



City of Columbus

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

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, April 5, 2010

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 17 OF COLUMBUS CITY COUNCIL, APRIL 5, 2010 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent 1 - Charleta Tavares

Present 6 - Andrew Ginther Hearcel Craig Priscilla Tyson Michael Mentel A. Troy
Miller Eileen Paley

READING AND DISPOSAL OF THE JOURNAL

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

Absent: 1 - Charleta Tavares

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

C0009-2010

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S
OFFICE AS OF THURSDAY APRIL 1, 2010:

New Type: D3, D3A, D6
To: Northstar Café Easton LLC
DBA Northstar Cafe
4015 Townsfair Way
Columbus OH 43219
Permit # 6446725

Transfer Type: C1, C2
To: Welch of Ohio LLC
1635 Parsons Ave
Columbus OH 43207
From: Tasneem Inc
DBA Smoke Outlet
1635 Parsons Ave
Columbus OH 43207
Permit # 9498118

Transfer Type: D5J, D6
To: BL Restaurant Operations LLC
DBA Bar Louie
Easton Town Center
3970 Easton Station
Columbus OH 43219
From: Bar Louie Easton Inc
DBA Bar Louie
Easton Town Center
3970 Easton Station
Columbus OH 43219
Permit # 07521600015

Transfer Type: D1, D3
To: Antarez LTD
DBA La Patrona
2977 N High St
Columbus OH 43202
From: Bohemios LTD
DBA Bohemios
199-201 Chittenden Ave 1st Fl
Columbus OH 43201
Permit # 0230450

Transfer Type: C1, C2, D6
To: 1848 Beverage Warehouse Inc
DBA Beverage Warehouse
1848 E Main St
Columbus OH 43205
From: 1848 E Main Inc
DBA Beverage Warehouse
1848 E Main St
Columbus OH 43205
Permit # 2455340

Transfer Type: D5
To: Nazareth Restaurant LLC
2700 Northland Plaza
Columbus OH 43231
From: Delmattos Restaurant LLC
6042 E Main St
Columbus OH 43213
Permit # 6321270

Transfer Type: D5J, D6
To: Oscheckys Live LLC
DBA Oscheckys Live
6240 Busch Blvd
Columbus OH 43229
From: 6240 Busch Corp
DBA JoJoes Club & Grub
6240 Busch Blvd
Columbus OH 43229

Permit # 6589735

Transfer Type: C1, C2, D6
To: M & M Athletics LLC
DBA Metro Beer & Wine Drive Thru
1st Flr & Drive Thru Only
987 Worthington Woods Loop Rd
Columbus OH 43085
From: Capital City Beverage Inc
DBA Metro Beer & Wine Drive Thru
1st Flr & Drive Thru Only
987 Worthington Woods Loop Rd
Columbus OH 43085
Permit # 5379220

Stock Type: D1, D2, D3
To: Café Shish Kebab LLC
Café Shish Kebab
1450 Bethel Rd & Patio
Columbus OH 43220
Permit # 1178323

Advertise: 04/10/2010
Return: 04/20/2010

RESOLUTIONS OF EXPRESSION

MENTEL

0039X-2010

To support passage of State Issue 2, which authorizes a change in the location of the Columbus casino project to the abandoned General Motors/Delphi automotive plant on Georgesville Road.

(TABLED TO 04/12/2010)

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

Absent: 1 - Charleta Tavares

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

TYSON

0037X-2010

To encourage Columbus residents to complete and return their 2010 Census forms.

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

Absent: 1 - Charleta Tavares

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

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**

HOUSING: 0494-2010

FR FIRST READING OF 30-DAY LEGISLATION

**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**

SAFETY: GINTHER CHAIR, PALEY CRAIG MENTEL

FR [0444-2010](#) To authorize the payment of \$16,813.37 for vacation time and benefits which have accumulated in excess of the maximum amount established by salary ordinance for Fire Division personnel. (\$16,813.37)

**ADMINISTRATION: A. TROY MILLER, CHR. PALEY TAVARES
MENTEL**

FR [0187-2010](#) 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; and to authorize the expenditure of \$130,691.93 from the Department of Technology's Information Services Fund. (\$130,691.93)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

FR [0397-2010](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the purchase of Screw Conveyor Parts from a Universal Term Contract with ML Separation and Conveying Inc for the Division of Sewerage and Drainage; and to authorize the expenditure of \$50,000.00 from the Sewerage System Operating Fund. (\$50,000.00)

FR 0404-2010

To authorize the Director of Public Utilities to enter into a service agreement with Perkin Elmer LAS Inc. for laboratory equipment located at the Surveillance Laboratory within the Division of Sewerage and Drainage in accordance with the provisions of sole source procurement of the Columbus City Codes, and to authorize the expenditure of \$62,869.33 from the Sewerage System Operating Fund. (\$62,869.33)

FR 0409-2010

To authorize the Director of Public Utilities to modify and increase the professional services agreement with EMH&T, Inc. for the consolidation of existing water tap information into a database; for the Division of Power and Water; to authorize a transfer and expenditure within the Water Build America Bonds Fund; and to amend the 2009 Capital Improvements Budget. (\$553,950.37)

FR 0420-2010

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 \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

FR 0421-2010

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Sludge Grinder Equipment Repair Parts and Service from a Universal Term Contract with JWC Environmental; and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

FR 0424-2010

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the Schwing Pump Replacement Parts from a Universal Term Contract with Motion Industries for the Division of Sewerage and Drainage; and to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)

FR 0425-2010

To authorize the Director of Finance and Management to establish a Blanket Purchase Order with ITT Water and Wastewater USA for the purchase of Flygt Pump and Mixer Parts and Services 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 0427-2010

To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Multiple Hearth Furnace Services for the purchase of Rabble Arms and Teeth from an established Universal Term Contract for the Division of Sewerage and Drainage; and to authorize the expenditure of \$50,000.00 from the Sewerage System Operating Fund. (\$50,000.00)

FR [0431-2010](#)

To authorize the Director of Public Utilities to enter into a planned modification of a contract with Duke's Root Control Inc. for Root Control Services for the Division of Sewerage and Drainage, and to authorize the expenditure of \$285,000.00 from the Sewerage System Operating Fund. (\$285,000.00)

FR [0435-2010](#)

To authorize the Director of Public Utilities to modify and increase the construction contract with Shelly & Sands, Inc. for additional improvements needed for the Champion Ave. 24" Water Main Project; to authorize a transfer and expenditure of \$9,891.42 within the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; and to authorize an amendment to the 2009 Capital Improvements Budget. (\$9,891.42)

FR [0439-2010](#)

To authorize the Director of Public Utilities to modify and increase the professional services agreement with Stantec Consulting Services, Inc. for the General Engineering Services Agreement for the Division of Power and Water; to authorize a transfer and expenditure within the Water Build America Bonds Fund; and to amend the 2009 Capital Improvements Budget. (\$200,000.00)

FR [0450-2010](#)

To authorize the Director of Finance and Management to establish a blanket purchase order for the purchase of Lawn Maintenance Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$86,000.00 from the Sewerage System Operating Fund. (\$86,000.00)

FR [0528-2010](#)

To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Andritz D7LL Centrifuge Parts and Services with Andritz Separation, Inc., and Ashbrook Simon-Hartley Operations L.P., and to authorize the expenditure of \$2.00 to establish the contract from the Mail, Print Services and UTC Fund Account. (\$2.00)

FR [0538-2010](#)

To authorize and direct the Finance Management Director to enter into two (2) contracts for the option to purchase Small Electric Motors with Applied Industrial Technologies and GD Supply Inc., dba Johnstone Supply; and to authorize the expenditure of \$2.00 to establish the contracts from the Mail, Print Services and UTC Fund. (\$2.00)

HOUSING COMMITTEE: TAVARES, CHR. TYSON MILLER MENTEL

FR [0480-2010](#)

To authorize the Director of the Department of Development to make loans and grants for operation of the Affordable Housing Opportunity Program; and to authorize the expenditure of \$575,412 from the 2010 Community Development Block Grant Fund. (\$575,412.00)

