



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH
43215-9015
columbuscitycouncil.org

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, January 29, 2007

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 2 OF COLUMBUS CITY COUNCIL, JANUARY 29, at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0002-2007

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY JANUARY 26, 2007:

New Type: D5A
To: Route 46 Management Assoc Corp
DBA Amerisuites
6161 Park Center Circle
Columbus, Ohio 43017
permit # 4500902

New Type: D3
To: Kafe Kerovac LLC
DBA Kafe Kerovac
2250 N High St
Columbus, Ohio 43201
permit # 4434769

New Type: D5
To: Organic Trails Cafes LLC
951 N High St
Columbus, Ohio 43215
permit # 65721610005

Transfer Type: C1, C2
To: Mt Vernon Quik Stop Inc
DBA Mt Vernon Quik Stop
878 Mt Vernon Av
Columbus, Ohio 43203
From: Khalid H Al Khatib

DBA Mt Vernon Quik Stop
878 Mt Vernon Av
Columbus, Ohio 43203
permit # 6212219

Transfer Type: D1, D3, D3A
To: Momo Group LLC
DBA Momo2
2885 Olentangy River Rd
Columbus, Ohio 43202
From: Daniel L Pizzurro
DBA Hilltop Cafe
2142 Sullivant Av 1st Fl & Bsmt
Columbus, Ohio 43223
permit # 6110876

Transfer Type: C1, C2
To: Chau Enterprise Inc
DBA Kims Market
1327 E Livingston Av 1st Fl only
Columbus, Ohio 43205
From: Murad Inc
DBA Kims Market
1327 E Livingston Av 1st Fl only
Columbus, Ohio 43205
permit # 1406706

Stock Type: D1
To: Donatos Pizzeria Inc
DBA Donatos Pizza
920 N High St
Columbus, Ohio 43201
permit # 22506630250

Advertise: 2/3/07
Return: 2/16/07

RESOLUTIONS OF EXPRESSION

THOMAS

0009X-2007

To proclaim February 2, 2007 as "Wear Red Day" in Columbus, Ohio and to raise awareness that cardiovascular diseases are the leading cause of death among women.

Sponsors: Patsy Thomas, Charleta B. Tavares, Maryellen O'Shaughnessy and Priscilla Tyson

ADDITIONS OR CORRECTIONS TO THE AGENDA**FR FIRST READING OF 30-DAY LEGISLATION****DEVELOPMENT COMMITTEE: O'SHAUGHNESSY, CHR. TAVARES TYSON
MENTEL**

- FR [0091-2007](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property (514 Second Avenue) held in the Land Bank pursuant to the Land Reutilization Program.
- FR [0092-2007](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of four parcels of real property held in the Land Bank pursuant to the Land Reutilization Program.
- FR **Land Bank parcel conveyance: 514 Second Ave.**
- FR [0068-2007](#) To appropriate \$1,426.77 within the Special Purpose Fund for the Transportation Division's 2007 Employee Award Program and to authorize the Public Service Director to expend these funds consistent with the program's award criteria. (\$1,426.77)
- FR **Land Bank parcel conveyance: 514 Second Ave.**
- FR [2244-2006](#) To authorize the Director of Public Utilities to enter into a contract with Downing Construction Company for Fire Hydrant Repairs - 2007 for the Division of Power and Water, and to authorize the expenditure of \$235,400.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$235,400.00)
- FR [2295-2006](#) To authorize the Director of Public Utilities to modify the professional engineering services agreement with Burgess & Niple, Inc., for the Jackson Pike Wastewater Treatment Plant New Headworks Project; to authorize the transfer of \$69,745.00 within the Sanitary Sewer Bond Fund; to amend the 2006 Capital Improvements Budget; and to authorize the expenditure of \$532,672.00 within the Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage. (\$532,672.00)
- FR [2298-2006](#) To authorize the Director of Public Utilities to modify a contract with Kokosing Construction Company, Inc. for the Jackson Pike and Southerly Wastewater Treatment Plants' Sludge Holding System Improvements Project; to authorize the transfer of \$20,012.55 within the Sanitary Sewer Bond Fund; and to authorize the expenditure of \$79,957.00 within the Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage. (\$79,957.00).
- FR [2299-2006](#) To authorize the Director of Public Utilities to modify a contract with

