



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, June 24, 2013

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 36 OF COLUMBUS CITY COUNCIL, MONDAY, JUNE 24, 2013 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent 1 - Michelle Mills

Present 6 - Hearcel Craig Zachary Klein A. Troy Miller Eileen Paley Priscilla Tyson
Andrew Ginther

READING AND DISPOSAL OF THE JOURNAL

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

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson,
and Andrew Ginther

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

- 1 [C0022-2013](#) THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING
COMMUNICATIONS AS OF, WEDNESDAY, JUNE 19, 2013:

New Type: D5
To: Sakana Asian Fusion LLC
DBA Sakana Sushi & Asian
Fusion Restaurant
7952 E Broad St
Columbus OH 43068
Permit #7677136

New Type: D2
To: Goldsbury Enterprises Ltd
DBA Cookies Sports Pub
891 W Broad St 1st Flr Only
Columbus OH 43222

Permit #32614240005

New Type: D5J

To: Le Chocoholique Corp

DBA Le Chocoholique

4037 Fenlon St

Colu,bus OH 43219

Permit #5074150005

Transfer Type: D1, D2, D3

To: Levy Premium Foodservice LP

Schottenstein Arena & Mtg RM1 & RM2010

Se Donor Lvl & RM2060 SW Donor LVL

555 Borrer Drive

Columbus OH 43210

From: Sodexo Management Inc

Schottenstein Arena & Mtg RM1 & RM2010

SE Donor Lvl & RM 2060 SW Donor Lvl

555 Borrer Drive

Columbus OH 43210

Permit #51697480010

Transfer Type: C1, C2, D8

To: Meera 117 Ltf

DBA Northwest Wine & Spirits

821 Bethel Rd

Columbus OH 43214

From: Siddhi 117 LLC

DBa Northwest Wine & Spirits

821 Bethel Rd

Columbus OH 43214

Permit #5805675

Liquor Agency Contract

To:Meera 117 Ltd

DBA Northwest Wine & Spirits

821 Bethel Rd

Columbus OH 43214

Permit #5805675

Advertise: 06/29/13

Agenda: 06/24/13

Return: 07/04/13

Read and Filed

RESOLUTIONS OF EXPRESSION

GINTHER

- 2 [0154X-2013](#) To urge the United States Congress to adopt and enact comprehensive immigration reform.
- A motion was made by Ginther, seconded by Craig, that this Ceremonial Resolution be Amended as submitted to the Clerk. The motion carried by the following vote:**
- Absent:** 1 - Michelle Mills
- Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther
- A motion was made by Ginther, seconded by Craig, that this Ceremonial Resolution be Adopted as Amended. The motion carried by the following vote:**
- Absent:** 1 - Michelle Mills
- Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

KLEIN

- 3 [0124X-2013](#) To honor and recognize the Columbus Museum of Art as a recipient of the 2013 National Medal for Museum and Library Service.
- A motion was made by Klein, seconded by Craig, that this Ceremonial Resolution be Taken from the Table. The motion carried by the following vote:**
- Absent:** 1 - Michelle Mills
- Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther
- TABLED UNTIL 7/1/2013*
- A motion was made by Klein, seconded by Craig, that this Ceremonial Resolution be Tabled to a Certain Date. The motion carried by the following vote:**
- Absent:** 1 - Michelle Mills
- Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADDITIONS OR CORRECTIONS TO THE AGENDA

THE FOLLOWING ORDINANCE WAS REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

Public Service & Transportation Committee: Ordinance #1337-2013

A MOTION WAS MADE BY COUNCILMEMBER CRAIG, SECONDED BY COUNCILMEMBER TYSON TO WAIVE THE READING OF THE TITLES OF FIRST READING LEGISLATION. THE MOTION CARRIED THE FOLLOWING VOTE: AFFIRMATIVE: 6 NEGATIVE: 0

FR FIRST READING OF 30-DAY LEGISLATION**DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER**

- FR-1** [1472-2013](#) To accept the application (AN12-020) of Columbus Truck & Equipment Co. for the annexation of certain territory and right-of-way containing 1.2 ± acres in Clinton Township.
Read for the First Time
- FR-2** [1473-2013](#) To accept the application (AN13-001) of Eastglen Exchange LLC for the annexation of certain territory and right-of-way containing 8.467 ± acres in Jefferson Township.
Read for the First Time
- FR-3** [1516-2013](#) To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement with Core Molding Technologies, Inc. equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years in consideration of the company's investment of not less than \$5,000,000.00 related to the acquisition of new machinery and equipment, the retention of 234 existing positions and the creation of 85 new full-time permanent positions.
Read for the First Time
- FR-4** [1517-2013](#) To authorize the Director of Development to enter into a Job Creation Tax Credit Agreement of sixty percent (60%) for a period of seven (7) years with Ascena Retail Group, Inc. in consideration of the company's proposed investment of \$200,000.00 and the creation of 15 new full-time permanent positions.
Read for the First Time

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- FR-5** [1391-2013](#) To authorize the Director of Public Utilities to enter into an agreement with Consolidated Electric Cooperative, Inc. to provide the power

necessary to operate the Upground Reservoir R-2, the Upground Reservoir Raw Water Pump Station, and the Upground Reservoir Raw Water Pipeline.

Read for the First Time

RULES & REFERENCE: GINTHER, CHR. PALEY KLEIN MILLS

- FR-6** [1548-2013](#) To modernize City regulations pertaining to vehicles for hire through the enactment of new Chapters 585, 587, 589, 591, 593 and 594 of the Columbus City Code; and to repeal the existing versions of Chapters 585, 587, 589, 591, 593 and 594 of the Columbus City Code.
- Read for the First Time**
- FR-7** [1549-2013](#) To amend Title 5 of the Columbus City Code by enacting new Chapter 592, entitled "Pedicabs," to establish licensing requirements and regulations for pedicabs.
- Read for the First Time**

ZONING: MILLER, CHR. CRAIG KLEIN MILLS PALEY TYSON GINTHER

- FR-8** [1384-2013](#) To rezone 1717 NORTHWEST BOULEVARD (43212), being 0.27± acres located on the southwest side of Northwest Boulevard, 95± feet southeast of Chambers Road, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z12-068).
- Read for the First Time**
- FR-9** [1420-2013](#) To rezone 116 EAST MOLER STREET (43212), being 0.28± acres located at the northwest corner of East Moler Street and South Fourth Street, From: L-AR-3, Limited Apartment Residential District, To: CPD, Commercial Planned Development District. (Rezoning # Z13-025)
- Read for the First Time**
- FR-10** [1448-2013](#) To rezone 1376 KING AVENUE (43212), being 0.7± acres located at the northeast corner of King and Grandview Avenues, From: C-4, Commercial District, To: AR-2, Apartment Residential District (Rezoning # Z13-010).
- Read for the First Time**
- FR-11** [1449-2013](#) To grant a Variance from the provisions of Sections 3312.21(A), Landscaping and screening; 3333.18, Building lines; and 3333.24, Rear yard, of the Columbus City Codes; for the property located at 1376 KING AVENUE (43212), to permit reduced development

standards in the AR-2, Apartment Residential District for a twenty-four unit apartment building (Council Variance # CV13-005).

Read for the First Time

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

GINTHER

- CA-1** [0152X-2013](#) To honor and recognize Dr. Gene T. Harris on the occasion of her retirement from Columbus City Schools.
This item was approved on the Consent Agenda.

MILLS

- CA-2** [0151X-2013](#) To honor Dr. Melinda Wright upon her retirement from The Ohio State University and recognize her for her extensive contributions to the fields of service-learning and education outreach.
This item was approved on the Consent Agenda.

PALEY

- CA-3** [0148X-2013](#) To Recognize the 10th Anniversary of RAMA Consulting Group, Inc.
This item was approved on the Consent Agenda.

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- CA-4** [1232-2013](#) To authorize the Director of the Department of Development to enter into a Design/Build Contract with Terry Allen for the fabrication, installation and artist fees to complete a permanent public artwork in the Scioto Mile/Genoa Park and to pay for three additional related public art concepts; to authorize the appropriation of \$281,000.00 from the Miranova TIF - City Riverfront Vision Account to the Department of Development; and to authorize the expenditure of \$281,000.00 from the Miranova TIF - City Riverfront Vision Account. (\$281,000.00)
This item was approved on the Consent Agenda.
- CA-5** [1302-2013](#) To amend the 2013 Capital Improvement Budget; to authorize the City Auditor to transfer cash between projects within the Northland and Other Acquisitions Fund; to authorize the Director of Public Service to reimburse the Recreation and Parks Department for equipment and

labor costs to clear American Addition alleys of large trees; to authorize the expenditure of \$38,301.96 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$38,301.96)

This item was approved on the Consent Agenda.

RECREATION & PARKS: KLEIN, CHR. TYSON MILLS GINTHER

- CA-6** [1288-2013](#) To authorize the Director of the Recreation and Parks Department to enter into two (2) lease agreements, as prepared by the Columbus City Attorney, Real Estate Division, between the City of Columbus, Ohio, and The Child Development Council of Franklin County, an Ohio non-profit corporation, for leasing portions of the recreation centers at Barnett and Linden Parks. (\$0.00)

This item was approved on the Consent Agenda.

- CA-7** [1432-2013](#) To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$62,991.34 and enter into an agreement with the Franklin County Department of Job and Family Services to provide camp fees for 101 children with 8 weeks of summer camp each; to appropriate \$62,991.34 to the Recreation and Parks Grant Fund; and to declare an emergency. (\$62,991.34)

This item was approved on the Consent Agenda.

PUBLIC SAFETY & JUDICIARY: MILLS, CHR. KLEIN CRAIG GINTHER

- CA-8** [1320-2013](#) To authorize and direct the Director of Public Safety to enter into contract for the acquisition of the Time and Attendance System with Orion Communications for the Division of Police; to amend the 2013 Capital Improvement Budget; to authorize the City Auditor to transfer funds within the Public Safety Voted Bond Fund and within the General Government Grant Fund; to authorize the expenditure of \$264,212.00 from the General Government Grant Fund and the Public Safety Voted Bond Fund; and to declare an emergency. (\$264,212.00)

This item was approved on the Consent Agenda.

- CA-9** [1364-2013](#) To amend the 2013 Capital Improvement Budget; to authorize the City Auditor to transfer funds between projects within the Department of Public Safety's Bond Fund; to authorize the Director of Finance and Management, on behalf of the Division of Support Services, to establish a purchase order in accordance with terms and conditions of a universal Term Contract with Motorola Inc., for the purchase of digital flashes to upgrade the portable and mobile radios for the Divisions of Police and Fire, to authorize the expenditure of \$230,000.00 from Public Safety's Capital Improvement Fund, and to declare an emergency. (\$230,000.00)

This item was approved on the Consent Agenda.

- CA-10** [1400-2013](#) To authorize and direct the Mayor of the City of Columbus to enter into an agreement with the Board of Commissioners of Franklin County Ohio to accept the Juvenile Justice and Delinquency Prevention Title 11 Grant award; to authorize the appropriation of \$97,952.00 from the unappropriated balance of the General Government Grant Fund to pay for the cost of running a mentorship program by the Columbus Police Department; and to declare an emergency. (\$97,952.00)

This item was approved on the Consent Agenda.

- CA-11** [1424-2013](#) To amend the Department of Public Safety's 2013 Capital Improvements Budget; authorize and direct the Director of Public Safety to enter into a contract with Physio-Control, Inc. for the purchase of defibrillators and related equipment and operating supplies in accordance with sole source procurement provisions; to authorize the expenditure of \$316,540.00 from the Safety Voted Bond Fund; and to declare an emergency.(\$316,540.00)

This item was approved on the Consent Agenda.

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

- CA-13** [1346-2013](#) To authorize the Director of the Department of Public Service to execute those documents required to transfer the rights-of-way identified as a portion of the unnamed east/west alley east of Nelson Road, and the first north/south alley east of Nelson Road between Livingston Avenue and the first east/west alley to Core Resources, Inc. on behalf of Calvin and Nona Sutton.

This item was approved on the Consent Agenda.

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- CA-14** [1287-2013](#) To authorize the Director of Finance and Management to enter into a contract with Columbus Supply for the purchase of Schwing Pump Parts for the Division of Sewerage and Drainage and to authorize the expenditure of \$234,878.46 from the Sewer Operating Fund. (\$234,878.46)

This item was approved on the Consent Agenda.

- CA-15** [1316-2013](#) To authorize the Columbus City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize a transfer and expenditure up to Twenty-Five Thousand and 00/100 U.S. Dollars (\$25,000.00) within the Water Works Enlargement Voted

Bonds Fund, for acquisition costs of necessary real property interests for the Department of Public Utilities, Cooke Road Area Water Line Improvements Project (CIP 690236-100043); and to declare an emergency. (\$25,000.00)

This item was approved on the Consent Agenda.

APPOINTMENTS

- CA-16** [A0111-2013](#) Appointment of Libby Wetherholt to serve on the Clintonville Area Commission with a term expiration date of June 30, 2016 (resume attached).
This item was approved on the Consent Agenda.
- CA-17** [A0112-2013](#) Appointment of Kristopher Keller, 4820 Sharon Avenue, Columbus, Ohio 43214 to serve on the Clintonville Area Commission with a term expiration date of June 30, 2016 (resume attached).
This item was approved on the Consent Agenda.
- CA-18** [A0113-2013](#) Appointment of Robert Patterson, 2664 Diane Place, Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of June 30, 2016 (resume attached).
This item was approved on the Consent Agenda.
- CA-19** [A0114-2013](#) Appointment of Deborah Smith, P.O. Box 7351, Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of June 30, 2016 resume attached).
This item was approved on the Consent Agenda.
- CA-20** [A0115-2013](#) Appointment of Nicholas Szabo, 40 Rockwell Road, Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of June 30, 2016 (resume attached).
This item was approved on the Consent Agenda.
- CA-21** [A0116-2013](#) Appointment of Eileen Neal, 2488 Liston Avenue, Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of June 30, 2016 (resume attached).
This item was approved on the Consent Agenda.
- CA-22** [A0117-2013](#) Appointment of Matthew Jackson, 1784 Oak Street, Columbus, OH 43205, to serve on the Near East Area Commission with a term expiration date of 7/1/16 (resume attached).
This item was approved on the Consent Agenda.
- CA-23** [A0018-2013](#) Appointment of William Lantz, 615 East Town St, Columbus, Ohio

43215 to serve on the Columbus Building Commission with a new term expiration of February 28, 2017.

This item was approved on the Consent Agenda.

Approval of the Consent Agenda

A motion was made by Craig, seconded by Tyson, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

SR-1 [0118X-2013](#) To adopt the 2014 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County and to declare an emergency.

A motion was made by Tyson, seconded by Craig, that this Resolution be Taken from the Table. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

A motion was made by Tyson, seconded by Craig, that this Resolution be Adopted. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

SR-2 [1399-2013](#) To authorize the Director of Development to enter into an Enterprise Zone Agreement with CCS Realty Co. and Cloverleaf Cold Storage Co. for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a proposed total investment of approximately \$4,800,000.00 which includes \$3,000,000.00 in real property improvements and the creation of two new full-time permanent positions.

A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

RECREATION & PARKS: KLEIN, CHR. TYSON MILLS GINTHER

SR-3 [1418-2013](#) To authorize the Director of Recreation and Parks to renew an existing contract for maintenance and support on the Activenet software application with The Active Network, LTD in accordance with the sole source procurement provisions of the Columbus City Code; to authorize the expenditure of \$90,000.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$90,000.00)

A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

PUBLIC SAFETY & JUDICIARY: MILLS, CHR. KLEIN CRAIG GINTHER

SR-4 [1382-2013](#) To authorize an appropriation in the General Government Grants Fund, to authorize the transfer of funds within the Division of Police's General Fund budget, to authorize the Finance and Management Director to issue a purchase order to Roy Tailors Uniform Company of Columbus, Inc. for the purchase of uniforms for the Division of Police from an existing Universal Term Contract, to authorize the total expenditure of \$1,000,000.00 from the General Fund, the Public Safety Initiative Fund, and the General Government Grants Fund; and to declare an emergency. (\$1,000,000.00)

A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

[1337-2013](#) To amend the 2013 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets & Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Decker Construction Company, and to provide for the payment of construction administration and inspection services in connection with the UIRF - Taylor Avenue project; to authorize the expenditure of up to

\$676,095.49 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$676,095.49)

TABLED UNTIL 7/1/2013

A motion was made by Paley, seconded by Craig, that this Ordinance be Tabled to a Certain Date. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADJOURNMENT

ADJOURNED AT 6:00 PM

A motion was made by Craig, seconded by Tyson, to adjourn this Regular Meeting. The motion carried by the following vote:

Absent: 1 - Michelle Mills

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther