



City of Columbus

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Minutes - Final Columbus City Council

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PRIOR TO THE COUNCIL MEETING.***

Monday, April 7, 2014

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 19 OF COLUMBUS CITY COUNCIL, MONDAY, APRIL 7, 2014 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and 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:

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

RESOLUTIONS OF EXPRESSION

KLEIN

- 1 [0041X-2014](#) To express disapproval of the actions taken by the Ohio General Assembly and the Ohio Secretary of State to restrict voter access to the ballot.

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:

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

TYSON

- 2 [0047X-2014](#) To celebrate and recognize the month of April as Donate Life Month.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

- 3 [0048X-2014](#) To recognize and honor the Columbus Mustang Ballers organization on its 7th season of enriching the lives of young people and their families.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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: 7 NEGATIVE: 0

FR FIRST READING OF 30-DAY LEGISLATION

PUBLIC UTILITIES: KLEIN, CHR. CRAIG PALEY GINTHER

- FR-1 [0501-2014](#) To authorize the Director of Public Utilities to execute a planned contract modification with H.R. Gray-A Haskell Co. for the Wastewater Treatment Facilities Professional Construction Management Contract; to transfer within and expend up to \$567,387.00 from the Sanitary Sewer General Obligation Fund for the Division of Sewerage and Drainage; and to amend the 2014 Capital Improvements Budget. (\$567,387.00)

Read for the First Time

- FR-2 [0594-2014](#) To authorize the Director of Public Utilities to enter into a construction contract with Elford, Inc. for the Division of Sewerage and Drainage for the Jackson Pike Wastewater Treatment Plant (JPWWTP) Maintenance Building Renovation Project; to transfer within and expend up to \$470,848.40 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$470,848.40)

Read for the First Time

- FR-3 [0615-2014](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the purchase of Wood Utility Poles from a pending Universal Term Contract with Kevin Lehr Associates, for the Division of Power; and to authorize the expenditure of \$80,000.00 from the Electricity Operating Fund. (\$80,000.00)

Read for the First Time

- FR-4** [0657-2014](#) To authorize the Director of Finance and Management to establish a blanket purchase order for Laboratory Supplies from an established Universal Term Contract with Thomas Scientific for the Division of Sewerage and Drainage, and to authorize the expenditure of \$52,000.00 from the Sewerage System Operating Fund. (\$52,000.00)

Read for the First Time

- FR-5** [0671-2014](#) To authorize the Director of Public Utilities to enter into a construction contract with Gudenkauf Corporation for the Parsons Avenue Water Plant Fiber Optics Installation Project, for the Division of Water; to authorize a transfer and expenditure up to \$315,653.94 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2013 Capital Improvements Budget. (\$315,653.94)

Read for the First Time

- FR-6** [0732-2014](#) To authorize the Director of Public Utilities to enter into an agreement with CDM Smith, Inc. for professional engineering services for the Watershed Master Planning Project; for the Division of Water; to authorize a transfer and expenditure up to \$904,750.00 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$904,750.00)

Read for the First Time**PUBLIC SERVICE & TRANSPORTATION: MILLER, CHR. TYSON PALEY GINTHER**

- FR-7** [0711-2014](#) To authorize the Director of Public Service to enter into a contribution agreement modification with AT&T for the purpose of the City providing AT&T with additional funding for City work that was included in AT&T's fiber optic project (City Excavation Permit No. 62071 SE, Dayton Oh to Columbus Oh Neil Avenue FT "A" Cable Route); and to authorize the expenditure of up to \$34,356.00 from the Streets and Highways Bonds Fund. (\$34,356.00)

Read for the First Time

- FR-8** [0765-2014](#) To authorize the Director of the Department of Public Service to execute those documents necessary to release a portion of the general utility easement that was retained in 1961 pursuant to Ordinance 695-61. (\$0.00)

Read for the First Time**TECHNOLOGY: MILLER, CHR. KLEIN PALEY GINTHER**

- FR-9** [0699-2014](#) To authorize the Director of the Finance and Management Department, on behalf of the Department of Technology, to establish a purchase order with Gartner, Inc. from a State Term Contract for the renewal of subscription-based technology research services; and to authorize the expenditure of \$32,421.00 from the Department of Technology, Information Services Division, Internal Services Fund. (\$32,421.00)
- Read for the First Time**

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- CA-1** [0704-2014](#) To authorize the Finance and Management Director to enter into one contract for the option to purchase Ready Mix Concrete, FCDF, and Sand from Anderson Concrete Corporation; to authorize the expenditure of one (1) dollar to establish a contract from the General Fund; and to declare an emergency. (\$1.00)
- This item was approved on the Consent Agenda.**
- CA-2** [0710-2014](#) To authorize the Finance and Management Director to renew a contract on behalf of the Facilities Management Division with Pad Door Systems for repair and service of door and gate systems under the purview of the Facilities Management Division; to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency. (\$30,000.00)
- This item was approved on the Consent Agenda.**
- CA-3** [0743-2014](#) To authorize the creation of an imprest petty cash operating fund for the Mayor's Office, and to expend \$250.00 from the General Fund Budget. (\$250.00)
- This item was approved on the Consent Agenda.**

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

- CA-4** [0643-2014](#) To authorize and direct the Finance and Management Director to sell to Sergeant Robert Forsythe, for the sum of \$1.00, a police horse with the registered name of "Duke" which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.

This item was approved on the Consent Agenda.

- CA-5** [0744-2014](#) To appropriate an additional \$70,000.00 for fiscal year 2014 within the Franklin County Municipal Court Probation User Fees fund and authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with DIDS LLC; to authorize the expenditure of up to \$50,000 with DIDS LLC for the purchase of pupillometer pursuant to the sole source provisions of Chapter 329 of the Columbus City Code; and to declare an emergency. (\$70,000.00)

This item was approved on the Consent Agenda.

PUBLIC UTILITIES: KLEIN, CHR. CRAIG PALEY GINTHER

- CA-6** [2967-2013](#) To authorize the Director of Public Utilities to enter into a planned modification of the Ticket Management System contract with Irth Solutions, Inc. for the Department of Public Utilities, and to authorize the expenditure of \$33,000.00 from the Sewerage System Operating Fund. (\$33,000.00)

This item was approved on the Consent Agenda.

- CA-7** [0623-2014](#) To authorize the Director of Public Utilities to enter into an agreement with The Safety Company dba M Tech Company for Telemonitoring Equipment Parts and Repair Services, in accordance with the provisions of sole source procurement of the Columbus City Code for the Division of Sewerage and Drainage, and to authorize the expenditure of \$70,000.00 from the Sewerage System Operating Fund. (\$70,000.00)

This item was approved on the Consent Agenda.

- CA-8** [0633-2014](#) To authorize the Director of Public Utilities to enter into a planned modification of the Specialty Maintenance Crafts Services contract with The Righter Company, Inc., for the Department of Public Utilities, to authorize the expenditure of \$500,000.00 from the Sewerage System Operating Fund and \$200,000.00 from the Electricity Operating Fund. (\$700,000.00)

This item was approved on the Consent Agenda.

- CA-9** [0648-2014](#) To authorize the Director of Public Utilities to enter into an agreement with GE Intelligent Platforms, Inc. for the purchase of additional keys and Software Licenses, Support and Maintenance for the Division of Sewerage and Drainage in accordance with the Sole Source provisions of Columbus City Code, and to authorize the expenditure of \$124,272.38 from the Sewerage System Operating Fund. (\$124,272.38)

This item was approved on the Consent Agenda.

- CA-10** [0687-2014](#) To authorize the Director of Public Utilities to enter into a contract modification with Watershed Organic Lawn Care and Landscape for Bioretention Basin Inspection and Maintenance Services for the Division of Sewerage and Drainage, to authorize the expenditure of \$28,750.00 from the Stormwater Operating Fund, and to declare an emergency. (\$28,750.00)

This item was approved on the Consent Agenda.

- CA-11** [0700-2014](#) To authorize the Finance and Management Director to enter into two (2) contracts for the option to purchase Construction Castings with EJ USA, Inc. and Neenah Foundry Company, to authorize the expenditure of \$2.00 to establish the contracts from the General Fund; and to declare an emergency. (\$2.00)

This item was approved on the Consent Agenda.

- CA-12** [0736-2014](#) To authorize and direct the Director of Public Utilities to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with Floyd Browne Associates/Group to CT Consultants, Inc.; and to declare an emergency. (\$0)

This item was approved on the Consent Agenda.

- CA-13** [0758-2014](#) To authorize the Director of Public Utilities to reimburse Northwest Swim Club for over-payment of water charges, to authorize a revenue reduction transaction of \$36,650.01; and to declare an emergency (\$36,650.01).

This item was approved on the Consent Agenda.

**PUBLIC SERVICE & TRANSPORTATION: MILLER, CHR. TYSON PALEY
GINTHER**

- CA-14** [0757-2014](#) To authorize the Director of the Department of Public Service to enter into a master agreement and subsequent contribution agreements with the Ohio Rail Development Commission for signal preemption projects; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

**SMALL & MINORITY BUSINESS DEVELOPMENT: MILLER, CHR. MILLS
CRAIG GINTHER**

- CA-15** [0728-2014](#) To authorize the Director of the Department of Development to enter into various contracts for the development and strengthening of neighborhood business organizations as part of the Neighborhood

Economic Development Fund; to authorize the expenditure of \$72,000.00 from the 2014 Community Development Block Grant Fund; and to declare an emergency. (\$72,000.00)

This item was approved on the Consent Agenda.

DEVELOPMENT: MILLS, CHR. KLEIN TYSON GINTHER

- CA-16** [0766-2014](#) To authorize the Director of the Department of Development to make loans and grants for operation of the various affordable housing programs administered by the Housing Division under the Affordable Housing Opportunity Program; to authorize the expenditure of \$731,407.00 from the Community Development Block Grant Fund; and to declare an emergency. (\$731,407.00)

This item was approved on the Consent Agenda.

- CA-17** [0767-2014](#) To authorize the Director of the Department of Development to expend Community Development Block Grant Funds for HUD-eligible relocation activities; to authorize the expenditure of \$175,000.00 from the Community Development Block Grant Fund; and to declare an emergency. (\$175,000.00)

This item was approved on the Consent Agenda.

APPOINTMENTS

- CA-18** [A0033-2014](#) Reappointment of Catharine (Katie) Radford, 958 Linwood, Columbus, OH 43206, to serve on the Columbus South Side Area Commission, with a new term beginning date of April 1, 2014, and a term expiration date of December 31, 2015 (resume attached).

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, 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** [0619-2014](#) To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer \$235,000.00 between projects within the Public

Safety G.O. Bonds Fund; to authorize the Finance and Management Director to enter into contract with Miles McClellan Construction Co. Inc. to provide capital renovation services at the Central Safety Building; to waive the competitive bidding provisions of the Columbus City Codes, 1959; to authorize the expenditure of \$235,000.00 from the Public Safety G.O. Bonds Fund; and to declare an emergency. (\$235,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

PUBLIC UTILITIES: KLEIN, CHR. CRAIG PALEY GINTHER

SR-2 [0500-2014](#) To authorize the Director of Public Utilities to execute a planned contract modification for professional engineering services agreement with ARCADIS US, Inc. for the Overall Engineering Consultant Services for the Wastewater Treatment Facilities Upgrade - General Program; transfer within \$1,306,005.00 and expend up to \$3,500,005.00 from the Sanitary Sewer General Obligation Bond Fund; transfer within \$11,995.00 and expend up to \$11,995.00 from the Electricity BABs Fund, and amend the 2014 Capital Improvements. (\$3,512,000.00)

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

Abstained: 1 - Michelle Mills

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

DEVELOPMENT: MILLS, CHR. KLEIN TYSON GINTHER

SR-3 [0662-2014](#) To authorize the Director of the Department of Development to enter into a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of six (6) years with NBBJ LLC in consideration of the company's proposed investment of \$2,000,000.00 and the creation of 16 new full-time permanent positions. (\$2,000,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-4 [0720-2014](#) To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, for a tax abatement of seventy-five percent (75%) for a period of ten (10) years

in association with the project's proposed investment of approximately \$7,800,000 toward new building construction, the retention of 307 full-time permanent positions and the creation of 60 new full-time permanent positions.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-5 [0721-2014](#)

To authorize the Director of the Department of Development to enter into a Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest, equal to fifty percent (50%) of the amount of new employee's city income tax withholdings for a term of five (5) years in association with the retention of 307 full-time permanent positions and the creation of 60 new full-time permanent positions.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-6 [0722-2014](#)

To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with AirSide One LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years on real property improvements in consideration of a proposed capital investment of approximately \$6,000,000.00 for new building construction.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-7 [0723-2014](#)

To authorize the Director of the Department of Development to enter into a Community Reinvestment Area Agreement with Fireproof Partners, LLC for a tax abatement of fifty percent (50%) for a period of fifteen (15) years on real property improvements and acquisition in consideration of a proposed total investment of approximately \$11.3 million.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ENVIRONMENT: MILLS, CHR. MILLER KLEIN GINTHER

SR-8 [0639-2014](#)

To authorize the Director of Public Service to modify and extend the contract amount with Murphy Epsom, Inc., for the City's Recycling and

Yard Waste Public Relations Campaign contract; to authorize the expenditure of up to \$135,000.00 from the General Fund, Division of Refuse Collection; to waive the formal competitive bidding requirements of Columbus City Code; and to declare an emergency. (\$135,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADMINISTRATION: PALEY, CHR. CRAIG MILLER GINTHER

SR-9 [0733-2014](#) To establish a new authorized strength ordinance for various divisions in the City of Columbus to be consistent with the adopted 2014 budget; to repeal ordinance 0167-2014; and to declare an emergency.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-10 [0774-2014](#) To accept Memorandum of Understanding #2014-01 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE)/CWA Local 4502, which amends the Collective Bargaining Agreement, April 24, 2011 through April 23, 2014; and to declare an emergency.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

RULES & REFERENCE: GINTHER, CHR. KLEIN MILLS CRAIG

SR-11 [0773-2014](#) To establish comprehensive City regulations pertaining to mobile food vending through the enactment of new Chapter 573 of the Columbus City Code; to repeal the existing version of Chapter 573 of the Columbus City Code; to suspend the application of Sections 573.132, 573.133(a), 573.134, 573.141, 573.161, 573.162, 573.163 and 573.164(b) of the Columbus City Code; to amend Section 523.03 of the Columbus City Code to exempt mobile food vendors licensed under Chapter 573 from Chapter 523; and to amend Section 2151.16 of the Columbus City Code to exempt those licensed under Chapters 523 and 573.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADJOURNMENT

ADJOURNED AT 6:14 PM

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

(THERE WILL BE NO CITY COUNCIL MEETING ON MONDAY, APRIL 14, 2014. THE NEXT SCHEDULED CITY COUNCIL MEETING WILL BE MONDAY, APRIL 21, 2014)