



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, October 5, 2009

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 43 OF COLUMBUS CITY COUNCIL, OCTOBER 5, 2009 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, and Eileen Paley

READING AND DISPOSAL OF THE JOURNAL

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

C0025-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY SEPTEMBER 30,
2009:

New Type: C1, C2
To: Buckeye Express LLC
DBA Buckeye Express
2240 N High St
Columbus OH 43201
Permit # 1070865

New Type: C1, C2
To: Omar Eman Inc
DBA Tobacco Warehouse
5630 Hall Rd
Columbus OH 43119
Permit # 6547318

Transfer Type: D5, D6
To: T Wood Inc
3783 S Hamilton Rd & Patios
Columbus OH 43125
From: CH Inc
3783 S Hamilton Rd & Patios
Columbus OH 43125
Permit # 97570560005

Transfer Type: D5, D6
TO: Cucina Ventures LLC
DBA Mia Cucina
5525 New Albany Rd W
Columbus OH 43054
From: NS Market Ventures LLC
5525 New Albany Rd W
Columbus OH 43054
Permit # 1844180

Transfer Type: D5, D6
To: Cheeseburger of Polaris LLC
DBA Cheeseburger in Paradise
& Enclosed Patio
8665 Sancus Blvd
Columbus OH 43240
From: Cheeseburger in Paradise LLC
DBA Cheeseburger in Paradise
& Enclosed Patio
8665 Sancus Blvd
Columbus OH 43240
Permit # 1414592

Transfer Type: C1, C2, D6
To: Ohio CVS Stores LLC
DBA CVS/Pharmacy #2518
2160 N High St Mezzanine
Columbus OH 43201
From: Columbus High Street CVS Inc
DBA CVS/Pharmacy #2518
2160 N High St Mezzanine
Columbus OH 43201
Permit #65172420095

Transfer Type: C1, C2
To: Ohio CVS Stores LLC

DBA CVS Pharmacy 2381
9151 S Old State Rd
Columbus OH 43035
From: Columbus Polaris CVS Inc
DBA CVS Pharmacy 2381
9151 S Old State Rd
Columbus OH 43035
Permit #65172420070

Transfer Type: C1, C2, D6
To: Ohio CVS Stores LLC
DBA CVS Pharmacy 2540
4961 Roberts Rd
Columbus OH 43026
From: CVS Hilliard OH Inc
DBA CVS Pharmacy 2540
4961 Roberts Rd
Columbus OH 43026
Permit # 65172420100

Transfer Type: C1, C2, D6
To: Ohio CVS Stores LLC
DBA CVS/Pharmacy 2735
4280 Morse Rd
Columbus OH 43230
From: CVS Morse Inc
DBA CVS/Pharmacy 2735
4280 Morse Rd
Columbus OH 43230
Permit # 65172420120

Advertise: 10/10/2009
Return: 10/19/2009

RESOLUTIONS OF EXPRESSION

CRAIG

[0151X-2009](#)

To recognize and congratulate The Simon Kenton Council of the Boy Scouts of America for their outstanding commitment and outreach to the youth of the City of Columbus and extend our best wishes for the 10th Annual Whitney M. Young, Jr. Service Award Banquet.

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

GINTHER

[0148X-2009](#) To declare the week of October 4-10, 2009 National Fire Prevention Week in Columbus, Ohio.

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

Absent: 1 - Charleta Tavares

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

[0149X-2009](#) To recognize, honor and congratulate Columbus Division of Fire Chief Ned Pettus, Jr. on being named the Metropolitan "Metro" Fire Chiefs Association Fire Chief of the Year.

A motion was made by Ginther, 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

PALEY

[0147X-2009](#) To recognize City of Columbus Public Utilities Director Tanya Arsh upon her appointment as Vice-Chair of the Legislative Policy Committee for The National Association of Clean Water Agencies.

A motion was made by Paley, seconded by Tyson, 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

[0152X-2009](#) To recognize and endorse the passage of Issue 4, the 10 year 3.1 Mill replacement with reduction property tax levy for Franklin County Children Services.

A motion was made by Paley, seconded by Tyson, that this matter be Tabled Indefinitely. 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

[0131X-2009](#)

To recognize the 30th Columbus Marathon on Sunday, October 18, 2009.

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

[0153X-2009](#)

To designate the month of October 2009 as Arts and Humanities Month in the city of Columbus.

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 ITEMS WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

JUDICIARY & COURT ADMINISTRATION: 1265-2009

PUBLIC SERVICE & TRANSPORTATION: 1260-2009, 1270-2009

HEALTH HOUSING & HUMAN SERVICES: 1230-2009

A MOTION WAS MADE BY COUNCILMEMBER PALEY, 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

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

FR [0732-2009](#)

To authorize the Director of Public Service to enter into contract in the amount of \$493,723.70, with H.R. Gray and Associates, Inc. for the review of the methods and associated front end documents used to request and receive construction bids for Capital Improvement Projects; to authorize the transfer of appropriation and expenditure of \$123,431.00 from the Street Construction Maintenance and Repair Fund for the Division of Planning and Operations, expenditure of \$185,146.35 from the Division of Sewerage and Drainage from the

Sewerage System Operating Fund and \$185,146.35 from the Division of Power and Water from the Water System Operating Fund. (\$493,723.70)

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- FR [0927-2009](#) To authorize the Fire Chief to accept a donation of equipment from Firefighters Support Services and to use the donated equipment to improve the "search and rescue" capability of the Division of Fire.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- FR [1274-2009](#) To amend Ordinance 1550-2008, passed on October 20, 2008, authorizing the Director of Development to amend the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation.

ADMINISTRATION COMMITTEE: MILLER, CHR. PALEY TAVARES MENTEL

- FR [1296-2009](#) To authorize and direct the Director of the Department of Technology to enter into a contract of sale for fiber and underground conduit with Columbus Fibernet, LLC, to acquire within the conduit system known as Fibernet, one point nine inch duct with a ninety-six strand single mode fiber installed therein in accordance with sole source procurement provisions of the Columbus City Codes; to authorize and direct the City Auditor to transfer \$250,000.00 from the Special Income Tax Fund to the Department of Technology Capital Improvement Fund; to authorize the City Auditor to appropriate \$250,000.00 within the Department of Technology Capital Improvement Fund; and to authorize the expenditure of \$250,000.00 from the Department of Technology Capital Improvement Fund. (\$250,000.00)

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

- FR [1222-2009](#) To authorize the Director of the Recreation and Parks Department, and the Director of the Department of Public Utilities to execute those documents necessary to grant a Quitclaim Deed of Determinable Encroachment Easement to Marvin A. Katz, Trustee of The Marvin A. Katz Trust Dated May 2, 1969 as amended in order to alleviate an existing encroachment onto City property at Hoover Reservoir; to waive the Land Review Commission provisions of the Columbus City Codes (1959), to waive the competitive bidding of the Columbus City Codes (1959) Revised.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- FR [1130-2009](#) To authorize the Director of Finance and Management to enter into a contract with Ricart Properties, Inc. for the purchase of two (2) Diesel Powered Cab and Chassis with 9 Foot Dump Body for the Division of Power and Water and to authorize the expenditure of \$87,570.00 from the Water Operating Fund. (\$87,570.00)
- FR [1149-2009](#) To authorize the Director of Public Utilities to modify an existing professional engineering contract for the Large Diameter Sewer Condition Assessment - Olentangy Main Trunk Sewer Project with the Brown & Caldwell Ohio, LLC.; to authorize the appropriation and transfer of \$668,180.89 from the Sanitary Sewer Reserve Bond Fund to the Voted Sanitary Sewer Bond Fund; to authorize the appropriation and expenditure of \$668,180.89 from within the Voted Sanitary Sewer Bond Fund; and to amend the 2009 Capital Improvement Budget for the Division of Sewerage and Drainage and to declare an emergency. (\$668,180.89)