C.J. Mahan Construction Company for the Southerly Wastewater Treatment Plant New Headworks Project; to authorize the appropriation of \$13,749,234.00, and the expenditure of \$9,861,370.00 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$9,861,370.00).

- FR [2302-2006](#) To authorize the Director of Public Utilities to modify the professional engineering services agreement with Malcolm Pirnie, Inc. for the Wastewater Treatment Facilities Upgrade - General Program; and to authorize the expenditure of \$2,150,000.00 within the Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage. (\$2,150,000.00).
- FR [0009-2007](#) To amend the 2006 CIB, to authorize the Director of Public Utilities to enter into a construction contract with U.S. Utility Contractor Company to install a street lighting system in the Cooper Road area; to authorize payment to the Transportation Division for inspection services provided to the Division of Power and Water for said project; and to authorize the expenditure of \$91,467.76 from the Voted Street Lighting and Electricity Distribution Improvements Fund. (\$91,467.76)
- FR [0046-2007](#) To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a water line easement located in the vicinity of Sixth Avenue and Gould Road at the request of the Board of Education of the Columbus City School District in exchange for a replacement easement previously granted to the City of Columbus, Ohio.
- FR [0048-2007](#) To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a certain portion of an existing sewer easement located in the vicinity of Urana Avenue and Eulalia Street at the request of the Board of Education of the Columbus City School District in exchange for a replacement easement previously granted to the City of Columbus, Ohio.
- FR **Land Bank parcel conveyance: 514 Second Ave.**
- FR [0063-2007](#) To accept a GENERAL WARRANTY DEED from CARDINAL TITLE HOLDING COMPANY, an Ohio corporation for real property to be used for park purposes.
- FR **Land Bank parcel conveyance: 514 Second Ave.**
- FR [1171-2005](#) To rezone 5228 BRICE ROAD (43110), being 39.50± acres located at the northeast corner of Brice Road and Winchester Pike, From: NE, Neighborhood Edge, and NG, Neighborhood General Districts, To: NE, Neighborhood Edge, NG, Neighborhood General, and NC, Neighborhood Center Districts (Rezoning # Z04-086).

CA CONSENT ACTIONS**SAFETY COMMITTEE: GINTHER, CHR. BOYCE THOMAS MENTEL**

- CA** [2261-2006](#) To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2006 Justice Assistance Grant (JAG) program from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs, to authorize Lt. Ramona Patts as the official city representative to act in connection with the subgrant, and to authorize an appropriation of \$150,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the FY06 Justice Assistance Grant project. (\$150,000.00)
- CA** [0096-2007](#) To authorize an appropriation of \$34,600.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police to cover travel and training needs, and for the Division of Police to purchase safety glasses for the personnel in the motorcycle unit; and to declare an emergency. (\$34,600.00)
- CA** [0102-2007](#) To authorize the Finance and Management Director to execute those documents necessary for the acquisition of Livescan fingerprint units from Sagem Morpho Inc. utilizing the Homeland Security Grant, in accordance with the sole source procurement, and to declare an emergency.

DEVELOPMENT COMMITTEE: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- CA** [2037-2006](#) To accept the application (AN06-010) of Quest Community Church for the annexation of certain territory containing 17.7 ± Acres in Plain Township.
- CA** [0027-2007](#) To authorize the appropriation of \$140,000 from the unappropriated balance of the Housing/Business Tax Incentives Fund to the Department of Development to provide funds for the administration of tax incentive projects; and to declare an emergency. (\$140,000.00)
- CA** [0028-2007](#) To authorize the appropriation of \$148,000 from the unappropriated balance of the Neighborhood Economic Development Fund to the Department of Development to provide funds for the purpose of fostering investment and development in the City; and to declare an emergency. (\$148,000.00)
- CA** [0079-2007](#) To authorize the Director of the Department of Development to enter into various contracts for the development and strengthening of neighborhood business organizations; to authorize the expenditure of \$180,405 from the 2007 Community Development Block Grant Fund; and to declare an emergency. (\$180,405)

- CA [0080-2007](#) To authorize the Director of the Department of Development to enter into a contract with the Neighborhood Design Center; to authorize the expenditure of \$219,735 from the 2007 Community Development Block Grant Fund; and to declare an emergency. (\$219,735)

UTILITIES COMMITTEE: THOMAS, CHR. GINTHER O'SHAUGHNESSY MENTEL

- CA [2117-2006](#) To amend the 2006 Capital Improvements Budget; to authorize the City Auditor to transfer of \$1,809.48 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the City Auditor to allow the Division of Power and Water's capital bond fund to reimburse the operating fund; for labor and equipment costs incurred in the installation of various street lighting projects; and to authorize the expenditure up to an amount not to exceed \$43,069.82. (\$43,069.82)
- CA [2196-2006](#) To authorize the Director of Public Utilities to enter into contract with the Downing Construction Company for the construction of the Driving Park Downspout Elimination Pilot Project; to authorize expenditure of \$115,800.00 from the Voted Sanitary Bond Fund; and to amend the 2006 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$115,800.00)
- CA [2252-2006](#) To authorize the Director of Public Utilities to enter into contract with EMH&T, Inc. for Construction Administration Services for the Livingston Avenue and Griggs Booster Stations for the Division of Power and Water, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to authorize the expenditure of \$336,000.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$336,000.00)

JUDICIARY COMMITTEE: TYSON, CHR. GINTHER THOMAS MENTEL

- CA [0077-2007](#) To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Group 10 Miscellaneous Intersection Improvement Project, to authorize the expenditure of \$500.00 from the 1995, 1999 Voted Street and Highways Fund and to declare an emergency. (\$500.00).
- CA [0090-2007](#) To authorize the City Attorney to donate miscellaneous computer equipment to Tech Corps Ohio; to waive the provisions of Section 329.30 of the Columbus City Codes, 1959, pertaining to the sale of City-owned personal property. ; and to declare an emergency.

RECREATION & PARKS COMMITTEE: TYSON, CHR. GINTHER TAVARES MENTEL

- CA [2304-2006](#) To authorize and direct the Director of Recreation and Parks to enter into a contract with Able Contracting Group for Berliner Park Ball Diamond Fence Repairs, to authorize the expenditure of \$50,765.00

from the Recreation and Parks Operating Fund, and to declare an emergency. (\$50,765.00)

- CA [0035-2007](#) To authorize the Director of Recreation and Parks to enter into contract with HKI Associates, Inc. for professional services in conjunction with the Walnut Hill Golf Course clubhouse design, to authorize the expenditure of \$46,000 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$46,000.00)

APPOINTMENTS

- CA [A0006-2007](#) Reappointment of Daniel K. Struve, The Ohio State University, 2001 Fyffe Court, Columbus, Ohio, 43210 to serve on the Columbus Tree Subcommittee with a new term expiration date of December 31, 2011. (resume attached)
- CA [A0016-2007](#) Appointment of Boyce Safford III, City of Columbus, 90 West Broad Street, Columbus, Ohio 43215 to serve on the Mid-Ohio Regional Planning Commission replacing Michael Reese with a new term expiration of January 1, 2009 (resume attached).
- CA [A0017-2007](#) Re-appointment of Jackie R. Winchester 2248 Tuliptree Avenue, Columbus, Ohio 43229, to serve on the Sinking Fund Board with a new term expiration of January 31, 2011 (resume attached).

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

SAFETY COMMITTEE: GINTHER, CHR. BOYCE THOMAS MENTEL

- [0052-2007](#) To authorize the Finance and Management Director to modify an existing contract for the Fire Division with American LaFrance for purchase of tractor drawn aerial ladders, to authorize the expenditure of \$1,712,488.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$1,712,488.00)
- [0053-2007](#) To authorize the Director of Public Safety to modify and extend a contract with ACS State & Local Solutions for billing and collection services as needed for the Division of Fire's Third Party EMS Reimbursement Program; to authorize the expenditure of \$834,000.00 from the General Fund; and to declare an emergency. (\$834,000.00)
- [0097-2007](#) To authorize and direct the Director of Finance & Management to execute those documents necessary for the acquisition of a Global Defender Blast Mitigation System for use in the disposal of bombs by the Division of Fire's Bomb Squad from Raytheon Technical Services Company LLC, and to declare an emergency. (\$0)
- [0098-2007](#) To authorize and direct the Director of Finance & Management to execute those documents necessary for the acquisition of customized anti-terrorism training and equipment for the Division of Fire's Bomb

Squad from WL Bar, LLC, to waive the provisions of competitive bidding, and to declare an emergency.(\$0)

**DEVELOPMENT COMMITTEE: O'SHAUGHNESSY, CHR. TAVARES TYSON
MENTEL**

1956-2006

To authorize the Director of Development to enter into an Enterprise Zone Agreement with the Columbus Compact Corporation for a tax abatement of 75% for a period of ten years for real property improvements and 75% for a period of two years for personal property in consideration of a proposed \$2.5 million investment and the creation of 16 new jobs.

(TABLED 1/22/07)

0082-2007

To authorize the appropriation of \$487,013.99 from the Miranova TIF Fund; to authorize and direct the payment of \$487,013.99 to Pizzuti Properties/Miranova Limited in accordance with the Tax Increment Financing and Economic Development Agreement; to authorize the expenditure of \$487,013.99 from the Miranova TIF Fund; and to declare an emergency. (\$487,013.99)

0114-2007

To authorize and direct the Director of the Department of Development to accept a Certified Local Government Grant (60/40 Match) from the Ohio Historic Preservation Office for an amount not to exceed \$5,020 in order to provide funds necessary to conduct a feasibility study for the Griggs Dam Tender's (Richards) House; and to declare an emergency.

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

0024-2007

To appropriate \$3,878,000.00 from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund for anticipated 2007 operating expenditures for the Transportation Division, Public Service Department; and to declare an emergency. (\$3,878,000.00)

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

0081-2007

To authorize the Director of the Department of Development to enter into a contract with the Greater Linden Development Corporation; to authorize the expenditure of \$51,300.00 from the 2007 Community Development Block Grant Fund; and to declare an emergency. (\$51,300.00)

ADMINISTRATION COMMITTEE: THOMAS, CHR. BOYCE, TYSON MENTEL

2278-2006

To make appropriations for the 12 months ending January 31, 2008 for the funding of the City employee insurance programs, and to declare an emergency. (\$87,368,290.00)

2281-2006 To authorize the Human Resources Director to modify and extend the existing contract with Aetna to provide all eligible employees short term disability insurance coverage from February 1, 2007 through January 31, 2008, and to authorize the expenditure of \$3,027,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$3,027,000.00)

2286-2006 To authorize the Human Resources Director to modify and extend the existing contract with Aetna Insurance to provide all eligible employees dental insurance coverage from February 1, 2007 through January 31, 2008 and to authorize the expenditure of \$5,443,645.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$5,443,645.00)

2287-2006 To authorize the Human Resources Director to modify and extend the existing contract with Aetna Life Insurance Company to provide all eligible employees COBRA continuation insurance coverage from February 1, 2007 through January 31, 2008 and to authorize the expenditure of \$10,104.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$10,104.00)

2288-2006 To authorize the Human Resources Director to modify and extend the existing contract with Standard Insurance to provide all eligible employees life insurance coverage from February 1, 2007, through January 31, 2008, and to authorize the expenditure of \$1,342,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$1,342,000.00)

2290-2006 To make appropriations from January 1, 2007 through December 31, 2007 for the funding of the Unemployment Compensation Program and to declare an emergency. (\$500,000.00)

2303-2006 To authorize and direct the Finance & Management Director to re-award item 5 and enter into one (1) UTC contract for the option to purchase Photo ID Supplies with One Source Industries, to authorize the expenditure of one (1) dollar to establish the contract from the Purchasing UTC Contract Fund, and to declare an emergency. (\$1.00).

0100-2007 To authorize and direct the City Auditor to transfer \$1,283,000 from the Special Income Tax Fund to the Auditor Bond Fund; to authorize the City Auditor to enter into contracts for the acquisition of professional services and computerized systems necessary to upgrade the City's accounting, budget preparation, fixed asset, and procurement systems; to authorize the expenditure of \$1,283,000 from the Auditor Bond Fund; to amend the 2006 CIB; and to waive the provisions of

competitive bidding and to declare an emergency. (\$1,283,000.)

UTILITIES COMMITTEE: THOMAS, CHR. GINTHER O'SHAUGHNESSY MENTEL

- 2206-2006** To authorize the Director of Public Utilities to enter into a contract with The Righter Company, Inc. for construction of the Livingston Avenue Booster Station for the Division of Power and Water, to amend the 2006 C.I.B., and to authorize the expenditure of \$1,371,700.00 for construction from the Water Works Enlargement Voted 1991 Bonds Fund, (\$1,371,700.00)
- 2216-2006** To authorize the Director of Public Utilities to enter into a professional engineering services contract with Camp, Dresser and McKee, Inc., in connection with the Sewer System Capacity Model Project; to authorize the transfer of \$454,291.68 and expenditure of \$1,954,291.68 from within the Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$1,954,291.68)
- 2254-2006** To authorize the Director of Public Utilities to enter into a contract with Danis Industrial Construction Company for the Hap Cremean Water Plant Basin Improvements - Collector Arms, for the Division of Power and Water, to authorize the expenditure of \$1,149,942.50 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2006 C.I.B. and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$1,149,942.50)
- 2300-2006** To authorize the Director of Public Utilities to modify the professional construction management services agreement with H.R. Gray & Associates, Inc. for the Southerly Wastewater Treatment Plant New Headworks Project; to authorize the expenditure of \$2,872,864.00 from the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$2,872,864.00).

RECREATION & PARKS COMMITTEE: TYSON, CHR. GINTHER TAVARES MENTEL

- 0049-2007** To authorize the Director of the Recreation and Parks Department to execute a "Deed of Conservation Easement" and any ancillary documents necessary to grant the Franklin Soil and Water Conservation District, a perpetual conservation easement across certain City owned property, located in the vicinity of Alton Road and Elnora Drive, for the protection of the Hellbranch Run and Big Darby Creek Watersheds and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

RULES & REFERENCE COMMITTEE: MENTEL, CHR. BOYCE O'SHAUGHNESSY TAVARES

0762-2005

To supplement and amend sections of Chapter 3389, "Special Permit Uses," of the Columbus Zoning Code, in order to update and modernize terminology and add uses that require a Special Permits; add Impound Lots to the list of uses that require a Special Permit and a license under Chapter 3392, "Junk and Salvage Yards" of the Columbus Zoning Code.

Sponsors: Michael C. Mentel

(TABLED 1/22/07)

0764-2005

To repeal and enact a new Chapter 3387, Prohibited Uses, of the Columbus Zoning Code, in order to update the list of prohibited uses and to modernize the language associated with them by amending and adding various definitions to Chapter 3303 of the Columbus Zoning Code.

Sponsors: Michael C. Mentel

(TABLED 1/22/07)

ADJOURNMENT