



# City of Columbus

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

## Agenda - Final

### Columbus City Council

**ELECTRONIC READING OF MEETING DOCUMENTS AVAILABLE DURING COUNCIL OFFICE HOURS.  
CLOSED CAPTIONING IS AVAILABLE IN COUNCIL CHAMBERS. ANY OTHER SPECIAL NEEDS  
REQUESTS SHOULD BE DIRECTED TO THE CITY CLERK'S OFFICE AT 645-7380 BY FRIDAY PRIOR TO  
THE COUNCIL MEETING.**

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Monday, April 23, 2007

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 20 OF COLUMBUS CITY COUNCIL, APRIL 23, 2007 at  
5:00 P.M. IN COUNCIL CHAMBERS.**

#### **ROLL CALL**

#### **READING AND DISPOSAL OF THE JOURNAL**

**C0011-2007** THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF WEDNESDAY, APRIL 18, 2007:

New Type: C2  
To: UDIPI Cafe Inc  
DBA UDIPI Cafe  
2001 E Dublin Granville Rd  
Columbus, Ohio 43229  
permit # 9135802

Stock Type: C1, C2, D6  
To: Brave Bull Enterprises LLC  
DBA Brew House  
5311 Sinclair Rd  
Columbus, Ohio 43229  
permit # 0927000

Transfer Type: D1, D2, D6  
To: Lidos Pizza LLC  
DBA Lidos Pizza Restaurant  
2534-40 Bethel Rd  
Columbus, Ohio 43220  
From: Michael W. Lewis  
DBA Lidos Pizza Restaurant  
2534-40 Bethel Rd  
Columbus, Ohio 43220  
permit # 5190895

Transfer Type: D1, D2, D3, D3A

To: Ma Pop LLC  
DBA Front Row Sports Bar  
2170 W Henderson Rd  
Columbus, Ohio 43220  
From: Tri Oval Investments Inc  
2170 W Henderson Rd  
Columbus, Ohio 43220  
permit # 5377763

Transfer Type: D1, D2, D3, D6  
To: Cameron Mitchell Restaurants LLD  
DBA Marcellas  
615 N High St  
Columbus, Ohio 43215  
From: Zen Inc  
505 N High St 1st Fl  
Columbus, Ohio 43215  
permit # 12046700090

Transfer Type: D5, D6  
To: Restaurant Concepts Development LLC  
1120 N High St  
Columbus, Ohio 43201  
From: IGWT LLC  
DBA Rhythm & Blues Cafe & Patio  
4428 Walford St  
Columbus, Ohio 43224  
Michael Clyburn  
permit # 7311100

Transfer Type: D1, D2  
To: Maverick Development of Columbus LLC  
DBA Tilted Kilt  
520 N Park St  
Columbus, Ohio 43215  
From: TK Edwards LLC  
DBA Zola Dining House & Patio  
782 N High St  
Columbus, Ohio 43215  
Don Roberts Jr  
permit # 5651517

Transfer Type: D5B, D6  
To: Host International Inc  
Cols Intl Airport  
Bar 1 Mulligans Conc C LVL 3  
Bar 2 Cols Brew Co Conc B LVL 2

4600 International Gateway  
Columbus, Ohio 43219  
From: Anton Airfood of Ohio Inc  
Cols Intl Airport  
Bar 1 Mulligans Conc C Level 3  
Bar 2 Cols Brew Co Conc B Level 2  
4600 International Gateway  
Columbus, Ohio 43219  
permit # 39938010005

Transfer Type: C1, C2  
To: Machol LLC  
DBA G & W Market  
1827 S 5th St  
Columbus, Ohio 43207  
From: UMER Inc  
DBA G & W Market  
1827 S. 5th St 1st Fl Unit B  
Columbus, Ohio 43207  
permit # 5402035

Advertise: 4/28/07  
Return: 5/12/07

## RESOLUTIONS OF EXPRESSION

### GINTHER

[0057X-2007](#) To recognize Columbus Fire Deputy Chief Robert Coles for his outstanding leadership in the achievement of the Columbus Division of Fire's International Accreditation from the Commission on Fire Accreditation, Inc. (CFAI).

**Sponsors:** Andrew Ginther

### O'SHAUGHNESSY

[0058X-2007](#) To recognize the Paulist Fathers at St. Thomas More Newman Center for 50 Years of Service to the Diocese of Columbus and the students of Ohio State University.

**Sponsors:** Maryellen O'Shaughnessy and Andrew Ginther

### TAVARES

[0056X-2007](#) To proclaim April 23 thru April 29, 2007 as Cover The Uninsured Week in the City of Columbus.

**Sponsors:** Charleta B. Tavares

## **ADDITIONS OR CORRECTIONS TO THE AGENDA**

### **FR FIRST READING OF 30-DAY LEGISLATION**

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

FR [0604-2007](#) To authorize the Director of Finance and Management to enter into those agreements necessary to conduct various site assessments of the Columbus Police Heliport site; and to authorize the expenditure of \$25,000 from the Northland and Other Acquisitions Fund. (\$25,000)

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

FR [0512-2007](#) To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the east side of North Fifth Street to Atelier District, LLC.

FR [0533-2007](#) To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the west side of South High Street, at 519 South High Street, to High & Wall, LTD.

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

FR [0498-2007](#) To authorize the Board of Health to enter into contract with KNS Services, Inc., for video monitoring equipment maintenance services; and to authorize a total expenditure of \$24,864.00 from the Health Department Special Revenue Fund. (\$24,864.00)

#### **ADMINISTRATION: BOYCE TYSON MENTEL, ACTING CHR.**

FR [0592-2007](#) To authorize and direct the City Auditor to enter into contract with Argus Growth Consultants, Ltd. for the purpose of evaluating and managing TIF districts within the City of Columbus; to authorize the expenditure of \$50,000; and to waive the competitive bidding provisions of Chapter 329 of the Columbus City Codes, 1959.

#### **UTILITIES: GINTHER O'SHAUGHNESSY MENTEL, ACTING CHR.**

FR [0438-2007](#) To authorize the Director of Public Utilities to establish a purchase order to the Mid-Ohio Regional Planning Commission (MORPC) for the purposes of providing funding for the Franklin County Greenway Plan, and to authorize the expenditure of \$60,000.00 from the Storm Sewer Operating Fund for the Division of Sewerage and Drainage.

(\$60,000.00)

**FR**     [0447-2007](#)     To authorize the Director of Finance and Management to establish a purchase order for the purchase of one (1) John Deere 410G Backhoe Loader and one (1) Towmaster T-40LP Low Profile Tag Trailer in accordance with a State of Ohio contracts with Nortrax Great Lakes Inc. for the Division of Power and Water, to authorize the expenditure of \$100,722.36 from the Water Systems Operating Fund.  
(\$100,722.36)

**FR**     [0468-2007](#)     To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with P.B. Americas, Inc., for the Parklane Avenue Stormwater System Improvements Project; to authorize the transfer of \$1,283.50 and the expenditure of \$201,283.50 within the Storm Sewer Bond Fund; for the Division of Sewerage and Drainage; and to amend the 2006 Capital Improvements Budget.  
(\$201,283.50)

**FR**     [0523-2007](#)     To authorize the Director of Public Utilities to enter into a service agreement with Simplex Grinnell for Security System Upgrades for the Division of Sewerage and Drainage, to authorize the expenditure of \$66,430.00 from the Sewerage System Operating Fund and to waive the competitive bidding provisions of Chapter 329 of the Columbus City Codes, 1959(\$66,430.00).

**FR**     [0530-2007](#)     To authorize the Director of Finance and Management to establish a Blanket Purchase Order with JCI Jones Chemicals Inc., for the purchase of Liquid Sodium Bisulfite from an established Universal Term Contract for the Division of Sewerage and Drainage; to authorize the expenditure of \$55,000.00 from the Sewerage System Operating Fund. (\$55,000.00)

**FR**     [0531-2007](#)     To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Bonded Chemicals for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$180,000.00 from the Sewerage System Operating Fund. (\$180,000.00)

**FR**     [0568-2007](#)     To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the Rental of Construction Equipment with Operator from a Universal Term Contract with Travco Construction Co, and George Igel Company Inc for the Division of Sewerage and Drainage; and to authorize the expenditure of \$2,500,000.00 from the Sewerage System Operating Fund(\$2,500,000.00)

## **CA    CONSENT ACTIONS**

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

- CA [0633-2007](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN07-003) of 9.014± Acres in Mifflin Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

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

- CA [0331-2007](#) 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 Sidewalk Installation Program Phase V Project, to authorize the expenditure of \$400.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$400.00).
- CA [0485-2007](#) To authorize the Finance and Management Director to establish a purchase order for light duty vehicles with 32 Ford Mercury, Inc., in accordance with the terms and conditions of the existing citywide universal term contract; to authorize the expenditure of \$436,406.00 from the Street Construction, Maintenance and Repair Fund, and to declare an emergency. (\$436,406.00)
- CA [0500-2007](#) To authorize the Public Service Director to extend and increase a contract with Resource International, Incorporated, for construction materials testing and inspection services for the Transportation Division; to authorize the expenditure of \$275,000.00 or so much thereof as may be needed from the Development Services Fund; and to declare an emergency. (\$275,000.00)

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

- [0465-2007](#) To authorize the Board of Health to enter into a contract with Access Health Columbus for primary care services, to authorize the expenditure of \$125,000 from the Health Special Revenue Fund, and to declare an emergency. (\$125,000)
- [0567-2007](#) To authorize the Board of Health to enter into a revenue contract with Franklin County Children Services for the provision of public health nursing services, in an amount not to exceed \$164,077.00, and to declare an emergency. (\$164,077.00)

**ADMINISTRATION: BOYCE TYSON MENTEL, ACTING CHR.**

- CA [0466-2007](#) To authorize the Director of Finance and Management to establish a purchase order with Pomeroy IT Solutions for Cisco SmartNet hardware maintenance support services for the city's metronet infrastructure from the universal term contract established for the Department of Technology, to authorize the expenditure of \$315,676.96 from the Department of Technology's information services fund; and to declare an emergency. (\$315,676.96)

**UTILITIES: GINTHER O'SHAUGHNESSY MENDEL, ACTING CHR.**

- CA [0529-2007](#) To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power, to waive provisions of Columbus City Code relating to award of contracts through the request for proposal process, to authorize the expenditure of \$1.00 from the Electricity Operating Fund and to declare an emergency. (\$1.00)

**JUDICIARY: TYSON, CHR. GINTHER MENDEL**

- CA [0579-2007](#) To authorize and direct the City Auditor to establish a new subfund within the Franklin County Municipal Court's special project fund for the receipt of monies related to the Court's home incarceration/home confinement program; and to declare an emergency.

**RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENDEL**

- CA [0583-2007](#) To authorize the Director of Recreation and Parks to enter into contract with M&D Blacktop for Alum Crest, Moeller, Smith Rd. Park Improvements project, to authorize the expenditure of \$80,000.00 from the Recreation and Parks Voted bond fund, and to declare an emergency. (\$80,000.00)
- CA [0596-2007](#) To authorize and direct the Director of Recreation and Parks to enter into an agreement with the Franklin Park Conservatory Joint Recreation District for the Donor Match Program to support operations, transfer \$100,000.00 within the Recreation and Parks Operating Fund, and to declare an emergency. (\$100,000.00)

**Sponsors:** Kevin L. Boyce

**APPOINTMENTS****EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION****FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENDEL**

- [0570-2007](#) To establish a new authorized strength ordinance for the various city divisions; to repeal ordinance 0160-2007, and to declare an emergency. (REPEALED BY ORDINANCE 1241-2007 PASSED 07/23/07)

*(TABLED 4/16/07; DEPT. REQUEST TO AMEND AS SUBMITTED TO CLERK)*

- [0625-2007](#) To authorize and direct the Director of Finance and Management and the City Auditor, and either of them individually, to enter into an agreement with JPMorgan Chase Bank, National Association, for the purpose of obtaining an Alternate Liquidity Facility for the City's Various

Purpose Adjustable Rate Unlimited Tax Bonds, Series 1995-1  
(\$65,000.00)

Section 55(B) of the City Charter.

*(DEPT. REQUEST TO WAIVE SECOND READING)*

**0626-2007**

To authorize and direct the Director of Finance and Management and the City Auditor, and either of them individually, to enter into an agreement with JPMorgan Chase Bank, National Association, for the purpose of obtaining an Alternate Liquidity Facility for the City's Various Purpose Adjustable Rate Unlimited Tax Bonds, Series 1996-1 (\$70,000.00)

Section 55(B) of the City Charter

*(DEPT. REQUEST TO WAIVE SECOND READING)*

**SAFETY : GINTHER, CHR. BOYCE MENTEL**

**0462-2007**

To authorize and direct the Finance and Management Director to sell a 1993 rescue and a 1994 medic vehicle that is of no further value to the Division of Fire, to the Fairfield County Sheriff's Office for the sum of \$2.00, and to waive Section 329.30 of the Columbus City Codes, 1959, relating to the sale of City-owned personal property. (\$2.00)

**0524-2007**

To authorize the payment of \$8,493.42 for vacation time and benefits which have been accumulated in excess of the maximum amount established by salary ordinance for various Fire Division personnel. (\$8,493.42)

**0547-2007**

To authorize and direct the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2007 program. (\$194,380.00)

**0564-2007**

To authorize the Director of Public Safety to enter into contract with the Africentric Personal Development Shop Inc. for the purpose of providing positive alternatives for youth offenders within a targeted area in the City Of Columbus, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

**0619-2007**

To authorize and direct the appropriation of \$34,000 within the Public Safety Initiatives Fund and to authorize and direct the Public Safety Director to enter into contract with Central Ohio Crime Stoppers to support its operations to provide citizens a means to give information to law enforcement agencies to help fight crime, to authorize the expenditure of \$34,000, and to declare an emergency (\$34,000.00).

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



**0645-2007**

To authorize the Development Director to enter into contract with S. G. Loewendick & Sons, Inc. for the demolition of the Woodland Meadows Apartments; to authorize the appropriation and expenditure of \$2,425,000 from the Special Income Tax Fund; and to declare an emergency. (\$2,425,000.00)

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR.  
TAVARES MENDEL****0153-2007**

To authorize the Public Service Director to expend \$75,000.00 or so much thereof as may be necessary from the 1995, 1999, 2004 Voted Streets and Highways Fund for expenses related to creating and erecting bikeway signs and installing pavement markings in connection with the Transportation Division's 2006 capital improvements program and to authorize this expenditure from the 1995, 1999, 2004 Voted Streets and Highways Fund. (\$75,000.00)

**0366-2007**

To authorize the City Auditor to transfer \$1,250,000.00 within and from the 1995, 1999, 2004 Voted Streets and Highways Fund to the Federal State Highway Engineering Fund; to appropriate \$1,250,000.00 within the Federal State Highway Engineering Fund; To authorize the expenditure of \$1,250,000.00 or so much thereof as may be needed from the Federal State Highway Engineering Fund for acquisition related expenses; to authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Hilliard-Rome Road Improvement project; to authorize the City Attorney's Real Estate Division to negotiate with the property owners for acquisition of the rights-of-way necessary to complete this project; and to declare an emergency. (\$1,250,000.00)

**0386-2007**

To authorize the City Auditor to transfer \$1,200,000.00 within and from the 1995, 1999, 2004 Voted Streets and Highways Fund to the Federal State Highway Engineering Fund; to appropriate \$1,200,000.00 within the Federal State Highway Engineering Fund; To authorize the expenditure of \$1,200,000.00 or so much thereof as may be needed from the Federal State Highway Engineering Fund for acquisition related expenses; to authorize the City Attorney's Real Estate Division to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Alum Creek Drive Improvement project; to authorize the City Attorney's Real Estate Division to negotiate with the property owners for acquisition of the additional rights-of-way necessary to complete this project and to declare an emergency. (\$1,200,000.00)

**0478-2007**

To authorize the Public Service Director to enter into a contract for the Transportation Division with Shelly & Sands, Inc. for construction of the Resurfacing 2007 Project 1 project; to amend the 2006 CIB; to authorize the transfer of funds between projects; to authorize the expenditure of \$4,606,876.33 from the 1995, 1999, 2004 Voted Street

and Highway Fund for the Transportation Division; and to declare an emergency. (\$4,606,876.33).

**0481-2007**

To authorize the Public Service Director to enter into a contract for the Transportation Division with Complete General Construction, Co. for construction of the Gay Street Improvements project; to amend the 2006 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Improvement Fund; to appropriate funds in the amount of \$873,082.98 within the Streets and Highway Improvement Fund; to authorize the expenditure of \$3,380,266.11 from the 1995, 1999 and 2004 Voted Streets and Highways Fund and \$1,348,165.24 from the Streets and Highway Improvement Fund; to authorize the City Auditor to cancel an existing Auditor's Certificate, and to authorize the expenditure of \$350,000.00 from the 1995, 1999 and 2004 Voted Streets and Highways Fund for the Development Dept.; to authorize the expenditure of \$370,344.48 from the Waterworks Enlargement Voted 1991 Bonds Fund; to authorize the expenditure of \$300,000.00 from the 1995, 1999, and 2004 Voted Electricity Fund; and the expenditure of \$1,076,067.07 from within the Voted Sanitary Bond Fund; and to declare an emergency (\$6,824,842.90).

**ADMINISTRATION: BOYCE TYSON MENTEL, ACTING CHR.**

**0451-2007**

To authorize and direct the Finance and Management Department Director to enter into two (2) UTC contracts for the option to purchase PVC Pipe, Fittings, Flex Couplings & Storm Drainage Pipe with Site Supply, Inc. and Discount Drainage Supplies of Columbus, to authorize the expenditure of \$2.00 to establish the contracts from the Purchasing Contract Operation Fund, and to declare an emergency. (\$2.00).

*(TABLED 4/16/07)*

**0495-2007**

To authorize the Director of Finance and Management, for the Department of Technology to purchase replacement desktop computers and related accessories on behalf of The Columbus Public Health Department from a pre-established universal term contract with Resource One and to authorize the expenditure of \$48,539.00 from the Department of Technology's internal service fund. (\$48,539.00)

**0516-2007**

To authorize and direct the Finance & Management Director to enter into six (6) UTC contracts for the option to purchase Sporting Goods and Recreational Supplies, to authorize the expenditure of six (6) dollars to establish the contract from the Purchasing UTC Contract Fund, and to declare an emergency. (\$6.00).

*(TABLED 4/16/07)*

**UTILITIES: GINTHER O'SHAUGHNESSY MENTEL, ACTING CHR.**

- [0076-2007](#) To establish an underground utilities district to be identified as the "Arena Underground Utilities District". (\$0.00)
- [0078-2007](#) To establish an underground utilities district to be identified as the "PenWest Underground Utilities District". (\$0.00)
- [0528-2007](#) To amend the 2006 Capital Improvements Budget; to authorize the City Auditor to transfer a total of \$4,293.85 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the City Auditor to allow the Division of Power and Water's capital bond fund to reimburse the operating fund; for labor and equipment costs incurred in the installation of various street lighting projects; and to authorize the expenditure up to an amount not to exceed \$130,180.34. (\$130,180.34)

#### **JUDICIARY: TYSON, CHR GINTHER MENTEL**

- [0374-2007](#) To authorize and direct the Franklin County Municipal Court Clerk to modify and extend the contract with Maximus, Inc. for CourtView 2000 software support; to authorize the expenditure of \$65,716.35 from the Clerk's computer fund; to declare an emergency. (\$65,716.35)

*(TABLED 4/16/07)*

#### **RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL**

- [0525-2007](#) To transfer \$126,000.00 from the Hotel/Motel Tax Fund and appropriate to the Recreation and Parks Operating Fund, and to declare an emergency. (\$126,000.00)
- (TABLED 4/16/07)*
- [0527-2007](#) To authorize and direct the Director of Recreation and Parks to enter into a contract with Phoenix Theatre Circle for the purpose of creating, producing, and staffing summer theatre camps and fall/winter classes for the Columbus Recreation and Parks Department's Davis Performing Arts Programming for Youth through 2007, to waive the necessary competitive bidding requirements of Chapter 329 of the Columbus City Codes, 1959, to authorize the expenditure of \$40,000.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$40,000.00)
- [0560-2007](#) To authorize and direct the Director of Recreation and Parks to enter into a contract with LifeCare Alliance for the Senior Farmer's Market Nutrition Program, to authorize the expenditure of \$125,685.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$125,685.00)
- [0574-2007](#) To authorize the acceptance of deeds to real property from various grantees to be used for park purposes.

**0601-2007**

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$11,129.00 and enter into an agreement with the Franklin County Board of Commissioners (dba: Franklin County Senior Options) for funding to support the 50+ Fitness programs, and to authorize an appropriation of \$11,129.00 from the unappropriated balance to the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$11,129.00)

**FROM THE FLOOR****RESOLUTION OF EXPRESSION****TYSON**

LA **0059X-2007** To recognize April 25th as the Columbus kickoff for the American Heart Association START! Walking at Work campaign.

**Sponsors:** Priscilla Tyson

**RULES & REFERENCE: MENDEL, CHR. BOYCE O'SHAUGHNESSY TAVARES**

LA **0688-2007** To amend Chapter 111 of the Columbus City Codes, 1959, as it relates to the Standing Committees of Council; and to declare an emergency.

**Sponsors:** Michael C. Mendel

**ADJOURNMENT**

**(THERE WILL BE NO CITY COUNCIL MEETING ON MONDAY, APRIL 30, 2007.  
THE NEXT SCHEDULED MEETING WILL BE MONDAY, MAY 7, 2007)**