



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.**

Monday, June 9, 2008

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 31 OF COLUMBUS CITY COUNCIL, JUNE 9, 2008 at
5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

C0017-2008

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, JUNE 4, 2008:

New Type: D1
To: Cafe Shish Kebab LLC
Cafe Shish Kebab
1450 Bethel Rd
Columbus, Ohio 43220
permit # 1178323

New Type: C1, C2
To: Agler Market Inc
DBA Agler Market
2460 N Cassady Ave
Columbus, Oh 43219
permit # 0115569

Stock Type: C1, C2, D6
To: 6105 McNaughten Meat Inc
DBA Amira Supermarket
6105 McNaughten Ctr
Columbus, Oh 43232
permit # 8200733

Stock Type: D1
To: Kings Garden Inc

DBA Kings Garden Restaurant
7726 Sawmill Rd
Columbus, Dublin Ohio 43027
permit # 4652364

Transfer Type: D1, D3
To: J J Lee Enterprise Group Inc
DBA Roadhouse Wings & Grille
2177 Hilliard Rome Rd
Columbus, Oh 43026
From: Yees Restaurant Inc
DBA Roadhouse Wings & Grille
2177 Hilliard Rome Rd
Columbus, Ohio 43026
permit # 41738380005

Transfer Type: C1, C2
To: Phong Qui Bui
DBA Westerville Carryout
5476 Westerville Rd
Westerville, Oh 43081
From: Hmai Inc
DBA Westerville Carryout
5476 Westerville Rd
Columbus, Westerville Ohio 43081
permit # 9266584

Transfer Type: D1, D3, D3A
To: Porky & Alices Dawg House Inc
DBA Porky & Alices Dawg House
2031 Lockourne Rd
Columbus, Ohio 43207
From: Raquels Inc
2031 Lockbourne Rd
Columbus, Ohio 43207
permit # 7027685

Transfer Type: D2, D2X, D3, D3A, D6
To: 1848 Fusion Cafe Ltd
143 E Main St
Columbus, Oh 43215
From: Two Buddies Inc
DBA Hendocs Pub
2371 & 2375 N High St 1st Fl & Bsmt
Columbus, Ohio 43202
permit # 2455357

Transfer Type: C1, C2
To: Megalotto Inc
DBA PSN State Liquor
185 S High St
Columbus, Oh 43215
From: Sunti Inc
DBA PSN State Liquor
185 S High St
Columbus, Oh 43215
permit # 5806049

Liquor Agency Contract
To: Megalotto Inc
DBA PSN State Liquor
185 S High St
Columbus, Oh 43215
permit # 5806049

Transfer Type: C1, C2, D6
To: 2643 LLC
DBA High St Beverage
2643 N High St 1st Flr Only
Columbus, Ohio 43202
From: Dasher Foods Inc
DBA High St Beverage
2643 N High St 1st Flr Only
Columbus, Ohio 43202
permit # 9120463

Liquor Agency Contract
To: 2643 LLC
DBA High St Beverage
2643 N High St 1st Flr Only
Columbus, Ohio 43202
permit # 9120463

Advertise: 6/7/08
Return: 6/24/08

RESOLUTIONS OF EXPRESSION

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- FR** [0756-2008](#) To authorize the Director of Finance and Management to expend funds for the Lease with Parkwick Professional Plaza, LLC for the first of four (4) successive automatic one (1) year renewals, with the term commencing on August 1, 2008 and terminating on July 31, 2009, and to authorize the expenditure of \$305,225 from the Special Income Tax Fund.

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

- FR** [0893-2008](#) To authorize a supplemental appropriation of \$215,000.00 from the unappropriated balance of the Municipal Court Clerk's collection fund; to authorize and direct the Franklin County Municipal Court Clerk to enter into the third year of a three year contract with Linebarger, Goggan, Blair & Sampson, LLP and Dana & Pariser L.P.A, for the provision of collection services; to authorize an expenditure up to \$620,000.00 from the Clerk's collection fund. (\$620,000.00)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- FR** [0839-2008](#) To authorize the Director of Finance and Management to establish a purchase order with APO Pumps and Compressors for the purchase of two (2) Air Compressors with generator for the Division of Sewerage and Drainage, and to authorize the expenditure of \$32,902.00 from the Sewerage System Operating Fund. (\$32,902.00)
- FR** [0867-2008](#) To authorize the Director of Public Utilities to enter into a planned modification of the professional engineering services contract with SAIC Engineering of Ohio; for a planned modification to the Water Security Enhancements Project; for the Division of Power and Water (fka the Division of Water); to amend the 2008 Capital Improvements Budget; and to authorize a transfer of funds and an expenditure of \$3,455,573.00 within the Water Works Enlargement Voted Bonds Fund. (\$3,455,573.00)
- FR** [0886-2008](#) To authorize the Director of Public Utilities to execute a construction contract with George J. Igel & Co. for the University Area Water Line Improvements Project; to authorize the appropriation, transfer, and expenditure of \$2,664,046.59 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; and to authorize the expenditure of \$357,659.00 within the Water Works Enlargement Voted Bonds Fund for inspection, testing and prevailing wage coordination services; for the Division of Power and Water. (\$3,021,705.59)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- FR [0927-2008](#) To accept the application (AN08-003) of Albert F. Geib and Patricia Pitcher for the annexation of certain territory containing 4.2 ± Acres in Mifflin Township.

ZONING: BOYCE, CHR. CRAIG GINTHER O'SHAUGHNESSY TAVARES TYSON MENTEL

- FR [0860-2008](#) To grant a Variance from the provisions of Sections 3353.03, Permitted uses; 3342.15, Maneuvering; and 3342.02(4), Administrative requirements; of the Columbus City Codes; for the property located at 1330 WILSON ROAD (43204), to allow a parking lot as a primary use in the L-C-2, Limited Commercial District with reduced development standards. (Council Variance #CV08-005)
- FR [0835-2008](#) To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, apartment residential district use; 3333.17, Building lines; 3333.18, Building lines; 3333.23, Minimum side yard permitted; 3333.24, Rear yard; 3342.15, Maneuvering; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes, for the property located at 1003 CONCORD AVENUE (43212), to permit an existing office/warehouse to be utilized for a variety of uses including office uses and automobile repair and restoration with reduced development standards in the AR-1, Apartment Residential District. (Council Variance #CV07-048)

CA CONSENT ACTIONS**RESOLUTIONS OF EXPRESSION****MENTEL**

- CA [0110X-2008](#) To honor, recognize and celebrate the life of former Director of the Columbus Department of Public Safety Alphonso Coleman Montgomery and to extend our sincerest condolences to his family and friends on the occasion of his passing, May 21, 2008.

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- CA [0918-2008](#) To authorize and direct the City Auditor to contract for professional auditing services, and to authorize the expenditure of \$14,560; to

authorize the payment of the City's proportionate share of audit costs of certain of the City's subgrantee agencies (\$2,000.00) from the general fund, and to declare an emergency. (\$16,560.00)

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

- CA [0538-2008](#) To authorize and direct the Public Safety Director to enter into a new Software Support and Maintenance Agreement with Motorola, Inc. formerly CrisNet, Inc. for the existing National Incident Based Reporting System for the Division of Police in accordance with provisions of sole source procurement , to authorize the expenditure of \$197,420.00 from Justice Assistance Grant & Law Enforcement Seizure Funds; and to declare an emergency. (\$197,420.00)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- CA [0845-2008](#) To authorize the Director of Public Utilities to enter into a construction administration and inspection services agreement with DLZ Ohio, Inc., to authorize the transfer of \$150,000.00 and an expenditure of \$525,000.00 from the Voted Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage; to authorize a transfer of funds and an expenditure of \$400,000 from the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2008 Capital Improvements Budget; and to declare an emergency. (\$925,000.00)
- CA [0846-2008](#) To authorize the Director of Public Utilities to enter into a construction administration and inspection services agreement with Prime Engineering & Architects, Inc., to authorize the transfer of \$167,608.52 and an expenditure of \$240,000.00 from the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage; to authorize the expenditure of \$300,000.00 from the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$540,000.00)
- CA [0847-2008](#) To authorize the Director of Public Utilities to enter into a construction administration and inspection services agreement with Stantec Consulting Services, Inc., to authorize an expenditure of \$340,000.00 from the Sanitary Sewer Revenue Bonds Fund, for the Division of Sewerage and Drainage; to authorize a transfer of funds and an expenditure of \$300,000.00 from the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2008 Capital Improvements Budget; and to declare an emergency. (\$640,000.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENDEL

- CA [0923-2008](#) To authorize the Director of the Department of Development or his designee to execute any and all necessary agreements and deeds for conveyance of title of five parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.
- CA [0929-2008](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN08-010) of 4.1± Acres in Washington Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

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

- CA [A0064-2008](#) Appointment of Jamie Roberson of 750 North High Street #10 H, Columbus, Ohio 43215 to serve on the Columbus Metropolitan Housing Authority filling an unexpired term of Jackie Broadus, term expiring October 31, 2009 (resume attached).

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

- [0736-2008](#) To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a six (6) month lease extension with The 3042 McKinley Company with the City having the option to extend the lease for an additional (6) months, as long as the City gives the landlord notice of its desire to extend prior to the last month of the current term; to authorize the expenditure of \$102,560.50 from the Special Income Tax Fund. (\$102,560.50)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENDEL

- [0539-2008](#) To amend the 2008 CIB; to authorize the transfer of funds within the Voted 1995, 1999, 2004 Streets and Highways Fund; to authorize the Director of Public Utilities to enter into a professional engineering services contract with EMH&T, Inc., in connection with the River South Phase II Project; to authorize an expenditure of \$660,513.84 from the Sanitary Sewer Revenue Bonds Fund for the Division of Sewerage and

Drainage; to authorize an expenditure of \$191,902.69 from the Water Works Enlargement Voted Bonds Fund for the Division of Power and Water; to authorize the expenditure of \$97,673.99 from the 2004 Voted Street Lighting and Electricity Distribution Improvements Fund for the Division of Power and Water; to authorize the expenditure of \$985,084.64 from the Voted 1995, 1999, 2004 Streets and Highways Fund for the Transportation Division; and to declare an emergency. (\$1,935,175.16)

0724-2008

To authorize the Director of Public Utilities to execute a construction contract with Nickolas Savko & Sons, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the McDannald Estates Stormwater System Improvements, for the Divisions of Sewerage and Drainage and Transportation; to authorize the transfer of \$1,799,914.31 within the Storm Sewer Bond Fund; to authorize the expenditure of \$1,859,843.64 from the Storm Sewer Bond Fund; to authorize the expenditure of \$322,017.36 from the Streets and Highways G.O. Bonds Fund for the Transportation Division; to authorize an amendment to the 2008 Capital Improvements Budget; and to declare an emergency. (\$2,181,861.00)

0732-2008

To authorize the Director of Public Utilities to modify and increase the professional engineering services contract with DLZ, Inc. to provide for additional design services on the Mound Street/Harrisburg Pike 24" Water Main Project; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to authorize a transfer of funds; and to authorize the expenditure of \$86,655.00 within the Water Works Enlargement Voted Bonds Fund. (\$86,655.00)

0771-2008

To authorize the Director of Public Utilities to reimburse the Department of Recreation and Parks for the cost difference between a conventional roofing system and a "green" roofing system for the Whetstone Recreation Center; as a part of the Green Initiative Project, for the Division of Sewerage and Drainage. (\$70,688.00)

0804-2008

To amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer funds within the Voted Street Lighting and Electricity Distribution Improvements Fund; and to authorize the City Auditor to allow the Division of Power and Water's capital bond fund to reimburse the operating fund in the amount of \$96,302.50 for material costs incurred in relation to the Whittier Peninsula and Audubon Center Project. (\$96,302.50).

0819-2008 To authorize the Finance and Management Director to establish Blanket Purchase Orders with various companies for the purchase of water meters and appurtenances for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to authorize the transfer and expenditure of \$882,695.75 from the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$870,221.00 from the Water Operating Fund. (\$1,752,916.75)

0830-2008 To authorize the Director of Public Utilities to execute a construction contract with Nickolas Savko & Sons, Inc. for the Morse Road 36" Water Main Project; for the Division of Power and Water; to authorize a transfer of funds; to authorize the expenditure of \$2,658,758.40 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2008 Capital Improvements Budget. (\$2,658,758.40)

0913-2008 To authorize the Director of Public Utilities to execute a construction contract with George J. Igel & Co. for the West Broad Street Water Main Improvements Project; for the Division of Power and Water; to authorize a transfer of funds; to authorize the expenditure of \$3,893,942.83 from the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2008 Capital Improvements Budget, and to declare an emergency. (\$3,893,942.83)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

0837-2008 To authorize the Director of Development to enter into an Enterprise Zone Agreement with 770 West Broad AGA LLC and Anchor Management Group. ; and to declare an emergency.

(TABLED INDEFINITELY 05/19/08)

0838-2008 To authorize the Director of the Department of Development to enter into a Jobs Creation Tax Credit Agreement and a Jobs Growth Incentive Agreement with Nexergy Inc.; and to declare an emergency.

(TABLED INDEFINITELY 06/02/08)

0841-2008 To authorize and direct the Director of the Department of Development to apply to the Ohio Department of Development for Clean Ohio Assistance Grant Funds of up to \$750,000.00 for environmental clean up at the former Jaeger Manufacturing and Union Fork and Hoe sites; and to declare an emergency.

0854-2008 To update the provisions of the Urban, Community, and Regional

Commercial Overlays; to incorporate the Morse Road and Olentangy River Road special graphics control areas code provisions in the Regional Commercial Overlay; and to renumber certain code sections.

- 0898-2008** To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive agreement with the Ohio Credit Union League & Affiliate.

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

- 0849-2008** To adopt the Columbus Bicentennial Bikeways Plan as a guide for making policy decisions affecting zoning, planning of future public bikeway facilities programs, and capital improvements.

- 0855-2008** To accept various deeds for parcels of real property; to dedicate these parcels as public rights-of-way and to name said rights-of-way as Central College Road, Livingston Avenue, Parsons Avenue, Wager Street, Ann Street, and Renner Road.

- 0856-2008** To accept various deeds of easement for parcels of real property acquired by the City as a result of the street plan development process for use as sidewalk, traffic signal and/or street drainage purposes.

- 0957-2008** To authorize the Director of the Public Service Department to execute those documents required to transfer that portion of the first alley north of Morse Road from Fairview Avenue to the alley east of Fairview Avenue to Giuseppe Gioffre, Anthony Gioffre, Carl Gioffre, John Gioffre and Victoria Delfino for \$5,600.00 and to waive the competitive bidding provisions of Columbus City Codes and to declare an emergency.

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

- 0783-2008** To authorize the Board of Health to enter into a revenue contract with the Columbus Public Schools for the provision of physician services in an amount not to exceed \$46,400. (\$46,400)

- 0813-2008** To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Homeless Prevention and Transition Programs; and to authorize the expenditure of \$255,025 from the Community Development Block

Grant Fund. (\$255,025.00)

0814-2008

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Rebuilding Lives program; and to authorize the expenditure of \$902,734.00 from the FY 2008 General Fund. (\$902,734.00)

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

0646-2008

To authorize the Director of the Mayor's Office of Education to accept a grant in the amount of \$193,969.76 from Franklin County Department of Jobs and Family Services; to authorize the appropriation and expenditure of such funds; to authorize and direct the Director to enter into contract with Tech Corps Ohio for their summer programming; and to declare an emergency. (\$193,969.76)

0757-2008

To authorize the Director of the Department of Technology to modify a contract with The Ohio State University/Ohio Supercomputer Center, for fiber network and broadband access and related services; and to authorize the expenditure of \$46,800.00 from the Department of Technology's Information Services Fund (\$46,800.00)

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

0895-2008

To authorize the transfer of \$29,000.00 from the Hotel/Motel Tax Fund and appropriation of the funds to the Recreation and Parks operating fund, and to authorize and direct the Director of Recreation and Parks to award grants for the Partnership through Sponsorship Program (PTS), to authorize the expenditure of \$29,000.00, and to declare an emergency. (\$29,000.00)

0902-2008

To authorize and direct the Director of Finance and Management to enter into a purchase order with AT&T for local telephone services for the Recreation and Parks Department, to authorize the expenditure of \$83,000.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$83,000.00)

0978-2008

To authorize the Director Recreation and Parks to execute instruments and documents as may be necessary to secure a Covenant Not To Sue (CNS) including an environmental covenant, an Operation & Maintenance agreement, and any other additional documents and instruments that are necessary and incident thereto, and to declare an emergency.

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

1795-2007

To amend existing Sections 525.04 and 2171.06, to enact new Section 525.23, and to renumber prior Section 525.23 to 525.24 and amend

Section 525.24 of the Columbus City Codes, 1959, to require that all organizations who solicit monetary donations on City roadways be required to obtain a permit.

ADJOURNMENT