**RECREATION & PARKS: TYSON, CHR. TAVARES PALEY
MENTEL****FR** [0446-2010](#)

To authorize the Director of Recreation and Parks to enter into contract with three community agencies to provide after school programming services; and to authorize the expenditure of \$61,500.00 from the Recreation and Parks Fund. (\$61,500.00)

**ZONING: MILLER, CHR. CRAIG GINTHER PALEY TAVARES
TYSON MENTEL****FR** [0531-2010](#)

To rezone **5005 CENTRAL COLLEGE ROAD (43081)**, being 15.9± acres located at the southwest corner of Central College Road and Course Drive, **From:** NG, Neighborhood General District, **To:** NE, Neighborhood Edge District (Rezoning # Z09-038).

FR [0532-2010](#)

To grant a variance from the provisions of Sections 3320.15, Thoroughfare standards; and 3320.19 (B) 19 and 20, Private buildings, of the City codes, for the property located at **5005 CENTRAL COLLEGE ROAD (43081)**, to eliminate the garage setback requirements and vary the tree planting pattern requirements for a single-family residential development in the NE, Neighborhood Edge District (Council Variance # CV09-032).

CA CONSENT ACTIONS**RESOLUTIONS OF EXPRESSION:****MENTEL****CA** [0038X-2010](#)

To express support for State Issue 1 for the renewal and continuation of the nationally acclaimed Ohio Third Frontier program.

This Matter was Approved on the Consent Agenda.

**FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR.
MILLER, TYSON MENTEL****CA** [0310-2010](#)

To authorize the Director of the Department of Finance and Management to execute Lease Amendment #2 with Directions for Youth and Families Group, Inc. to allow for credits against the purchase price for certain property improvements to be completed post closing and property transfer; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- CA [0487-2010](#) To authorize the Director of Finance and Management to establish a purchase order for an ongoing contract with Paradigm Properties of Ohio, LLC for the continuance of a Facilities Management Agreement for the Jerry Hammond Center; and to declare an emergency. (\$925,000)

This Matter was Approved on the Consent Agenda.**SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL**

- CA [0314-2010](#) To authorize and direct the Finance and Management Director to sell to the Ohio State Highway Patrol for the sum of \$1.00, a headspace gas chromatograph, which has no further value to the Division of Police; and to waive provisions of the Columbus City Codes - Sale of City Owned Personal Property. (\$1.00)

This Matter was Approved on the Consent Agenda.

- CA [0499-2010](#) To authorize and direct the Director of Finance and Management to issue a purchase order from an existing UTC with Ricart Properties, Inc. for the purchase of unmarked vehicles for the Division of Police, to authorize the expenditure of \$485,440.00 from the General Permanent Improvement Fund; and to declare an emergency. (\$485,440.00)

This Matter was Approved on the Consent Agenda.

- CA [0523-2010](#) To authorize an appropriation of \$4,596.00 from the unappropriated balance of the General Government Grant Fund for the Division of Police for the Third Grade Safety Belt Program; and to declare an emergency (\$4,596.00)

This Matter was Approved on the Consent Agenda.**PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL**

- CA [0071-2010](#) To authorize Director of Public Service to execute a professional engineering services contract modification with EMH&T, in connection with the River South Roadway Improvements - Phase 2 Project; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the transfer of this cash to the Fed-State Highway Engineering Fund; to authorize the appropriation and expenditure of \$56,392.80 from the Fed-State Highway Engineering Fund; to amend the 2009 Capital Improvements Budget; and to declare an emergency. (\$56,392.80)

This Matter was Approved on the Consent Agenda.

- CA [0126-2010](#) To authorize the Director of Public Service to enter into a revenue contract with the Solid Waste Authority of Central Ohio (SWACO) for the Division of Refuse Collection to administer the 2010 Solid Waste Inspection Anti-Dumping Enforcement Program; to authorize the appropriation of \$84,382.25 within the General Government Grant Fund; and to declare an emergency. (\$84,382.25)

This Matter was Approved on the Consent Agenda.

**MINORITY AND BUSINESS DEVELOPMENT : CRAIG, CHR.
MILLER TAVARES MENTEL**

CA [0482-2010](#)

This Matter was Approved on the Consent Agenda.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

CA [0157-2010](#)

To authorize the Director of the Department of Technology to renew a contract with Emerson Network Power, Liebert Services, Inc. for annual maintenance and related services associated with the batteries Uninterrupted Power Supply (UPS) systems; in accordance with the sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$56,923.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$56,923.00)

This Matter was Approved on the Consent Agenda.

CA [0473-2010](#)

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Cisco Network Engineering Services with Insight Public Sector; 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 [0481-2010](#)

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Cisco Phones and Telephony Products with LOGOS Communications, 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.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

CA [0179-2010](#)

This Matter was Approved on the Consent Agenda.

CA [0203-2010](#)

To authorize the Director of Finance and Management to establish blanket purchase orders for General Hardware, Tools, Plumbing, Electrical and Related Items from an established state term contract with MSC Industrial Supply for the Division of Power and Water and the Division of Sewerage and Drainage; and to authorize the expenditure of \$28,000.00 from the Water Operating Fund and \$35,000.00 from the Sewerage System Operating Fund.

(\$63,000.00)

This Matter was Approved on the Consent Agenda.

CA [0317-2010](#)

To authorize the Director of Public Utilities to execute a planned contract modification of the construction administration - construction inspection services agreement with DLZ Ohio, Inc.; for the Long Street Water Line Cleaning and Lining Project; and to authorize the expenditure of \$215,916.17 from the Water Build America Bonds Fund for the Division of Power and Water. (\$215,916.17)

This Matter was Approved on the Consent Agenda.

CA [0318-2010](#)

To authorize the Director of Public Utilities to enter into an agreement with GSP/Oh Inc. for professional engineering services for the North Linden Area Water Line Improvements Project; to authorize the expenditure of \$169,000.00 from the Water Build America Bonds Fund; for the Division of Power and Water; and to amend the 2009 Capital Improvements Budget. (\$169,000.00)

This Matter was Approved on the Consent Agenda.

CA [0337-2010](#)

To authorize the Director of Public Utilities to enter into a planned modification with Madden Brothers Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$120,000.00 from the Sewerage System Operating Fund. (\$120,000.00)

This Matter was Approved on the Consent Agenda.

CA [0346-2010](#)

To authorize the Director of Public Utilities to execute a construction contract with American Suncraft Construction Company for the Recoating of Karl Road 2MG Hydropillar Tank Project; for the Division of Power and Water; to authorize a transfer and expenditure of \$726,951.50 within the Water Build America Bonds Fund; and to amend the 2009 Capital Improvements Budget. (\$726,951.50)

This Matter was Approved on the Consent Agenda.

CA [0369-2010](#)

To authorize the Director of Public Utilities to enter a construction contract with Badger Construction Company for the demolition of the former DOSD Surveillance Laboratory; to transfer within and expend \$82,800.00 in funds from the Build America Bond (B.A.B.s) Fund; and to amend the 2009 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of this ordinance for the Division of Sewerage and Drainage. (\$82,800.00)

This Matter was Approved on the Consent Agenda.

CA [0378-2010](#)

To authorize the Finance and Management Director to establish Blanket Purchase Orders with various companies for the purchase of water meters and appurtenances for the Division of Power and Water, and to authorize the expenditure of \$570,000.00 from the Water Build

America Bonds Fund. (\$570,000.00)

This Matter was Approved on the Consent Agenda.

CA [0379-2010](#)

To authorize the Director of Public Utilities to apply for, accept, and enter into up to five (5) Ohio Water Development Authority Local Government Agency Loan Program loan agreements, for the financing of five Division of Power and Water construction projects; and to designate a dedicated repayment source for the loans.

CA [0396-2010](#)

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Vulcan Screening Press Parts with Vulcan Industries, Inc., and to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund. (\$1.00)

This Matter was Approved on the Consent Agenda.

CA [0468-2010](#)

To authorize the Director of Public Utilities to execute a contract with Utilicon Corporation for the Long Street Water Main Cleaning and Lining Project; for the Division of Power and Water; to authorize the appropriation and transfer of \$992,949.10 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of \$992,949.10 from the Ohio Water Development Authority (OWDA) Fund; to authorize an amendment to the 2009 Capital Improvements Budget; and to declare an emergency. (\$992,949.10)

This Matter was Approved on the Consent Agenda.

CA [0483-2010](#)

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Zinc Orthophosphate with Shannon Chemical Corp., 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 [0484-2010](#)

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Organic Emulsion Polymer with Polydyne 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.

**HEALTH AND HUMAN DEVELOPMENT COMMITTEE:
TAVARES, CHR. TYSON GINTHER MENTEL**

CA [0436-2010](#)

To authorize the Finance and Management Director to modify and extend a contract for the

Facilities Management Division with Systems by Rich Consulting LLC for professional custodial service administration at the Health Department, 240 Parsons Avenue; to authorize the expenditure of \$20,000.00 from the Health Special Revenue Fund; and to declare an emergency. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

CA [0490-2010](#)

To authorize and direct the Board of Health to enter into a contract with Access 2 Interpreters, LLC for interpretation and translation services; to authorize the expenditure of \$158,000 from the Health Special Revenue Fund; and to declare an emergency. (\$158,000)

This Matter was Approved on the Consent Agenda.

CA [0493-2010](#)

To authorize and direct the Board of Health to enter into a contract with the Ohio Hispanic Coalition for promotoras services; to authorize the total expenditure of \$32,000 from the Health Special Revenue Fund; and to declare an emergency. (\$32,000)

This Matter was Approved on the Consent Agenda.

HOUSING:TAVARES, CHR. TYSON MILLER MENTEL

CA [0488-2010](#)

To authorize the Director of the Development Department to enter into a contract with the Affordable Housing Trust for Columbus and Franklin County to facilitate the production of affordable housing and enhance home ownership opportunities in Columbus; to authorize the appropriation and expenditure of 0.43% (presently estimated at \$923,000) of the combined rates of 5.1% of the Hotel/Motel Excise Tax; and to declare an emergency. (\$923,000)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

CA [0030X-2010](#)

To authorize the Director of the Recreation and Parks Department to designate the Hamilton Road Wetland as a Nature Preserve. (\$0.00)

This Matter was Adopted on the Consent Agenda.

CA [0432-2010](#)

To authorize and direct the Director of Recreation and Parks to grant consent to two organizations to apply for permission to sell alcoholic beverages at the following 2010 events: Waterfire and the NAGAAA Gay Softball World Series Opening Ceremonies.

This Matter was Approved on the Consent Agenda.

CA [0434-2010](#)

To establish an Auditor's certificate, and to authorize the expenditure of \$425,000.00 from the voted 1999/2004 Recreation and Parks Bond Fund for the reimbursement of staff time related to the administration of 2010 Capital Improvement Projects. (\$425,000.00)

This Matter was Approved on the Consent Agenda.

CA [0522-2010](#)

To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Transportation Services from V.A.T., 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.

Passed The Consent Agenda

Absent: 1 - Charleta Tavares

Affirmative: 6 - Andrew Ginther, 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

[0443-2010](#)

To authorize the Director of Development to enter into an Enterprise Zone Agreement with Wood Real Estate, LLC and Wood Operating Company, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a proposed \$4.2 million investment.

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

Absent: 1 - Charleta Tavares

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

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

[0352-2010](#)

To authorize and direct the Finance and Management Director to issue a purchase order to Vance Outdoors in the amount of \$269,548.00 for the purchase of body armor vests for the Fire Division; to authorize the expenditure of \$269,548.00 from the General Permanent Improvement Fund; and to declare an emergency. (\$269,548.00)

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

Absent: 1 - Charleta Tavares

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

0453-2010

To authorize and direct the Director of Public Safety to modify and increase the towing contract with Metropolitan Towing and Storage, Inc. for the Division of Police; to authorize the expenditure of \$2,141,809.00 from the General Fund; and to declare an emergency. (\$2,141,809.00)

..Body

WHEREAS, the Division of Police needs to modify and extend the towing contract with Metropolitan Towing and Storage, Inc. for the third year of the contract, effective June 1, 2010; and

WHEREAS, additional funding is immediately needed to continue services for the last three months of the second year of the contract term, set to expire May 31, 2010; and

WHEREAS, funds are budgeted in the Division's 2010 General Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to modify and extend the contract for towing of vehicles from the city streets, thereby preserving the public peace, property, health, safety and welfare: Now, Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Public Safety be and is hereby authorized and directed to increase funding to the second year of the contract in order to continue with services for the last three months of the contract year to expire May 31, 2010.

SECTION 2. That the Director of Public Safety be and is hereby authorized and directed to modify and extend the contract with Metropolitan Towing and Storage, Inc. for the purpose of towing vehicles from the city streets for the Division of Police, effective June 1, 2010.

SECTION 3. That the expenditure of \$2,141,809.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

DIV 30-03 | FUND 010 | OBJECT LEV (1) 03 | OBJECT LEV (3) 3355 | OCA# 300368

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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

Absent: 1 - Charleta Tavares

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

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

0491-2010

To authorize the Director of Public Service to enter into contract with Shelly and Sands Inc,

in connection with the River South - Phase 2 Project; to authorize the appropriation of funds within the State Issue II Street Projects Fund and the Fed-State Highway Engineering Fund; to authorize the transfer of appropriation from the State Issue II Street Projects Fund to the Fed-State Highway Engineering Fund; and to authorize the expenditure of \$10,409,728.40 from the Fed-State Highway Engineering Fund, the Elec B.A.B.s (Build America Bonds Fund for the Division of Power and Water (Power), the Water B.A.B.s (Build America Bonds) Fund for the Division of Power and Water (Water), to transfer funds within the Division of Sewerage and Drainage, Sanitary B.A.B.s (Build America Bonds) Fund, to amend the 2009 Capital Improvements Budget to establish sufficient budget authority, and the Recreation and Parks G.O. Bonds Fund (Department of Recreation and Parks); and to declare an emergency. (\$10,409,728.34)

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

Absent: 1 - Charleta Tavares

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

MINORITY AND BUSINESS DEVELOPMENT : CRAIG, CHR. MILLER TAVARES MENTEL

0033X-2010

To approve the plan for improvements and services to be provided by the Discovery Special Improvement District of Columbus, Inc.; and to approve the properties of the municipal corporation in said plan for improvements and services.

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

Absent: 1 - Charleta Tavares

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

0479-2010

To approve the Discovery Special Improvement District of Columbus, Inc., Petition and Articles of Incorporation and the inclusion of the properties owned by the City of Columbus in said district; and to declare an emergency.

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

Absent: 1 - Charleta Tavares

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

0479-2010

To approve the Discovery Special Improvement District of Columbus, Inc., Petition and Articles of Incorporation and the inclusion of the properties owned by the City of Columbus in said district; ~~and to declare an emergency.~~

A motion was made by President Pro-Tem Craig, seconded by Tyson, that this

matter be Amended to 30 day. The motion carried by the following vote:

Absent: 1 - Charleta Tavares

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

A motion was made by President Pro-Tem Craig, seconded by Tyson, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

Absent: 1 - Charleta Tavares

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

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

Absent: 1 - Charleta Tavares

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0485-2010

To amend the Management Compensation Plan, Ordinance No. 1150-2007, as amended, by enacting Section 5(E)-B057, the classification of Building and Zoning Services Director; and Section 5(E)-C352, Code Enforcement Division Administrator; 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:

Absent: 1 - Charleta Tavares

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

0459-2010

To establish a new authorized strength ordinance for the new Department of Building and Zoning Services; to transfer all full-time and part-time other city sanctioned strength funded by the building services fund from the Development Administration and Building Services Divisions to the new department; to change name of the "Building Services Division" to the "Code Enforcement Division"; to eliminate reference to the Neighborhood Services Division and the Office of Education; to increase the Civil Service Commission's general fund sanctioned full-time strength, to repeal ordinance 0229-2010; and to declare an emergency.

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

Absent: 1 - Charleta Tavares

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

0506-2010

To authorize an appropriation of \$22,000.00 from the unappropriated balance of the Citywide Training Entrepreneurial Fund so as to allow the Department of Human Resources to enhance the trainings offered and training equipment at the Citywide Training and Development Center of Excellence; and to declare an emergency. (\$22,000.00)

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

Absent: 1 - Charleta Tavares

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

JUDICIARY AND COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL

0507-2010

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept and appropriate a reimbursement \$38,570.00 grant award from the American Recovery and Reinvestment Act of 2009 and Franklin County Board of Commissioners for the batter intervention program for indigent probationers; and to declare an emergency. (\$38,570.00)

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

Absent: 1 - Charleta Tavares

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

UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL

0292-2010

To authorize the Director of Public Utilities to enter into an engineering services agreement modification with CH2M Hill, Inc., for the Asset Management 2010 - Phase 2 (Mod. 1): Program Development Project; to authorize the transfer within and expenditure of \$950,000.00 in funds from the Sanitary B.A.B.s (Build America Bonds) Fund, for the Division of Sewerage and Drainage; to authorize the transfer within and expenditure of \$213,512.16 in funds from the Water Works Enlargement Voted Bonds Fund; to authorize the transfer within and expenditure of \$736,487.84 in funds from the Water B.A.B.s (Build America Bonds) Fund, and to amend the 2009 Capital Improvements Budget; for the Divisions of Sewerage and Drainage and Power and Water. (\$1,900,000.00)

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

Absent: 1 - Charleta Tavares

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

0323-2010

To authorize the Director of Public Utilities to execute a construction contract with Adrian L. Wallick Company, in connection with the Southerly Wastewater Treatment Plant Multiple Hearth Incinerator Rehabilitation project; to authorize the transfer within and the expenditure of \$1,564,592.60 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2009 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of the ordinance for the Division of Sewerage and Drainage.

(\$1,564,592.60)

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

Absent: 2 - Charleta Tavares, and Priscilla Tyson

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

0403-2010

To authorize the Director of Public Utilities to enter into an agreement with Burgess & Niple, Inc. for professional engineering services for the Hap Cremean Water Plant (HCWP) Treatment Improvements Project; to authorize a transfer and expenditure of \$4,259,792.00 within the Water Super Build America Bonds Fund; for the Division of Power and Water; and to amend the 2009 Capital Improvements Budget. (\$4,259,792.00)

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

Absent: 2 - Charleta Tavares, and Priscilla Tyson

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

0474-2010

To authorize and direct the Finance and Management Director to enter into a UTC contract for an option to purchase Hydrofluosilicic Acid with Pencco Inc., to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund, to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$1.00)

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

Absent: 1 - Charleta Tavares

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

HOUSING: TAVARES, CHR. TYSON MILLER MENTEL

0393-2010

To authorize the Director of the Department of Development to enter into an agreement with the Columbus Urban League for the administration of the Fair Housing Program; to authorize the expenditure of \$105,456.00 from the Community Development Block Grant fund; and to declare an emergency. (\$105,456.00)

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

Absent: 1 - Charleta Tavares

Abstained: 1 - Priscilla Tyson

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

(TABLED TO 04/12/2010)

A motion was made by Miller, seconded by Ginther, that this matter be Tabled to Certain Date. The motion carried by the following vote:

Absent: 1 - Charleta Tavares

Abstained: 1 - Priscilla Tyson

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

0457-2010

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, Maryhaven Engagement Center, related homeless shelter services, and homelessness prevention and transition services; to authorize the expenditure of \$2,482,791.00 from the FY2010 General Fund; and to declare an emergency. (\$2,482,791.00)

(TABLED TO 04/12/2010)

A motion was made by Miller, seconded by Ginther, that this matter be Tabled to Certain Date. The motion carried by the following vote:

Absent: 1 - Charleta Tavares

Abstained: 1 - Priscilla Tyson

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

0494-2010

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Rebuilding Lives program; to authorize the expenditure of \$831,705.00 from the FY 2010 General Fund and \$71,029.00 from the FY 2010 Community Development Block Grant Fund; and to declare an emergency. (\$902,734.00)

(TABLED TO 04/12/2010)

A motion was made by Miller, seconded by President Pro-Tem Craig, that this matter be Tabled to Certain Date. The motion carried by the following vote:

Absent: 1 - Charleta Tavares

Abstained: 1 - Priscilla Tyson

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

RECESS

(RECESSED AT 6:26 PM)

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:**Absent:** 1 - Charleta Tavares**Affirmative:** 6 - Andrew Ginther, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley**RECONVENE***(RECONVENED AT 7:14 PM)*

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:

Absent: 1 - Charleta Tavares**Affirmative:** 6 - Andrew Ginther, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley**DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL****0413-2010**

To authorize the Development Director to enter into contracts with various contractors for grass mowing and litter control services during the 2010 season; to authorize the expenditure of \$137,390.00 from the General Fund; to authorize the expenditure of \$140,000.00 from the Community Development Block Grant Fund; to authorize the expenditure of \$97,461.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$374,851.00)

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

Absent: 1 - Charleta Tavares**Affirmative:** 6 - Andrew Ginther, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley**0456-2010**

To authorize the City Auditor to transfer all unencumbered balances and outstanding encumbrances within the Development Services Fund from the Department of Development to the Department of Building and Zoning Services; and to declare an emergency.

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

Absent: 1 - Charleta Tavares**Affirmative:** 6 - Andrew Ginther, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley**0533-2010**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-009) of 7.0 ± Acres in Jefferson Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

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

Absent: 1 - Charleta Tavares

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0389-2010

To authorize the Director of Recreation and Parks to enter into contract with the Central Ohio Workforce Investment Corporation (COWIC) to provide summer youth programming from March 1, 2010 through December 1, 2010; and to authorize the expenditure of \$440,000.00 from the Recreation and Parks Operating Fund. (\$440,000.00)

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

Absent: 1 - Charleta Tavares

Abstained: 1 - Andrew Ginther

Affirmative: 5 - Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

0489-2010

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$2,609,950.00 from the Ohio Department of Education for the operation of the 2010 Summer Food Service Program; to appropriate these funds to the Recreation and Parks Grant Fund; and to declare an emergency. (\$2,609,950.00)

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

Absent: 1 - Charleta Tavares

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

0508-2010

To authorize and direct the Director of Recreation and Parks to enter into an agreement with The Central Ohio Workforce Investment Corporation (COWIC) for the Summer 2010 Work Experience Program(\$0.00)

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

Absent: 1 - Charleta Tavares

Abstained: 1 - Andrew Ginther

Affirmative: 5 - Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY**0237-2010**

To amend Chapter 2131 by enacting new Section 2131.44 of the Columbus City Codes, 1959, to prohibit the use of a mobile communication device inside a motor vehicle to compose, send, or read a text message while driving.

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

Absent: 1 - Charleta Tavares

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

0239-2010

To make minor changes in various sections of the Columbus Zoning Code, Title 33, in order to remove antiquated terms and synonyms for institutional facilities, to add two-unit dwellings to the existing lot of record exemption in order to assist with infill development, to add child day-care to the AR-2 apartment residential district as it does not already permit such use due to oversight, and to remove residential care separation requirements from the code as these have been preempted by federal case law arising from the federal Fair Housing Act and its amendments.

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

Absent: 1 - Charleta Tavares

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

0398-2010

To amend Section 4101.08 of the Columbus Building Code, Title 41, specifically removing the definition of "high rise building" as the definition is now contained in the latest version of the Ohio Building Code and is no longer needed in the Columbus Building Code.

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

Absent: 1 - Charleta Tavares

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

0455-2010

To enact, amend, and repeal various sections of the Columbus City Codes to eliminate the Division of Building Services within the Department of Development, to create the new Department of Building and Zoning Services, and to reflect the impact of the creation of this new department in all affected code sections of the Columbus City Codes, including moving codes related to platting and development related engineering functions into the currently unutilized Title 43; 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:

Absent: 1 - Charleta Tavares

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

ADJOURNMENT

(MEETING ADJOURNED AT 7:26 PM)

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

Absent: 1 - Charleta Tavares

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