate and Hammond Center Facilities with American Mechanical Group, Inc, to authorize the expenditure of One dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

**This Matter was Approved on the Consent Agenda.**

- CA [0651-2009](#) To authorize the Director of Finance and Management to enter into partnership with Clean Fuels Ohio for the purpose of applying for federal funds through the United States Department of Energy for the Clean Cities Solicitation to fund Columbus' alternative fueled vehicle projects and infrastructure; and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

- CA [0571-2009](#) To authorize and direct the Finance and Management Director to enter into two contracts for the option to purchase Heat-fused Preformed Thermoplastic Pavement Marking Material with Ennis Paint Inc. and Flint Trading Inc., to authorize the expenditure of two dollar to establish the contracts from the Mail, Print Services, and UTC Account, and to declare an emergency. (\$2.00).

**This Matter was Approved on the Consent Agenda.**

**SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL**

- CA [0302-2009](#) To authorize and direct the Public Safety Director to modify and extend a contract for insurance for helicopters with NationAir Insurance Agencies, Inc., for the Division of Police, to authorize the expenditure of \$70,751.00 from the Law Enforcement Seizure Fund; and to declare an emergency. (\$70,751.00)

**This Matter was Approved on the Consent Agenda.**

- CA [0332-2009](#) To authorize an appropriation of \$20,000.00, from the unappropriated monies in the Hester F. Dysart Paramedic Continuing Education Trust Fund for the Division of Fire, and to declare an emergency. (\$20,000.00)

**This Matter was Approved on the Consent Agenda.**

- CA [0444-2009](#) To authorize and direct the Director of Public Safety to modify and extend the contract for helicopter maintenance with Helicopter

Minit-Men, Inc. for the Division of Police; to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0587-2009](#)     To authorize an additional appropriation of \$410,000.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police; to purchase covert vehicles and trucks, and to fund travel and training needs; and to declare an emergency. (\$410,000.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0608-2009](#)     To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Police Uniforms, Shoes & Accessories with Roy Tailors Uniform Company of Columbus, Inc., 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)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0616-2009](#)     To amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$42,982.00 between projects in the Safety Voted Bond Fund; to authorize the Finance and Management Director to modify a contract with Gutknecht Construction Company for unforeseen issues encountered during the construction of Fire Station No.10; to authorize the expenditure of \$42,982.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$42,982.00)

**This Matter was Approved on the Consent Agenda.**

#### **DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**

- CA**     [0576-2009](#)     To authorize and direct the City Auditor to transfer \$5,793 between projects within the Area Commission Fund; to authorize the appropriation of \$21,000 from the Area Commission Fund to the Department of Development for operating expenses of the Area Commissions; and to declare an emergency. (\$21,000.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0628-2009](#)     To authorize the Finance and Management Director to establish purchase orders for the Department of Development with Sprint Solutions, Inc. for wireless services per the terms and conditions of the citywide contract; to authorize the expenditure of \$80,567.00 from the General Fund; to authorize the expenditure of \$8,150 from the Community Development Block Grant Fund; and to declare an emergency. (\$88,717.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0637-2009](#)     To authorize the Finance and Management Director to establish purchase orders for various divisions within the Department of Development with AT&T for telephone services, per the terms and conditions of the citywide Universal Term Contract; to authorize the expenditure of \$65,800.00 from the General Fund; to authorize the expenditure of \$4,000 from the Home Fund; to authorize the expenditure of \$4,600 from the Community Development Block Grant Fund; and to declare an emergency. (\$74,400.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0644-2009](#)     To authorize the acceptance of a 3.515 acre tract of land to be held in the Land Bank inventory and managed in accordance with the policies and procedures of the Land Reutilization Program; and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

- CA**     [0038X-2009](#)     To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Livingston and Parsons Avenue Roadway Improvement Project, and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [0040X-2009](#)     To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Alum Creek Drive Improvement Project, and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [0041X-2009](#)     To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Worthington Galena Road Improvement Project, and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [0427-2009](#)     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 the Alum Creek Drive Improvement Project, to authorize the expenditure of \$55,415.00 from the Federal-State Highway Engineering Fund; and to declare an emergency. (\$55,415.00).

**This Matter was Approved on the Consent Agenda.**

- CA**     [0522-2009](#)     To authorize the Director of Finance and Management to make payment to Franklin County for the rent of office space located at 375 South High Street , known as the Franklin County Municipal Court Building, for the period beginning April 1, 2009 and ending March 31, 2010; to authorize the expenditure of \$349,299.00 from the General Fund; and to declare an emergency. (\$349,299.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0625-2009](#)     To authorize the Franklin County Municipal Court Judges, through the Administrative and Presiding Judge, to modify and extend the contract with Willo Security, Inc. for the provision of security guard services in the Municipal Court building; to authorize the expenditure of \$80,000 from the Municipal Court special projects fund; and to declare an emergency. (\$80,000.00)

**This Matter was Approved on the Consent Agenda.**

#### **UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL**

- CA**     [0047X-2009](#)     To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Chatterton Road Water Main Improvements Project, and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [0048X-2009](#)     To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Cleveland Avenue Area Water Line improvements Project, and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [0489-2009](#)     To authorize the Director of Public Utilities to pay for subscription fees, for the right to use the IRTHNet Services with Irth Solutions Inc. for fiscal year 2008 for the for the Damage Prevention Section within the Division of Sewerage and Drainage to authorize the expenditure of \$20,232.72 from the Sewerage System Operating Fund, \$18,046.65 from the Water Operating Fund; \$5,395.40 from the Storm Water Operating Fund, and \$2,837.23 from the Electricity Operating Fund. (\$46,512.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0491-2009](#)     To authorize the Director of Public Utilities to pay subscription fees to subscribe with the Water Environment Research Foundation for Fiscal Year 2009 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)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0521-2009](#)     To authorize the Director of Public Utilities to contract with General Temperature Control for Boiler Maintenance Services, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$120,260.00 from the Sewerage System Operating Fund. (\$120,260.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0635-2009](#)     To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain easements, located in the vicinity of Livingston and Parson Avenue, at the request of the Nationwide Children's Hospital, an Ohio non profit corporation, for the purpose of constructing permanent underground foundations, footers, buttresses and shoring of the hospital's underground parking garage, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

- CA**     [0590-2009](#)     To authorize the appropriation of \$283,302.00 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with the Community Shelter Board for the purpose of continuing the city's support for homeless emergency shelters; to authorize the expenditure of \$283,302.00 from the General Government Grant Fund; and to declare an emergency. (\$283,302.00)

**A motion was made by Tavares, seconded by President Pro-Tem Craig, that this matter be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

- CA**     [0591-2009](#)     To authorize the Director of the Department of Development to enter into a contract with the Deaf Services Center to support the Deaf Modification Program; to authorize the expenditure of \$40,000 from the 2009 Community Development Block Grant Fund; and to declare an emergency. (\$40,000)

**This Matter was Approved on the Consent Agenda.**

- CA**     [0598-2009](#)     To authorize the Board of Health to enter into a contract with the Franklin County Board of Health to provide support for the Rabies

Immunization and Control Program, to authorize the expenditure of \$37,474 from the Health Special Revenue Fund; and to declare an emergency. (\$37,474)

**This Matter was Approved on the Consent Agenda.**

- CA [0609-2009](#) To authorize the Board of Health to modify an existing revenue contract with the Franklin County Children Services for the provision of home visiting services for their Family Ties Program, in an amount not to exceed \$70,000.00, to authorize the appropriation of \$70,000 from the Health Department Grants Fund; and to declare an emergency. (\$70,000.00)

**This Matter was Approved on the Consent Agenda.**

## **RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL**

- CA [0451-2009](#) To authorize the Director of the Recreation & Parks Department to accept a grant and enter into an agreement with The Columbus Foundation to appropriate said funds to the Recreation & Parks Grant Fund. (\$75,000.00)

**This Matter was Approved on the Consent Agenda.**

## **Passed The Consent Agenda**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

### **FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- 0057x [0057X-2009](#)  
-2009 To express support for the Reform and Efficiency Action Plan contained within this Resolution that will lead to cost savings and a continued high delivery of services, specifically in the areas of 1) Employee Benefits; 2) Safety Reforms; 3) Efficient Management & Using Technology; and 4) Partnerships, and to declare an emergency.

**A motion was made by President Mentel, seconded by President Pro-Tem Craig, that this matter be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

- [0566-2009](#) To authorize and direct the Finance & Management Director to enter into contract for the option to rent Uniforms and Building Maintenance Supplies with Unifirst Corporation, to authorize expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$1.00).

**A motion was made by President Mentel, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

### 0632-2009

To authorize the Director of the Department of Public Service to execute those documents required to transfer the unimproved north/south alley east of Say Avenue, from the first alley south of Fourth Avenue to a point approximately 115 south thereof, to Andrew I. Klein and to waive the competitive bidding provisions of Columbus City Codes as they may apply to this transfer; and to declare an emergency.

**A motion was made by President Pro-Tem Craig, seconded by Tavares, that this matter be Amended to Emergency. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**A motion was made by President Pro-Tem Craig, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## **DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**

### 0583-2009

To authorize the Director of the Department of Development to enter into an 8-year, 65% Job Creation Tax Credit agreement with Clear Saleing, Inc.

**A motion was made by Ginther, seconded by Tyson, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## **ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL**

### 0470-2009

To authorize the Director of the Department of Technology to renew a contract with The Ohio State University/Ohio Supercomputer Center, for fiber network and broadband access and related services; and to authorize the expenditure of \$46,800.00 from the Department of Technology's Information Services Fund (\$46,800.00)

**A motion was made by Miller, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0501-2009](#)

To authorize five (5) unpaid days for employees covered by Management Compensation Plan (MCP) Ordinance No. 1150-2007; Police MCP Ordinance No. 0676-2006; and Fire MCP Ordinance No. 0664-2006; and to declare an emergency.

**A motion was made by Miller, seconded by Tyson, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0504-2009](#)

To authorize the Director of the Department of Technology to renew an existing contract, with Lawson Software, for annual maintenance and support services, associated with the Central Payroll and Human Resources Information Management System; to authorize the expenditure of \$124,468.49 from the Department of Technology's Information Services Fund. (\$124,468.49)

**A motion was made by Miller, seconded by Tyson, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0519-2009](#)

To authorize the Director of the Department of Technology to modify a contract with Decade Software Company LLC, for the Envision Windows software license and support services, on behalf of Columbus Public Health; to authorize the expenditure of \$78,300.00 from the Department of Technology's Information Services Fund. (\$78,300.00)

**A motion was made by Miller, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0599-2009](#)

To accept Memorandum of Understanding #2009-01 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2008 through March 31, 2011; and to declare an emergency.

**A motion was made by Miller, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley



**JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON  
MENTEL**0573-2009

To authorize the Director of Public Utilities to execute all deeds and ancillary documents, between the City and Wahneta Jean A. Barnes, necessary for the exchange of equal acres of real property; the sale of an additional 40 +/- acres to Ms. Barnes; the City's acceptance of waterline easements; to waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.29 (competitive bidding) to the extent that they may apply to this transaction with regards to this ordinance only; and to declare an emergency.

