



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.***

Monday, January 11, 2010

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 2 OF COLUMBUS CITY COUNCIL, JANUARY 11, 2010 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 Eileen Paley

READING AND DISPOSAL OF THE JOURNAL

**A motion was made by President Pro-Tem Craig, seconded by Ginther, 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

C0001-2010

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S
OFFICE AS OF WEDNESDAY JANUARY 6, 2010:

Transfer Type: D5A
To: Wannart Technatanalai
DBA Thai Lagoon
1001 Schrock Rd & Patio
Columbus OH 43229
From: Thai Lagoon LLC
DBA Thai Lagoon
1001 Schrock Rd & Patio
Columbus OH 43229
Permit # 9394449

Stock Type: D5, D6
To: We Be Wings New Albany LLC
5511 New Albany Rd W & Patio
Columbus OH 43054
Permit # 9456289

Advertise: 01/16/2010

Return: 01/27/2010

ADDITIONS OR CORRECTIONS TO THE AGENDA**FR FIRST READING OF 30-DAY LEGISLATION****FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR.
MILLER TYSON MENTEL****FR [0027-2010](#)**

To authorize the Director of Development to enter into a Job Creation Tax Credit Agreement with CallCopy, Inc. for 65% for a period of 8 years in consideration of the company's investment of \$450,000, retention of 21 positions and the creation of 50 full-time permanent positions.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**FR [1379-2009](#)**

To authorize the Director of Public Utilities to establish an encumbrance for a subscription to the AWWA Research Foundation program, in accordance with the sole source provisions of the Columbus City Code, to authorize the expenditure of \$80,620.80 from Water Systems Operating Fund. (\$80,620.80)

FR [1660-2009](#)

To authorize the Director of Public Utilities to execute a planned contract modification with Malcolm Pirnie, Inc., for Professional Program Management Services for the Division of Sewerage and Drainage under the Wet Weather Management Plan; and to authorize the expenditure of \$11,000,000.00 from within the Sanitary B.A.B.s (Build America Bonds) Fund and the Sanitary Recovery Zone (Super B.A.B.s) Fund, for the Division of Sewerage and Drainage. (\$11,000,000.00).

FR [1664-2009](#)

To authorize and direct the Finance & Management Director to sell to Kurtz Brothers Central Ohio, LLC, for the sum of \$2,500.00, a mobile office unit located at the Organic Waste Recovery & Reuse Facility at Jackson Pike which has no further value to the City of Columbus and to waive the provisions of City Code relating to the sale of City-owned personal property. (\$2,500.00)

FR [1688-2009](#)

To authorize the Director of Public Utilities to modify and increase the professional engineering services contract with MS Consultants, Inc.; for the Parsons Avenue Water Plant Sludge Disposal Project; for the Division of Power and Water; and to authorize the

expenditure of \$459,908.00 from the Water Build America Bonds Fund. (\$459,908.00)

FR [1695-2009](#)

To authorize the Director of Public Utilities to enter into a planned modification of the post-implementation assessment with Oracle USA, Inc. for the Department of Public Utilities, and to authorize the expenditure of \$450,000.00 from various enterprise division operating funds. (\$450,000.00)

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

FR [1718-2009](#)

To accept the application (AN09-006) of Judith A. Davis and Daniel Galiardi for the annexation of certain territory containing 7.2± acres in Plain Township.

FR [1719-2009](#)

To accept the application (AN09-005) of James M. Phillippi et al 5 and James M. Phillippi Trust for the annexation of certain territory containing 11.457± acres in Prairie Township.

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

FR [1720-2009](#)

To amend Columbus City Code Sections 703.24, 709.01 and 709.03, dealing with the definition of weeds in Title 7, "Health, Sanitation and Safety Code", in order to correct a reference to an Ohio Administrative Code Section and to add poison sumac and pokeberry to the list of Prohibited Noxious Weeds in the City of Columbus.

CA **CONSENT ACTIONS**

RESOLUTIONS OF EXPRESSION

PALEY

CA [0202X-2009](#)

To Honor and Recognize Phil Urban upon his retirement as President and CEO of Grange Insurance

This Matter was Adopted on the Consent Agenda.

CA [0002X-2010](#)

To honor and recognize the 50th anniversary of the German Village Society

This Matter was Adopted on the Consent Agenda.

TAVARES**CA** [0003X-2010](#)

To recognize and congratulate Michelle M. Mills for receiving the 2010 Dr. Martin Luther King, Jr. Humanitarian Award

This Matter was Adopted on the Consent Agenda.

CA [0004X-2010](#)

To recognize and congratulate Joseph Clark, Jr. for receiving the 2010 John T. Greene, II Labor Award

This Matter was Adopted on the Consent Agenda.

CA [0005X-2010](#)

To recognize and congratulate Theotis (Theo) James for receiving the 2010 B. Marie Clarke Community Service Award

This Matter was Adopted on the Consent Agenda.

CA [0006X-2010](#)

To recognize and congratulate Richard C. Pfeiffer, Jr. for receiving the 2010 Ray Collier Special Recognition Award

This Matter was Adopted on the Consent Agenda.

**FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR.
MILLER TYSON MENTEL****CA** [0001X-2010](#)

To authorize the City Auditor to request advance payments of property and estate taxes from the Franklin, Fairfield and Delaware County Auditors during 2010 and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

CA [1717-2009](#)

To authorize the Director of Development to amend the Guaranteed Maximum Price Reimbursement Agreement with Gowdy Partners III, LLC for pre-remediation brownfield clean up activities at the Gowdy North project site by including a contract term from June 2007 to December 2010; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA [0030-2010](#)

To authorize and direct the Director of the Department of Development to apply to the Ohio Department of Development for Clean Ohio Assistance Funds of up to \$300,000 for environmental assessment activities at the former 3M site enter at 1206 N. Fourth St. in the Weinland Park Neighborhood of Columbus; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA [0066-2010](#)

To authorize the Finance and Management Director to issue an \$80,000.00 purchase order from an existing Auditor's Certificate with Genuine Parts Co/NAPA for automotive parts and supplies for the Fleet Management Division per the terms and conditions of a Universal Term Contract; and to declare an emergency. (\$80,000.00)

This Matter was Approved on the Consent Agenda.

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

CA [0012-2010](#)

To authorize the appropriation of funds within the County Auto License Tax Fund; to authorize the Director of Public Service to expend said monies or so much thereof as may be needed for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Division of Planning and Operations; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA [A0002-2010](#)

Reappointment of Jeff Porter, 2528 Bloxom Street, Columbus Ohio 43123 to serve on the Civil Service Commission with a new term expiration date of January 31, 2016 (resume attached).

This Matter was Read and 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 & ECONOMIC DEVELOPMENT: GINTHER, CHR.
MILLER TYSON MENTEL**

[0026-2010](#)

To authorize the Director of Finance and Management or the Mayor to execute on behalf of the City a Cooperative Agreement among the Franklin County Convention Facilities Authority, Franklin County, and the City describing the parties' agreements regarding the acquisition, construction, installation, equipping and financing of a full-service convention center hotel as amended to reflect the current version of such agreement prepared by bond counsel to the Franklin County Convention Facilities Authority; and to declare an emergency. Section 55(b) of the City Charter.

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

0031-2010

To authorize and direct the Director of the Department of Development to enter into an agreement of understanding with the Wagenbrenner Development Company and to apply to the Ohio Department of Development for a Clean Ohio Revitalization Fund grant of up to \$3 million for the environmental clean up and redevelopment of the Kimball-Midwest site at 580-582 West Goodale Blvd. in Columbus; and to declare an emergency.

A motion was made by Ginther, 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

0039-2010

To authorize the appropriation of \$8,523,797.00 in various divisions and object levels of the Community Development Block Grant Fund, to provide funding for approved programs; and to declare an emergency. (\$8,523,797.00)

TABLED UNTIL 01/25/10

A motion was made by Ginther, seconded by Tavares, that this matter be Tabled to Certain Date. 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. PALEY
TAVARES MENTEL**

0013-2010

To appropriate \$3,298,750.00 from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund for anticipated 2010 operating expenditures for the Division of Planning and Operations, Department of Public Service; and to declare an emergency. (\$3,298,750.00)

A motion was made by President Pro-Tem Craig, 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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

1535-2009

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish purchase orders with Pomeroy IT Solutions, Logos Communications Inc. and Echo 24 Inc. for the acquisition of equipment, professional and related services associated with the Metronet's Telephone Services Voice Over Internet Phone project; to authorize the expenditure of \$654,808.13 from the Information Services Bond Fund; and to declare an emergency. (\$654,808.13)

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

0056-2010

To authorize the payment of \$1,281.33 for vacation time and benefits which have accumulated in excess of the maximum amount established by salary ordinance for MCP employees; and to declare an emergency. (\$ 1,281.33)

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

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

1722-2009

To authorize the Director of Public Utilities to modify and increase the construction contract with George J. Igel & Co, Inc. in order to receive additional ARRA stimulus funding for the Reservoir Pollution Reduction Project; to authorize the appropriation and transfer of \$85,339.66 from the Water System Reserve Fund to the Water Pollution Control Loan Fund (WPCLF); to authorize the expenditure of \$85,339.66 from the Water Pollution Control Loan Fund (WPCLF); to authorize an amendment to the 2009 Capital Improvements Budget; and to declare an emergency. (\$85,339.66)

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

**DEVELOPMENT COMMITTEE: TYSON, CHR. GINTHER MILLER
MENTEL**

0010-2010

To authorize the Director of the Department of Development or his designee to execute any and all necessary agreements and deeds for conveyance of title of three parcels of real property (453-55 Taylor Avenue and 449-51 Taylor Avenue) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

ADJOURN: 5:38 P.M.

A motion was made by President Pro-Tem Craig, seconded by Tavares, 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