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- FR [1175-2009](#) To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$40,000.00 and enter into a modification agreement with The Central Ohio Workforce Investment Corporation (C.O.W.I.C.) for funding to hire a fall workforce within the Recreation and Parks Department, and to authorize the appropriation of \$40,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund. (\$40,000.00)

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

- CA [0135X-2009](#) To Recognize Katzinger's Delicatessen on its 25th Anniversary.
- This Matter was Adopted on the Consent Agenda.**

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- CA [1158-2009](#) To authorize the City Auditor to transfer appropriation of \$91,559.00 within object levels of the Fleet Management Fund; to authorize the Finance and Management Director to issue various purchase orders for automotive parts, supplies and services for the Fleet Management Division per the terms and conditions of various Universal Term Contracts and State of Ohio Term contracts; to authorize the expenditure of \$260,820.00 from the Fleet Management Fund; and to declare an emergency. (\$260,820.00)

This Matter was Approved on the Consent Agenda.

- CA [1232-2009](#) To authorize the Finance and Management Director to renew a contract for the Facilities Management Division with K&M Kleening Service, Inc. for custodial services at the Columbus Health Department, 240 Parsons Avenue; to authorize the expenditure of \$340,241.00 from the General Fund; and to declare an emergency. (\$340,241.00).

This Matter was Approved on the Consent Agenda.

- CA [1234-2009](#) To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Tire Retreading Service from Wingfoot Commercial Tire Systems, LLC, 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 [1242-2009](#) To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Protective Footwear with Safety Solutions, 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.

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

- CA [1223-2009](#) To authorize the Director of Finance and Management to establish purchase orders for the purchase of reflective sheeting per the terms and conditions of existing universal term contracts with Nippon Carbide Industries Inc. and 3M Company, established by the Purchasing Office for the Division of Planning and Operations; to amend the 2009 CIB; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$94,626.50 from the Streets and Highways G.O. Bonds Fund for this purpose; and to declare an emergency. (\$94,626.50)

This Matter was Approved on the Consent Agenda.

- CA [1241-2009](#) To amend ordinance 0633-2009 to authorize the City Auditor to modify the authority requested in said ordinance to provide for the purchase of brine storage tanks and equipment for the upcoming winter season; and to declare an emergency. (\$369,472.00)

This Matter was Approved on the Consent Agenda.

- CA [1276-2009](#) To authorize and direct the Finance and Management Director to enter into one contract for the option to purchase Spread Spectrum Radios and Parts for the Department of Public Service with Tessco, Inc.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- CA [1154-2009](#) To authorize the Director of Finance and Management to enter into a contract for the purchase of replacement tasers, taser cartridges, taser holsters, and taser warranties with Vance's Outdoors Inc. in accordance with the provisions of sole source procurement, to authorize the expenditure of \$114,745.00 from the Law Enforcement Drug Seizure Fund; and to declare an emergency. (\$114,745.00)

This Matter was Approved on the Consent Agenda.

- CA [1207-2009](#) To authorize an appropriation of \$408,917.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police, to purchase equipment, supplies, and services; and to declare an emergency. (\$408,917.00)

This Matter was Approved on the Consent Agenda.

- CA [1238-2009](#) To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Proline Electric for the renovation of the emergency generator at Fire Station No. 24, to authorize the expenditure of \$108,905.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$108,905.00)

This Matter was Approved on the Consent Agenda.

- CA [1244-2009](#) To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Canines & Canine/Handler Training for the Police Division, 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 [1252-2009](#) To authorize and direct the Director of Public Safety to modify and increase the contract for helicopter maintenance with Helicopter Minit-Men, Inc. for the Division of Police, to authorize the expenditure of \$440,292.00 from the General Fund; and to declare an emergency. (\$440,292.00)

This Matter was Approved on the Consent Agenda.

- CA** [1262-2009](#) To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Pre-Owned Vehicles from Ricart Properties, 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.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- CA** [1017-2009](#) To authorize an appropriation of \$15,675 from the unappropriated balance of the King Lincoln Theater Fund to the Department of Development to provide funds for the refund of revenue and payment of utilities; and to declare an emergency. (\$15,675.00)

This Matter was Approved on the Consent Agenda.

- CA** [1217-2009](#) To amend the 2009 CIB; to authorize the transfer of cash between projects within the same fund; to authorize the Director of Public Service to enter into a contract for up to \$262,291.61 with Decker Construction Company for the construction and rehabilitation of two public parking lots in the King-Lincoln District and to provide for construction inspection up to \$26,230.00; to authorize the appropriation and expenditure of \$288,521.61 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$288,521.61)

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- CA** [0145X-2009](#) To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Lazelle Road Storage Tank Improvements Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

- CA** [1096-2009](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order for hydrant parts from an established Universal Term Contract with HD Supply Waterworks LTD for the Division of Power and Water, to authorize the expenditure of \$100,000.00 from Water Systems Operating Fund. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- CA** [1122-2009](#) To authorize the Director of Finance and Management to enter into a contract with Siemen Energy & Automation c/o Gilson Engineering

Sales, Inc. for the purchase of Differential Pressure Transmitters for the Division of Power and Water, and to authorize the expenditure of \$26,683.00 from the Water Operating Fund. (\$26,683.00)

This Matter was Approved on the Consent Agenda.

- CA** [1133-2009](#) To authorize the Director of Public Utilities to reimburse the City of Reynoldsburg for water line construction on Rosehill Road; to authorize the transfer of \$71,819.28 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$33,059.72 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$104,879.00 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2009 Capital Improvements Budget; for the Division of Power and Water. (\$104,879.00)

This Matter was Approved on the Consent Agenda.

- CA** [1196-2009](#) To authorize and direct the Finance and Management Director to enter into one contract for the option to purchase Waste Identification, Clean-up, Disposal and Emergency Spill Response Services with Performance Site Environmental, LLC.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund; and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

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

- CA** [1159-2009](#) To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Vaccines on an as needed basis with Capital Wholesale Drug Co.; and R & S Northeast LLC, to authorize the expenditure of Two dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$2.00)

This Matter was Approved on the Consent Agenda.

- CA** [1161-2009](#) To authorize and direct the Board of Health to enter into a contract with Nationwide Children's Hospital for the provision of comprehensive pediatric care for the women's health services program; to authorize the expenditure of \$54,730 from the Health Department Grants Fund; and to declare an emergency. (\$54,730)

This Matter was Approved on the Consent Agenda.

- CA** [1162-2009](#) To authorize and direct the Board of Health to enter into a contract with The Ohio State University Research Foundation for the provision

of high risk perinatal care services; to authorize the expenditure of \$109,500 from the Health Department Grants Fund; and to declare an emergency. (\$109,500)

This Matter was Approved on the Consent Agenda.

- CA** [1163-2009](#) To authorize and direct the Board of Health to enter into a contract with the Ohio Hispanic Coalition for the provision of interpretation services for the Health Department's Women's Health Services Program, to authorize an expenditure of \$36,442 from the Health Department Grants Fund; and to declare an emergency. (\$36,442)

This Matter was Approved on the Consent Agenda.

- CA** [1164-2009](#) To authorize and direct the Board of Health to enter into a contract with Council for Healthy Mothers and Babies for the provision of child and adolescent services for the Women's Health Services program; to authorize an expenditure of \$45,000 from the Health Department Grants Fund; and to declare an emergency. (\$45,000)

This Matter was Approved on the Consent Agenda.

- CA** [1167-2009](#) To authorize and direct the Department of Finance and Management to continue a lease contract for clinic space for the WIC program for the period of October 1, 2009 through December 31, 2009; to authorize a total expenditure of \$13,492.63 from the Health Special Revenue Fund; and to declare an emergency. (\$13,492.63)

This Matter was Approved on the Consent Agenda.

- CA** [1191-2009](#) To authorize supplemental appropriation of \$85,000 from the unappropriated balance of the Health Department Grants Fund for the FY10 Child & Family Health Services (CFHS) grant; to authorize the transfer of \$137,528 within the Health Department Grants Fund; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- CA** [1228-2009](#) To authorize the Director of the Department of Development to enter into grants with IMPACT/Community Action Agency and the Somali Association for Central Ohio for the provision of program services; to authorize the expenditure of \$44,555 from the General Fund; and to declare an emergency. (\$44,555.00) (AMENDED BY ORD. 1706-2009 PASSED 12/14/2009)

This Matter was Approved on the Consent Agenda.

- CA** [1235-2009](#) To authorize the Board of Health to enter into a contract with United Security Management Services, Inc. for security officer services for three months; to authorize a total expenditure of \$76,524 from the Health Special Revenue Fund; and to declare an emergency.

(\$76,524)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

CA [A0110-2009](#) Appointment of Peter Nestiger of 477 South Front St. Columbus, Ohio 43215 to serve on the Brewery District Commission replacing Reid Wasserstrom with an expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA [A0111-2009](#) Reappointment of Margaret Ann Samuels, 787 Montrose Ave., Columbus Ohio 43209 to serve on the Sewer and Water Rate Advisory Board with a new term expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

CA [A0112-2009](#) Reappointment of Barry Pickett, 4673 Tarryton Court South, Columbus, Ohio 43228 to serve on the Columbus Recreation and Parks Commission, with a new term expiration date of December 31, 2014 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

CA [A0113-2009](#) Reappointment of Kathy Espy, 1350 Brookwood Place, Columbus, Ohio, 43209 to serve on the Recreation and Parks Commission with a new term expiration date of December 31, 2014.(resume attached)

This Matter was Read and Approved on the Consent Agenda.

CA [A0114-2009](#) Appointment of Jordan Miller, Jr., 21 East State Street, Columbus, Ohio 43215 to serve on the Columbus Regional Airport Authority with a new term expiration date of December 31, 2012. (resume attached)

This Matter was Read and 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

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

[0688-2009](#)

To authorize the Director of Public Service to enter into contract with G&G Cement Contractors for the construction of the ADA Ramps - South High Street and the Operation SAFEWALKS - South High Street Sidewalks projects; to amend the 2009 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund and between the Street and Highway Improvement Fund and the Fed-State Highway Engineering Fund; to authorize the expenditure of \$251,629.25 from the Streets and Highways G.O. Bonds Fund and the Street and Highway Improvement Fund and \$163,985.37 from the Federal State Highway Engineering Fund; and to declare an emergency. (\$415,614.62)

TABLED UNTIL 10/19/09

A motion was made by President Pro-Tem Craig, 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

[0732-2009](#)

To authorize the Director of Public Service to enter into contract in the amount of \$493,723.70, with H.R. Gray and Associates, Inc. for the review of the methods and associated front end documents used to request and receive construction bids for Capital Improvement Projects; to authorize the transfer of appropriation and expenditure of \$123,431.00 from the Street Construction Maintenance and Repair Fund for the Division of Planning and Operations, expenditure of \$185,146.35 from the Division of Sewerage and Drainage from the Sewerage System Operating Fund and \$185,146.35 from the Division of Power and Water from the Water System Operating Fund. (\$493,723.70)

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

[0732-2009](#)

To authorize the Director of Public Service to enter into contract in the amount of \$493,723.70, with H.R. Gray and Associates, Inc. for the review of the methods and associated front end documents used to request and receive construction bids for Capital Improvement Projects; to authorize the transfer of appropriation and expenditure of \$123,431.00 from the Street Construction Maintenance and Repair Fund for the Division of Planning and Operations, expenditure of

\$185,146.35 from the Division of Sewerage and Drainage from the Sewerage System Operating Fund and \$185,146.35 from the Division of Power and Water from the Water System Operating Fund. (\$493,723.70)

A motion was made by President Pro-Tem Craig, 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

[1260-2009](#)

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary the Alum Creek Drive Improvement Project, to authorize the expenditure of \$415,300.00 from the Fed-State Highway Engineering Fund; and to declare an emergency. (\$415,300.00).

TABLED UNTIL 10/19/09

A motion was made by President Pro-Tem Craig, 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

[1270-2009](#)

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the Parsons/Livingston Avenue Roadway Improvement Project, to authorize the expenditure of \$220,924.00 from the Department of Public Service, Fed-State Highway Engineering Fund; and to declare an emergency. (\$220,924.00).

TABLED UNTIL 10/19/09

A motion was made by President Pro-Tem Craig, 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

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

[1216-2009](#)

To authorize and direct the Public Safety Director to amend the existing contract with the Community Crime Patrol Inc., to provide

citizen patrollers to assist the Division of Police in the control and prevention of crime in certain neighborhoods; to authorize the expenditure of \$50,000 from Public Safety's General Government Grant Fund; and to declare an emergency. (\$50,000.00)

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

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

1224-2009

To create a tax increment financing on certain parcels of real property; to declare improvements to those parcels to be a public purpose and exempt from real property taxation; to provide for the owners of those parcels to make service payments in lieu of taxes; to provide for the distribution of the applicable portion of those service payments to the Columbus City School District; to establish a municipal public improvement tax increment equivalent fund for the deposit of the remainder of those service payments; and to specify the public infrastructure improvements to be made on the TIF parcels that directly benefit those parcels.

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

Absent: 1 - Charleta Tavares

Abstained: 1 - A. Troy Miller

Affirmative: 5 - Andrew Ginther, Hearcel Craig, Priscilla Tyson, Michael Mentel, and Eileen Paley

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

1297-2009

To authorize and direct the Director of the Department of Technology to enter into a contract of Sub-Indefeasible Rights of Use with James H. Hyland, III to acquire the rights and interests in one (1) fiber-optic conduit, which is to be populated with seventy-two (72) strand single mode fiber optic cable installed therein; to waive the competitive bidding provisions of the Columbus City Codes; to authorize and direct the City Auditor to transfer \$250,000.00 from the Special Income Tax Fund to the Department of Technology Capital Improvement Fund; to authorize the City Auditor to appropriate \$250,000.00 within the Department of Technology Capital Improvement Fund; and to authorize the expenditure of \$250,000.00 from the Department of Technology Capital Improvement Fund; and to declare an emergency. (\$250,000.00)

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

[1296-2009](#)

To authorize and direct the Director of the Department of Technology to enter into a contract of sale for fiber and underground conduit with Columbus Fibernet, LLC, to acquire within the conduit system known as Fibernet, one point nine inch duct with a ninety-six strand single mode fiber installed therein in accordance with sole source procurement provisions of the Columbus City Codes; to authorize and direct the City Auditor to transfer \$250,000.00 from the Special Income Tax Fund to the Department of Technology Capital Improvement Fund; to authorize the City Auditor to appropriate \$250,000.00 within the Department of Technology Capital Improvement Fund; and to authorize the expenditure of \$250,000.00 from the Department of Technology Capital Improvement Fund. (\$250,000.00)

A motion was made by Miller, seconded by Paley, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

Absent: 1 - Charleta Tavares

Abstained: 1 - Hearcel Craig

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

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

Absent: 1 - Charleta Tavares

Abstained: 1 - Hearcel Craig

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

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL

[1095-2009](#)

To authorize and direct the Franklin County Municipal Court Clerk to modify and increase the contract with Huntington National Bank for the provision of bank and credit card services; to authorize an expenditure of \$56,000.00 from the General Fund; and to declare an emergency. (\$56,000.00)

A motion was made by Paley, 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

[1265-2009](#)

To amend Section 4 of Ordinance 0696-2009, passed on June 01, 2009, (Alum Creek Drive Improvement Project), to declare the revised values of the subject real property interests and to repeal the existing Section 4, and to declare an emergency.

TABLED UNTIL 10/19/09

A motion was made by Paley, 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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

[1200-2009](#)

To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for the construction, surveying, and inspection of a water main on Ninth Street between East Broad Street and Gay Street; for the Division of Power and Water; to appropriate funds from the unappropriated balance in the Water Works Enlargement Voted Bonds Fund; to authorize the transfer and expenditure of \$291,000.00 from the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2009 Capital Improvements Budget; and to declare an emergency. (\$291,000.00)

A motion was made by Paley, 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

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

[1220-2009](#)

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health to fund the Public Health Emergency Preparedness program in the amount of \$2,256,342.00; to authorize the appropriation of \$2,256,342.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$2,256,342.00)

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

[1230-2009](#)

To authorize the Director of the Department of Development to enter into a grant agreement with the Columbus Urban League for the provision of the African-American Male Initiative program; to authorize the expenditure of \$53,550 from the General Fund; and to declare an emergency. (\$53,550.00)

TABLED UNTIL 10/19/09

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

[0898-2009](#)

To authorize and direct the Director of Recreation and Parks to modify the contract with Schooley Caldwell Associates for professional services related to the Griggs Boathouse Project, to authorize the appropriation and expenditure of \$62,275.00 from the Recreation and Parks Non-Bond Fund. (\$62,275.00)

A motion was made by Tyson, seconded by Paley, that this matter be Amended as submitted to the Clerk. 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

[0898-2009](#)

To authorize and direct the Director of Recreation and Parks to modify the contract with Schooley Caldwell Associates for professional services related to the Griggs Boathouse Project, to authorize the appropriation and expenditure of \$62,275.00 from the Recreation and Parks Non-Bond Fund. (\$62,275.00)

A motion was made by Tyson, seconded by Paley, 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

[0899-2009](#)

To authorize and direct the Director of Recreation and Parks to enter into contract with Robertson Construction Services, Inc. for the Griggs

Reservoir Boathouse Project, to authorize the appropriation and expenditure of \$4,078,335.18 \$4,398,336.00 and contingency amount of \$320,000.82 for a total of \$4,398,336.00 which is being financed by The Ohio State University from Non-Bond Fund 785 and determining such action is necessary pursuant to Section 55(b) of the Charter of the cCity of Columbus. (\$4,398,336.00)

A motion was made by Tyson, seconded by Ginther, that this matter be Amended as submitted to the Clerk. 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

[0899-2009](#)

To authorize and direct the Director of Recreation and Parks to enter into contract with Robertson Construction Services, Inc. for the Griggs Reservoir Boathouse Project, to authorize the appropriation and expenditure of \$4,078,335.18 \$4,398,336.00 and contingency amount of \$320,000.82 for a total of \$4,398,336.00 which is being financed by The Ohio State University from Non-Bond Fund 785 and determining such action is necessary pursuant to Section 55(b) of the Charter of the cCity of Columbus. (\$4,398,336.00)

A motion was made by Tyson, seconded by Ginther, 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

[1070-2009](#)

To authorize and direct the Director of Recreation and Parks to accept two grants to provide outreach to eligible Medicare beneficiaries in Central Ohio in the amount of \$48,038.00; to authorize an appropriation of \$48,038.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department; and to declare an emergency. (\$48,038.00)

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

[1206-2009](#)

To authorize and direct the Director of Recreation and Parks to enter into contract with Builderscape, Inc. for the Woodward Park Nature Trail Project, to authorize the expenditure of \$37,969.00, including a \$3,456 contingency, from the ODNR Nature Works Grant and the Recreation and Parks Special Purpose Fund; and to declare an emergency. (\$37,969.00)

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

ADJOURNMENT

ADJOURNED: 8:15 P.M.

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