**A motion was made by Paley, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

0618-2009

To ratify the payment of One Million Thirteen Thousand Nine Hundred Forty Dollars (\$1,013,940) made to the plaintiffs and associated agents to settle the case known as John Buck, et al.v. City of Columbus, et al authorized by Ord. No. 0371-2009; to amend Section 1 and 2 of Ord. No. 0371-2009 to correct the amount of the expenditure authorized in the settlement; to authorize the additional appropriation of Four Hundred Fifty Dollars within the Sanitary Sewer Reserve Fund; and to declare an emergency.

**A motion was made by Paley, seconded by President Pro-Tem Craig, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**0488-2009

To authorize the Director of Public Utilities to execute planned contract modification #4 with Malcolm Pirnie, Inc., for Professional Program Management Services for the Division of Sewerage and Drainage's 2006-2010 Capital Improvements Program under the Wet Weather Management Plan; to authorize the transfer of \$0.99 and the expenditure of \$10,387,836.50 from within the Sanitary Sewer Revenue Bonds Fund; to authorize the transfer and appropriation of \$4,298,077.87 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the transfer of \$649,985.63 within the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$4,948,063.50 within the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$15,335,900.00).

**A motion was made by Paley, seconded by Ginther, that this matter be**

**Approved. The motion carried by the following vote:**

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

[0492-2009](#)

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with MS Consultants, Inc., for the Cherry St./Fourth St. Inflow Redirection Project; to authorize the transfer and expenditure of \$1,997,042.96 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget for the Division of Sewerage and Drainage. (\$1,997,042.96)

**A motion was made by Paley, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Michael Mentel

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, A. Troy Miller, and Eileen Paley

[0496-2009](#)

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to authorize the transfer and appropriation of \$2,470,000.00 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$2,470,000.00 within the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvement Budget for the Division of Sewerage and Drainage for costs in connection with the OSIS Downtown Odor Control Facilities Project; and to declare an emergency. (\$2,470,000.00).

**A motion was made by Paley, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0507-2009](#)

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to authorize the transfer and appropriation of \$1,000,000.00 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$1,000,000.00 within the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvement Budget for the Division of Sewerage and Drainage for costs in connection with the Alum Creek Relief Tunnel Project; and to declare an emergency. (\$1,000,000.00).

**A motion was made by Paley, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

[0535-2009](#)

To authorize the Director of Public Utilities to enter into a service

agreement with Madden Brothers Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage, to waive the provisions of competitive bids of the Columbus City Code, to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

**A motion was made by Paley, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

0541-2009

To authorize the Director of Public Utilities to pay the State of Ohio Treasurer, Department of Natural Resources, for operation and maintenance services and water entitlement for the Alum Creek Reservoir, storage spaces #1 and #2, for the Division of Power and Water, to authorize the expenditure of \$1,190,440.02 from Water Systems Operating Fund. (\$1,190,440.02)

**A motion was made by Paley, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

0595-2009

To authorize the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$78,500; to authorize the appropriation of \$78,500 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$78,500)

**A motion was made by Tavares, seconded by President Pro-Tem Craig, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

0597-2009

To authorize and direct the Board of Health to accept the grant service contract from the Franklin County Alcohol, Drug Addiction and Mental Health Services Board in the amount of \$973,740, to authorize the total appropriation of \$1,411,740, which includes program revenues, from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$1,411,740)

**A motion was made by Tavares, seconded by President Pro-Tem Craig, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL**

[0422-2009](#)

To authorize and direct the Director of Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., to provide professional and fiscal services for the Jazz and Rib Fest to be held July 24, 25, and 26, 2009; to waive the formal bidding provisions of the Columbus City Code, to authorize the expenditure of \$85,000.00 from the Music in the Air Donation Fund and \$15,000.00 from Recreation and Parks Operating Fund; and to declare an emergency. (\$100,000.00)

**A motion was made by Tyson, seconded by President Pro-Tem Craig, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## ADJOURNMENT

*ADJOURNED: 8:07 P.M.*

**A motion was made by President Pro-Tem Craig, seconded by Ginther, to adjourn this Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley