



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, April 13, 2009

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 15 OF COLUMBUS CITY COUNCIL, APRIL 13, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent: 1 - Andrew Ginther

Present: 6 - Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

READING AND DISPOSAL OF THE JOURNAL

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

Absent: 1 - Andrew Ginther

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

[C0009-2009](#)

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY APRIL 8, 2009:

New Type: C1, C2
To: Abomalik Inc
5593 Chatterton Rd
Columbus OH 43232
Permit # 0025943

New Type: C1
To: El Nuevo Naranjo LLC
DBA El Nuevo Naranjo LLC
4234 Eastland Square Dr
Columbus OH 43232
Permit # 2470255

Stock Type: D1, D2, D3
To: Babberts Club of Columbus Inc
2114 Groveport Pike
Columbus OH 43207
Permit# 0356747

Advertise: 04/18/2009
Return: 04/28/2009

RESOLUTIONS OF EXPRESSION

MILLER

[0037X-2009](#)

To honor the Columbus Blue Jackets on the occasion of their first playoff appearance in franchise history.

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

Absent: 1 - Andrew Ginther

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

TAVARES

[0034X-2009](#)

To proclaim the month of April 2009 as DONATE LIFE MONTH in the City of COLUMBUS.

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

Absent: 1 - Andrew Ginther

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

TYSON

[0035X-2009](#)

To celebrate the Big Read 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 - Andrew Ginther

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENDEL

- FR [0542-2009](#) To designate Masonic Lodge #7 Prince Hall Free & Accepted Masons (PHF&AM), 988 East Long Street as an Individually Listed Property on the Columbus Register of Historic Properties.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL

- FR [0410-2009](#) To authorize and direct the Finance and Management Director to enter into contracts for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro, Edison Equipment, Graybar Electric Co., Inc., and Consolidated Electrical Distributors, Inc. for the Division of Power and Water; and to authorize the expenditure of \$259,498.50 from the Electricity Operating Fund. (\$259,498.50)
- FR [0424-2009](#) To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Brown & Caldwell Ohio, LLC, for the Town St./Fourth St. Inflow Redirection Project; to authorize the transfer and expenditure of \$1,762,305.17 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,762,305.17)
- FR [0434-2009](#) To authorize the Director of Public Utilities to enter into a professional engineering services agreement with EMH&T, Inc., for the Mound Street east of Interstate 71 (e/o I-71) Sewer Separation Project; to authorize the transfer and expenditure of \$284,311.00 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$284,311.00)

ZONING: TYSON, CHR. CRAIG GINTHER MILLER PALEY TAVARES MENDEL

- FR [0154-2009](#) To grant a Variance from the provisions of Section 3356.03, C-4 Permitted Uses, of the Columbus City Codes for the property located at 253 EAST ELEVENTH AVENUE (43201), to conform a single-unit dwelling in the C-4, Commercial District. (Council Variance #CV08-038)
- FR [1420-2008](#) To rezone 5598 OLENTANGY RIVER ROAD (43235), being 4.51± acres located east of the intersection of Olentangy River Road and Meeklyn Drive, From: R , Rural, RR, Rural Residential, LRR, Limited Rural Residential, and R-1, Residential Districts, To: L-R-1, Limited Residential District (Rezoning # Z08-033).

CA CONSENT ACTIONS

FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY

CA [0469-2009](#) To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Ultimax, Inc., for the renovation of the Administrative Building, 2100 Alum Creek Drive, for the Refuse Collection Division; to authorize the reallocation of \$31,000.00 from an existing Auditor's Certificate; to authorize the Finance and Management Director to expend \$3,100.00 or so much thereof as may be necessary to reimburse the General Fund for construction and building renovation expenses incurred by the Office of Construction Management; to authorize the expenditure of \$77,620.00 from the General Permanent Improvement Fund. (\$77,620.00)

This Matter was Approved on the Consent Agenda.

CA [0511-2009](#) To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Pest Control Services with AAA General Services, Inc.; to authorize 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.

CA [0516-2009](#) To authorize and direct the Finance and Management Director to enter into three (3) contracts for the option to purchase Street Sweeper Parts from Jack Doheny Supplies Ohio Inc., Old Dominion Brush Co (ODB), and The McLean Company, to authorize the expenditure of three (3) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$3.00).

This Matter was Approved on the Consent Agenda.

CA [0520-2009](#) To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Aftermarket Boat Parts from Delta Marine Enterprises 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.

CA [0524-2009](#) To authorize and direct the Finance & Management Director to modify past, present and future purchase orders with Burns Body Shop, to reflect a name change and Federal Identification number change to the company; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA [0525-2009](#) To authorize and direct the Finance and Management Director to enter into four (4) contracts for the option to purchase Vehicle Towing from Eitel's Towing Inc., NoTow LLC DBA Noble's Towing, Rusty's Towing Service Inc., and Pro-Tow, Inc., to authorize the expenditure of four (4) dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$4.00).

This Matter was Approved on the Consent Agenda.

CA [0530-2009](#) To authorize and direct the Finance & Management Director to modify past, present and future purchase orders with D & D Retreading Inc., to reflect a name change and FID number change to the company; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA [0533-2009](#) To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Oils and Greases from Four O Corporation dba: Oil Distribution Company, to authorize the expenditure of two (2) dollars from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00).

This Matter was Approved on the Consent Agenda.

CA [0536-2009](#) To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Flygt Pump Parts and Services with ITT Flygt Corporation, to authorize the expenditure of \$1.00 from the Mail, Print Services and UTC Fund Account; and to declare an emergency. (\$1.00).

This Matter was Approved on the Consent Agenda.

CA [0547-2009](#) To authorize the appropriation and expenditure of \$10,000.00 from the portion of the Hotel/Motel tax devoted to the specific purpose of expanding cultural services for the enrichment of the community to Compete Columbus (Easy Columbus) for the development of the Columbus Student Engagement project; to authorize and direct the City Auditor to reduce the available funds within the Office of City Council, Hotel/Motel tax fund by that same amount; to authorize and direct the City Clerk to enter into a contract with Compete Columbus for the development of said project; and to declare an emergency. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

CA [0476-2009](#) To amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$254,050.00 between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director

to enter into a contract on behalf of the Office of Construction Management with Radico, Inc., for HVAC renovations at Fire Station No. 1; and to authorize the expenditure of \$254,050.00 from the Safety Voted Bond Fund.

This Matter was Approved on the Consent Agenda.

- CA** [0529-2009](#) To authorize and direct the Director of the Department of Public Safety to pay the City's proportionate share for operational and administrative support activities of the Franklin County Emergency Management and Homeland Security program, to authorize the expenditure of \$505,102.00 from the General Fund; and to declare an emergency. (\$505,105.00)

This Matter was Approved on the Consent Agenda.

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

- CA** [0028X-2009](#) To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Merwin Hill Area Sanitary Improvement Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

- CA** [0437-2009](#) To formally accept those deeds for real property from various grantees, which have already been granted to the City of Columbus and recorded with the proper county recorder's office, to be used for the purposes of improving storm and sanitary sewer lines and appurtenances thereto.

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- CA** [0431-2009](#) To authorize the Director of Public Utilities to enter into an agreement with Cues Incorporated for Telemonitoring Equipment Parts and Repair Services in accordance with the provisions of sole source provisions of the Columbus City Codes for the Division of Sewerage and Drainage; and to authorize the expenditure of \$60,000.00 from the Sewerage System Operating Fund. (\$60,000.00)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

- CA** [A0040-2009](#) Appointment of Richard Barnhart of Schottenstein, Zox & Dunn 250 West St. PO Box 165020 Columbus, Ohio 43215 to serve on the Columbus Franklin County Finance Authority with a term expiration

date of April 30, 2013 (replacing A0031-2009) (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- CA** [A0041-2009](#) Appointment of Eveyln Smith of 5460 Bourbon St. Columbus, Ohio 43221 to serve on the Columbus & Franklin County Finance Authority with a term expiration date of April 30, 2013 (replacing A0032-2009) (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- CA** [A0042-2009](#) Appointment of Delena Edwards, 2694 Floribunda Drive, Columbus, Ohio 43209 to serve on the the Civil Service Commission replacing Eileen Paley for the duration of her unexpired term ending January 31, 2014 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

Passed The Consent Agenda

Absent: 1 - Andrew Ginther

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

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

FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY

[0484-2009](#) To authorize the issuance and sale of special assessment bond anticipation notes in the amount of \$286,000 for the Lockbourne Road Area Sanitary Sewer Assessment Project. (\$286,000). Section 55(b) of the City Charter.

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

Absent: 1 - Andrew Ginther

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

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

Absent: 1 - Andrew Ginther

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

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

[0426-2009](#) To authorize the Director of the Department of Public Service to

execute those documents required to release specific one (1) foot wide portions of a fifteen (15) foot wide platted easement across Lots 179 through 210 of the subdivision titled "Lakes of Worthington, Section 4", of record in Plat Book 108, Pages 89-90 of the Franklin County, Ohio, Recorder's Office.

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 - Andrew Ginther

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

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0542-2009

To designate Masonic Lodge #7 Prince Hall Free & Accepted Masons (PHF&AM), 988 East Long Street as an Individually Listed Property on the Columbus Register of Historic Properties.

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 - Andrew Ginther

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

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

Absent: 1 - Andrew Ginther

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0425-2009

To authorize the Director of the Department of Technology to modify, increase and extend a contract with Lawson Software to continue services and deliverables for the Central Payroll and Human Resources Information Management System; to authorize the expenditure of \$99,465.00 from the Information Services Bond Fund; and to declare an emergency (\$99,465.00)

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

Absent: 1 - Andrew Ginther

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

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL

[0499-2009](#)

To authorize the appropriation of \$200,000 from the indigent driver alcohol treatment fund to the Franklin County Municipal Court Judges, pursuant to the requirements of O.R.C. 4511.191 (N); and to declare an emergency. (\$200,000.00)

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 - Andrew Ginther

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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL[0374-2009](#)

To authorize the Director of Public Utilities to enter into a construction contract with Dreier & Maller, Inc. for the Clintonville Private Source I/I Project; to authorize the transfer and expenditure of \$1,250,160.00 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,250,160.00)

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

Absent: 1 - Andrew Ginther

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

[0452-2009](#)

To authorize the City Attorney to acquire fee simple title and lesser interests, to contract for professional services, to authorize a transfer and an expenditure of \$8,450.00 within the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2008 Capital Improvements Budget; for costs in connection with the Cleveland Avenue Area Water Line Improvements Project, and to declare an emergency. (\$8,450.00)

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

Absent: 1 - Andrew Ginther

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL[0378-2009](#)

To authorize and direct the Director of Recreation and Parks to grant consent to various organizations to apply for permission to sell alcoholic beverages at the following 2009 events: WaterFire Columbus and Oktoberfest.

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

Absent: 1 - Andrew Ginther

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

ADJOURNMENT

ADJOURNED: 6:13 P.M.

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

Absent: 1 - Andrew Ginther

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