



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, December 10, 2012

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 63 OF COLUMBUS CITY COUNCIL, MONDAY, DECEMBER 10, 2012 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 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

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

- 1 [C0042-2012](#) THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING
COMMUNICATIONS AS OF, WEDNESDAY, DECEMBER 5, 2012:
- New Type: C1, C2, D6
To:DHP Partners LLC
DBA Waggoner Food Mart
7700 Kennedy Rd
Columbus OH 43119
Permit #18815080005
- New Type: D2
To: Clintonville Café Inc
DBA Wildflower Café
3420 Indianola Ave & Patio
Columbus OH 43214
Permit #1560733
- New Type: C1
To: Miras Inc
DBA Moses One Stop Shop

1609 Cleveland Av
Columbus OH 43211
Permit #6047294

Transfer Type: D5, D6
To: Arash Inc
5867-5871 Sawmill Rd
Columbus OH 43017
From: Arash Inc
7676 Sawmill Rd
Columbus OH 43016
Permit #02535650001

Transfer Type: D5
To: Kool Daddys LLC
DBA Tequila Mikes
5414 Roberts Rd
Columbus Hilliard OH 43026
From: Venkys Spice House Inc
5398 Roberts Rd
Columbus Hilliard OH 43026
Permit #4786303

Transfer Type: C1, C2
To: 915 S James Inc
DBA Ever Green Market
915 S James Rd
Columbus OH 43227
From: Ever Shine Inc
DBA Ever Green Market
915 S James Rd
Columbus OH 43227
Permit #6430436

Transfer Type: C1, C2
To: 2860 Yousef Inc
DBA Marathon
2860 Winchester Pk
Columbus OH 43227
From: 2860 Winchester Pike Inc
DBA Certified Oil
2860 Winchester Pk
Columbus OH 43227
Permit #9115326

Transfer Type: D5

To: Laverne S Johnson
 DBA Vernes O One Sixty One
 2365 E Dublin Granville Rd
 Columbus OH 43229
 From: Borgata Pizza Café LLC
 DBA Borgata Picca Café
 5701 Parkville St
 Columbus OH 43229
 Permit #4326947

Transfer Type: D5, D6
 To: Starek Investments LLC
 DBA Oldfields
 1st Fl
 1571 N 4th St
 Columbus OH 43201
 From: Villers LLC
 DBA Oldfields
 1st Fl
 1571 N 4th St
 Columbus OH 43201
 Permit #8511999

Advertise Date: 12/15/12
 Agenda Date: 12/10/12
 Return Date: 12/20/12

Read and Filed

RESOLUTIONS OF EXPRESSION

FROM THE FLOOR

GINTHER

- 2 [0231X-2012](#) To recognize, honor and thank Paul Astleford for his service as President and CEO of Experience Columbus on the occasion of his retirement December 31, 2012.

FROM THE FLOOR

A motion was made by Ginther, 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

- 3 [0227X-2012](#) To honor and recognize Action for Children on the occasion of the organization's fortieth anniversary.

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

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- FR-1 [2662-2012](#) To authorize the Director of Development to enter into an Enterprise Zone Agreement with Boehringer Ingelheim Roxane, Inc./Roxane Laboratories, Inc. for a tax abatement of one hundred percent (100%), for a period of ten (10) years on real property improvements in consideration of a proposed investment of \$18 million for a building addition, retention of 1,008 jobs and creation of 240 new permanent full-time positions.

Read for the First Time

- FR-2 [2690-2012](#) 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 International Business Machines Corporation in consideration of the company's investment of \$3.2 million in building improvements, machinery, equipment, furniture and fixtures and the creation of 500 new permanent full-time positions and the retention of 671 existing positions.

Read for the First Time

- FR-3 [2691-2012](#) To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with International Business Machines Corporation equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years in consideration of the company's proposed investment of \$3.2 million, the creation of 500 new full-time permanent positions and the retention of 671 full-time permanent existing jobs.

Read for the First Time

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

- FR-4** [2696-2012](#) To transfer the control and maintenance responsibilities of the right-of-way identified as the east/west alley south of Bryden Road, between Carpenter and Benton Streets from the Department of Public Service, Division of Planning and Operations, to the Recreation and Parks Department to facilitate the renovation of Blackburn Park.

Read for the First Time

- FR-5** [2697-2012](#) To transfer the control and maintenance responsibilities of the right-of-way identified as a 0.0882 acre portion of the unnamed north/south alley between Wilson and Linwood Avenues from the Department of Public Service, Division of Planning and Operations, to the Columbus Recreation and Parks Department to facilitate the renovation of English Park.

Read for the First Time

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- FR-6** [2078-2012](#) To authorize the Director of Public Utilities to establish an encumbrance for a subscription to the AWWA Research Foundation program, in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$85,000.00 from Water Systems Operating Fund. (\$85,000.00)

Read for the First Time

- FR-7** [2490-2012](#) To authorize the Director of Public Utilities to enter into General Engineering Services agreements with Stantec Consulting Services, Inc. and HDR Engineering, Inc.; for the Division of Power and Water's Water Distribution Group; to authorize a transfer and expenditure up to \$500,000.00 from the Water Works Enlargement Voted Bonds Fund, the Water Build America Bonds Fund, and the Water Super Build America Bonds Fund; and to amend the 2012 Capital Improvements Budget. (\$500,000.00)

Read for the First Time

- FR-8** [2585-2012](#) To authorize the Director of Public Utilities to enter into a planned modification of the Disposal of Clean Fill contract with Shelly Materials, Inc., for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of \$5,000.00 from Water Systems Operating Fund and \$25,000.00 from the Sewer Systems Operating Fund. (\$30,000.00)

Read for the First Time

- FR-9** [2605-2012](#) To authorize the Director of Public Utilities to distribute excess inventory of Com-Til and other composted products free of charge to City agencies and other municipalities, and for promotional and agricultural uses based on production and market supply and demand, and to allow Com-Til products to be free of charge to research organizations, for the Division of Sewerage and Drainage. (\$0.00)

Read for the First Time**RULES & REFERENCE: GINTHER, CHR. PALEY KLEIN MILLS****GINTHER**

- FR-10** [2813-2012](#) To modernize City procurement of goods and services through the enactment of new Chapter 329 of the Columbus City Codes; and to repeal existing Chapter 329 of the Columbus City Codes.

Read for the First Time**ZONING: MILLER, CHR. CRAIG KLEIN MILLS PALEY TYSON GINTHER**

- FR-11** [1603-2012](#) To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential district; 3312.49 Minimum numbers of parking spaces required; 3321.05(B)(2), Vision clearance; 3332.14, R-2F area district requirements; 3332.18(D), Basis of computing area; 3332.21, Building lines; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located at 767 SOUTH THIRD STREET (43206), to permit mixed commercial and residential uses with reduced development standards in the R-2F, Residential District (Council Variance # CV12-029).

Read for the First Time

- FR-12** [2670-2012](#) To grant a variance from the provisions of Sections 3332.039, R-4, Residential district; 3309.14(A), Height districts; 3312.13(B), Driveway; 3312.49, Minimum numbers of parking spaces required; 3332.15, R-4 area district requirements; 3332.18(D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yard required; 3332.26(F), Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City codes, for the property located at 785 DENNISON AVENUE (43215), to permit a thirty-five (35) unit apartment building with reduced development standards in the R-4, Residential District (Council Variance # CV12-049).

Read for the First Time

- FR-13** [2692-2012](#) 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 1277 FORSYTHE AVENUE (43201), to permit first-floor residential use in the C-4, Commercial District (Council Variance # CV12-037).
Read for the First Time
- FR-14** [2700-2012](#) To rezone 590 VAN BUREN DRIVE (43223), being 3.52± acres located at the southeast corner of Van Buren Drive and Mount Calvary Avenue, From: L-M, Limited Manufacturing District, To: AR-O, Apartment Residential Office District (Rezoning # Z12-056).
Read for the First Time
- FR-15** [2701-2012](#) To grant a Variance from the provisions of Sections 3312.49, Minimum numbers of parking spaces required; 3333.18, Building lines; and 3333.26, Height district, of the Columbus City Codes; for the property located at 590 VAN BUREN DRIVE (43223), to permit a one-hundred unit supportive housing apartment building with reduced development standards in the AR-O, Apartment Residential Office District (Council Variance # CV12-048).
Read for the First Time
- FR-16** [2713-2012](#) 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 3940 STELZER ROAD (43219), to permit gasoline sales in the CPD, Commercial Planned Development District (CV12-042).
Read for the First Time
- FR-17** [2742-2012](#) To rezone 577 WEST FIRST AVENUE (43215), being 10.72± acres surrounding the intersection of West First Avenue and Perry Street. From: M, Manufacturing, C-3, C-4, Commercial and CPD Commercial Planned Development Districts, To: AR-2, AR-3, Apartment Residential, and R-2F, Residential Districts. (Rezoning # Z04-026).
Read for the First Time
- FR-18** [2760-2012](#) To grant Variances from the provisions of Sections 3332.037, R-2F Residential district, 3333.025, AR-2, Apartment Residential District Use, 3333.03, Apartment Residential District Use, 3312.21(A), Landscaping and screening, 3312.27 (3), Parking setback line, 3312.49, Minimum numbers of parking spaces required, 3332.05(A) (4), Area district lot width requirements, 3332.14, R-2F area district requirements, 3332.18(D), Basis of Computing Area, 3332.21, Building Lines, 3332.25, Maximum side yards required, 3332.26, Minimum side yard permitted, 3332.27, Rear yard, 3332.38(C), Private garage, 3333.09, Area requirements, 3333.15, Basis of computing area, 3333.18, Building Lines, 3333.22, Maximum side yard required,

3333.23, Minimum side yard permitted, 3333.24, Rear yard, 3333.255, Perimeter yard, 3333.35, Private garage, of the Columbus City Codes for the property located at 577 WEST FIRST AVENUE (43215) to conform existing development standards in conjunction with rezoning request Z04-026 to the AR-2 and AR-3, Apartment Residential, and R-2F, Residential Districts with reduced development standards.

Read for the First Time

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

MILLER

- CA-1 [0228X-2012](#) To declare that the week of December 9th, 2012, is Computer Science Education Week in Columbus.

This item was approved on the Consent Agenda.

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- CA-2 [0215X-2012](#) To authorize the Finance and Management Director, on behalf of the Fleet Management Division, to partner with Clean Fuels Ohio for the purpose of applying for funds through the Ohio Environmental Protection Agency for the Diesel Emissions Reduction Grant (DERG) Program to fund Columbus Fleet Management's alternative fueled vehicle projects; and to declare an emergency.

This item was approved on the Consent Agenda.

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- CA-3 [2654-2012](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (153 Dana Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-4 [2656-2012](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (2149 N. Ontario St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-5** [2657-2012](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (129 Hayden Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-6** [2672-2012](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (114 Chicago Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-7** [2673-2012](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (993 E. 14th Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-8** [2674-2012](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1165 E. 25th Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-9** [2741-2012](#) To authorize the appropriation of \$23,941.59 from the Upper Albany West Tax Equivalent Fund to the Department of Development; to authorize the Director of the Department of Development to execute and deliver a Reimbursement Agreement with M/I Homes of Central Ohio, LLC to reimburse that company for costs of establishing the City's Northeast Pay As We Grow TIF incentive districts; to authorize the expenditure of \$23,941.59 from the Upper Albany West Tax Equivalent Fund; and to declare an emergency. (\$23,941.59)

This item was approved on the Consent Agenda.

- CA-10** [2743-2012](#) To authorize the appropriation of \$42,873.92 from the Hayden Run North Tax Equivalent Fund to the Department of Development; to authorize the Director of the Department of Development to execute and deliver a Reimbursement Agreement with M/I Homes of Central Ohio, LLC to reimburse that company for costs of establishing the

City's Northwest Pay As We Grow TIF incentive districts; to authorize the expenditure of \$42,873.92 from the Hayden Run North Tax Equivalent Fund; and to declare an emergency. (\$42,873.92)

This item was approved on the Consent Agenda.

TECHNOLOGY: MILLER, CHR. KLEIN MILLS GINTHER

- CA-11** [1844-2012](#) To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish a purchase order with Blue Apple Technologies utilizing a pre-existing Universal Term Contract for the acquisition of equipment associated with the Metronet Uninterruptible Power Supply project; to authorize the expenditure of \$89,918.40 from the Department of Technology, Information Services Bond Fund. (\$89,918.40)

This item was approved on the Consent Agenda.

- CA-12** [2374-2012](#) To authorize the assignment of all past, present and future business done by the City of Columbus with Seachange International (FID 043197974) to XOR Media, Inc. (FID 455396458); to authorize the Director of the Department of Technology to establish a purchase order with XOR Media, Inc. and cancel the purchase order with Seachange International; in accordance with the sole source provisions of the Columbus City Code section 329.07; to authorize the expenditure of \$9,720.00 from the Information Services Division, internal service fund; and to declare an emergency. (\$9,720.00)

This item was approved on the Consent Agenda.

- CA-13** [2375-2012](#) To authorize the assignment of all past, present and future contracts, agreements, purchase orders done by the City of Columbus with Lawson Software Americas, Inc. (Federal Identification Number: 41-1251159) merged to Lawson Software, Inc., and now known as Infor (US) Inc. (Federal Identification Number: 20-3469219); to authorize the fund balances on three purchase orders to be assigned to Infor and extend the term period for one additional year and cancel the pre-existing purchase orders with Lawson Software Americas, Inc; to authorize the Director of the Department of Technology to modify the existing contract to extend the term period for one additional year with Infor (US) Inc., for related services associated with the Central Payroll and Human Resources Information Management System; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

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

- CA-14** [0292-2012](#) 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 \$25,500.00 from the General Fund; and to declare an emergency. (\$25,500.00)

This item was approved on the Consent Agenda.

- CA-15** [2557-2012](#) To authorize and direct the Administrating and Presiding Judge of the Franklin County Municipal Court to enter into contract with Abacus for temporary data entry clerks and to authorize the expenditure of up to \$50,000.00 for employment services; and to declare an emergency. (\$50,000.00)

This item was approved on the Consent Agenda.

- CA-16** [2558-2012](#) To authorize and direct the Administrating and Presiding Judge of the Franklin County Municipal Court to enter into contract with Melanie McCort foreclosure mediation program coordinator and to authorize the expenditure of up to \$45,000.00 for program coordinator services; and to declare an emergency. (\$45,000.00)

This item was approved on the Consent Agenda.

- CA-17** [2626-2012](#) To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to establish purchase orders with various companies to purchase chairs, public seating, tables and miscellaneous fixtures; and to declare an emergency. (\$71,560.90)

This item was approved on the Consent Agenda.

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

- CA-18** [2530-2012](#) To authorize the Director of Finance and Management to enter into a contract for the purchase of up to eleven (11) snow plows and salt spreaders from ACE Truck Body, Inc. for the Division of Planning and Operations; and to authorize the expenditure of \$151,052.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$151,052.00)

This item was approved on the Consent Agenda.

- CA-19** [2536-2012](#) To repeal Ordinance No. 1860-2012; to cancel Auditor Certificate AC034112; to authorize the Finance & Management Director to enter into contract with FYDA Freightliner for the purchase of four (4) GS Products diesel powered manual side loader refuse trucks and to establish funding for Division of Refuse Collection personnel to inspect the vehicles during the manufacturing; to authorize the expenditure of \$605,000.00 within the Refuse G.O. Bonds Fund; and to declare an emergency. (\$605,000.00)

This item was approved on the Consent Agenda.

- CA-20** [2538-2012](#) To authorize the Director of Public Service to enter into contract with CTL Engineering, Inc. for material testing and inspection services in connection with capital and operating budget commitments; to amend the 2012 Capital Improvement Budget; to authorize the transfer of cash and appropriation within the Street and Highway Improvement Fund; to authorize the expenditure of up to \$150,000.00 from the Street and Highway Improvement Fund for this contract; and to declare an emergency. (\$150,000.00)

This item was approved on the Consent Agenda.

- CA-21** [2540-2012](#) To authorize the Director of Public Service to enter into contract with EMH&T for engineering, design and surveying services in connection with the Department's capital improvement program; to amend the 2012 Capital Improvement Budget; to authorize the transfer of cash and appropriation within the Street and Highway Improvement Fund; to authorize the expenditure of up to \$200,000.00 from the Street and Highway Improvement Fund for this contract; and to declare an emergency. (\$200,000.00)

This item was approved on the Consent Agenda.

- CA-22** [2649-2012](#) To authorize the Director of Public Service to reimburse the Department of Public Utilities for pavement rehabilitation work performed in the Harmon Avenue area; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to establish an Auditor's Certificate for the Department of Public Utilities to invoice against; to authorize the expenditure of \$16,510.00 for this purpose; and to declare an emergency. (\$16,510.00)

This item was approved on the Consent Agenda.

- CA-23** [2669-2012](#) To authorize the appropriation and transfer of \$258,778.24 from the Fed-State Highway Engineering Fund to the Street and Highway Improvement Fund; to amend the 2012 Capital Improvement Budget; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-24** [2699-2012](#) To accept the plat titled "Haydens Crossing Section 9", from Dominion Homes, Inc., an Ohio corporation, by Matthew J. Callahan, Vice President of Land Development, owner of the platted land; and to declare an emergency.

This item was approved on the Consent Agenda.

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- CA-25** [2049-2012](#) To authorize the Director of Public Utilities to enter into a one year lease agreement for the Division of Sewerage and Drainage for the lease of City-owned land, just south of the Southerly Wastewater Treatment Plant on U.S. Route 23, for agricultural purposes with Jeff Writsel. (\$0)
- This item was approved on the Consent Agenda.**
- CA-26** [2232-2012](#) To authorize the Director of Public Utilities to pay the annual Discharge Fees for Fiscal Year 2012 to the State of Ohio, Ohio Environmental Protection Agency for the Division of Sewerage and Drainage; and to authorize the expenditure of \$82,800.00 from the Sewerage System Operating Fund and \$10,180.00 from the Storm Sewer Operating Fund. (\$92,980.00)
- This item was approved on the Consent Agenda.**
- CA-27** [2405-2012](#) To authorize the Director of Finance and Management to establish a contract with Straightup Equipment Co. for the purchase of an Aerial Work Platform (Self-Propelled, Self-Leveling) for the Division of Power and Water, and to authorize the expenditure of \$49,785.00 from the Water System Operating Fund. (\$49,785.00)
- This item was approved on the Consent Agenda.**
- CA-28** [2418-2012](#) To authorize the Director of Public Utilities to enter into two construction contracts with Conie Construction Co. and Danbert, Inc., for the Emergency Water Main Repairs - 2013 Project; for the Division of Power and Water; and to authorize an expenditure up to \$760,991.00 within the Water Works Enlargement Voted Bonds Fund. (\$760,991.00)
- This item was approved on the Consent Agenda.**
- CA-29** [2419-2012](#) To authorizes the Director of Public Utilities to enter into a professional engineering services agreement with Burgess & Niple, Inc. for the Combined Sewer Overflow Reduction Improvements at the Wastewater Treatment Plant project and to authorize the expenditure of \$128,000.00 from the Sanitary Sewer General Obligation Bond Fund for the Division of Sewerage and Drainage. (\$128,000.00)
- This item was approved on the Consent Agenda.**
- CA-30** [2430-2012](#) To authorize the Director of Public Utilities to enter into a planned modification of the Boiler Maintenance Services contract with General Temperature Control, Inc., for the Division of Sewerage and Drainage, and to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)
- This item was approved on the Consent Agenda.**

- CA-31** [2475-2012](#) To authorize the Director of Finance and Management to establish a purchase order for the purchase of two Groundskeeper mowers in accordance with a State of Ohio, State Term Schedule with Century Equipment, Inc. for the Division of Power and Water, and to authorize the expenditure of \$53,349.18 from the Water System Operating Fund. (\$53,349.18)
- This item was approved on the Consent Agenda.**
- CA-32** [2481-2012](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Schwing Pump Replacement Parts from a Universal Term Contract with Columbus Supply for the Division of Sewerage and Drainage; and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)
- This item was approved on the Consent Agenda.**
- CA-33** [2491-2012](#) To authorize the Director of Finance and Management to establish a purchase order for the purchase of one 6 Column Portable Lift from Rotary Lift in accordance with a State of Ohio, State Term Schedule with Vehicle Service Group dba Rotary Lift for the Division of Power and Water, and to authorize the expenditure of \$58,910.12 from the Water System Operating Fund. (\$58,910.12)
- This item was approved on the Consent Agenda.**
- CA-34** [2555-2012](#) To authorize the Director of Public Utilities to enter into a contract with GeoNexus Technologies, LLC for software and implementation services for the Division of Sewerage and Drainage, to authorize the expenditure of \$93,140.00 from the Sewer System Operating Fund, and to declare an emergency. (\$93,140.00)
- This item was approved on the Consent Agenda.**
- CA-35** [2604-2012](#) To authorize the Finance and Management Director to enter into contracts with General Supply and Services dba Gexpro in the amount of \$383,201.43 and Consolidated Electrical Distributors in the amount of \$43,405.00 for the purchase of luminaires for the Division of Power and Water and to authorize the expenditure of \$426,606.43 from the Electricity Operating Fund. (\$426,606.43)
- This item was approved on the Consent Agenda.**
- CA-36** [2644-2012](#) To authorize the Columbus City Attorney's Office to modify and extend the contract with McNeese Wallace & Nurick LLC for legal services regarding a Respond for Proposal and contract negotiation for power supply for the City for June 1st, 2014 through December 31st, 2016; contract issues relating to existing power purchase agreement; legal issues relating to demand response contracting for the Department

facilities; and legal issues relating to interconnection and power purchase arrangements with renewable energy projects, to authorize the expenditure of Fifty Thousand and 00/100 U.S. Dollars (\$50,000.00) from the Division of Electricity Operating Fund; and to declare an emergency. (\$50,000.00)

This item was approved on the Consent Agenda.

CA-37 [2684-2012](#)

To authorize the Finance and Management Director to enter into one (1) Universal Term Contract for the option to purchase Hydrofluosilicic Acid with Mosaic Crop Nutrition 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 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 [2526-2012](#)

To authorize the Finance and Management Director to issue various purchase orders for automotive parts, supplies, services, as well as for emergency parts and repair services for the Fleet Management Division per the terms and conditions of various Universal Term Contracts; to authorize the expenditure of \$900,000.00 from the Fleet Management Services Fund; and to declare an emergency. (\$900,000.00)

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

HEALTH & HUMAN SERVICES: TYSON, CHR. MILLS PALEY GINTHER

SR-2 [2721-2012](#)

To authorize and direct the Board of Health to modify and increase a contract for promotoras services with Ohio Hispanic Coalition; to authorize the expenditure of \$13,000.00 from the Health Special Revenue Fund; and to declare an emergency. (\$13,000.00)

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

A motion was made by Tyson, seconded by Craig, that this Ordinance be Reconsidered. 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

A motion was made by Tyson, 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

SR-3 [2706-2012](#) To authorize the appropriation of \$17,478.22 from the unappropriated balance of the City's Private Grants Fund, to the Department of Health, for the continued operations of an Alcohol grant program, and to declare an emergency. (\$17,478.22)

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

SR-4 [2771-2012](#) To authorize the appropriation of \$55,177.00 from the unappropriated balance of the Emergency Human Services Fund to the Department of Development; to approve the grant applications of various social service and development agencies seeking emergency assistance for costs associated with the delivery of their programs pursuant to Columbus City Codes, 1959; to authorize the Director of the Department of Development to execute grant agreements with various social service and development agencies to provide support for on-going administrative and operating costs; to authorize the expenditure of \$55,177.00 from the Emergency Human Services Fund; and to declare an emergency. (\$55,177.00)

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

SR-5 [2796-2012](#) To authorize the appropriation of \$25,000.00 from the unappropriated balance of the Emergency Human Services Fund to Columbus Public Health; to approve the grant application from The Center for Healthy Families seeking emergency assistance for costs associated with the delivery of their program pursuant to Columbus City Codes, 1959; to authorize the Board of Health to execute a grant agreement with The

Center for Healthy Families to provide support for on-going administrative and operating costs; to authorize the expenditure of \$25,000.00 from the Emergency Human Services Fund; and to declare an emergency (\$25,000.00).

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

ADMINISTRATION: CRAIG, CHR. MILLER PALEY GINTHER

- SR-6** [2582-2012](#) To authorize and direct the City Auditor to transfer \$330,000.00 of appropriation authority within the General Fund, Department of Development; to authorize and direct the City Auditor to transfer these funds from the General Fund to the Community Relations Commission; to authorize the appropriation of these funds to the Community Relations Commission for the Southern Gateway Revitalization Collaborative Project; to authorize the Community Relations Commission to enter into a contract with Centripetal Strategies and MurphyEpson, Inc., for the development of a comprehensive community input and initiative implementation plan; and to declare an emergency. (\$330,000.00)

A motion was made by Craig, 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

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- SR-7** [2593-2012](#) To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with Vision Service Plan equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years in consideration of the company's proposed investment of \$350,000, the creation of 35 new full-time permanent positions and the retention of 185 full-time jobs.

A motion was made by Klein, 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-8** [2652-2012](#) To authorize the Directors of the Departments of Development and Public Service to amend the Design Agreement for the Columbus Coated Fabrics site with Wagenbrenner Development, Inc. by increasing the scope of work to include additional design services and

to increase the contract amount; to authorize the expenditure of \$350,061.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$350,061.00)

A motion was made by Klein, 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

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

SR-9 [2548-2012](#) To authorize the Director of the Department of Development to amend the contract with the Community Capital Development Corporation for the administration of economic development loan programs; to authorize the expenditure of \$326,736 from the 2012 CDBG Fund; and to declare an emergency. (\$326,736.00)

A motion was made by Miller, seconded by Paley, 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 [2722-2012](#) To authorize the Director of the Department of Development to amend the Microenterprise Revolving Loan Program contract with the Economic and Community Development Institute; to authorize the expenditure of \$150,000.00 from the 2012 CDBG Fund; and to declare an emergency. (\$150,000.00)

A motion was made by Miller, 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

TECHNOLOGY: MILLER, CHR. KLEIN MILLS GINTHER

SR-11 [2535-2012](#) To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to establish a purchase order to acquire monthly billing forms, delinquent billing forms and final notice billing forms, from Information Data Products, Inc.; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$21,115.00 from the Department of Technology Internal Services Fund; and to declare an emergency. (\$21,115.00)

A motion was made by Miller, seconded by Paley, 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

RECESS

RECESSED AT 6:22 PM

A motion was made by Craig, seconded by Tyson, to Recess the 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

RECONVENE

RECONVENED AT 8:00 PM

A motion was made by Craig, seconded by Tyson, to Reconvene the 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

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

SR-12 [0216X-2012](#) To object to the renewal of liquor permit number 4066668 held by HULWA INC, doing business as AMCO STATION, located at 1020 E BROAD ST, COLUMBUS, OHIO 43205, and to declare an emergency.

A motion was made by Mills, seconded by Paley, that this 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

SR-13 [0217X-2012](#) To object to the renewal of liquor permit number 60883600005 held by MONDELL & BARBARA JEAN LLC, doing business as BLUE GILL BAR & GRILL, located at 4998 LINDORA DR, COLUMBUS, OHIO 43232, and to declare an emergency.

A motion was made by Mills, seconded by Craig, that this 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

SR-14 [0218X-2012](#) To object to the renewal of liquor permit number 2714610 held by 54 E 5TH AVE INC, doing business as G & L CARRYOUT, located at 54 E 5TH AVE 1ST FL, COLUMBUS, OHIO 43201, and to declare an emergency.

A motion was made by Mills, seconded by Craig, that this 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

- SR-15** [0219X-2012](#) To object to the renewal of liquor permit number 6186916 held by MORTS PLACE INC, located at 919 SULLIVANT AVE 1ST FL ONLY, COLUMBUS, OHIO 43223, and to declare an emergency.
- A motion was made by Mills, seconded by Paley, that this 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
- SR-16** [0220X-2012](#) To object to the renewal of liquor permit number 2630286 held by FAKHRI LLC, doing business as S & K MARKET, located at 127 E FIFTH AVE, COLUMBUS, OHIO 43201, and to declare an emergency.
- A motion was made by Mills, seconded by Paley, that this 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
- SR-17** [0221X-2012](#) To object to the renewal of liquor permit number 2405495 held by EASTSIDE FISH & PRODUCE INC, doing business as SOUTHEAST FISH & PRODUCE, located 981 E LIVINGSTON AVE, COLUMBUS, OHIO 43205, and to declare an emergency.
- A motion was made by Mills, seconded by Craig, that this 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
- SR-18** [0222X-2012](#) To object to the renewal of liquor permit number 7644200 held by S & S FOODS INC, doing business as FREBIS AVENUE SUPERMARKET ENTIRE BLDG & DRIVE THRU, located 1505 FREBIS AVE, COLUMBUS, OHIO 43206, and to declare an emergency.
- A motion was made by Mills, seconded by Craig, that this 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
- SR-19** [0224X-2012](#) To object to the renewal of liquor permit number 2714632 held by 5346 SINCLAIR INC, located 5346 SINCLAIR RD, COLUMBUS, OHIO 43229, and to declare an emergency.
- A motion was made by Mills, seconded by Paley, that this 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
- SR-20** [0225X-2012](#) To object to the renewal of liquor permit number 2850638 held by 1493 WEST BROAD INC, doing business as WEST BROAD CARRY OUT, located 1493 W BROAD ST, COLUMBUS, OHIO 43222, and to

declare an emergency.

A motion was made by Mills, seconded by Tyson, that this 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

SR-21 [2603-2012](#) To authorize and direct the Finance and Management Director to execute those documents necessary for the acquisition of a Forward Looking Infra Red System, in accordance with sole source procurement for the Division of Police from FLIR Systems, Inc. utilizing the Homeland Security Grant; and to declare an emergency. (\$0)

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-22 [2612-2012](#) To authorize and direct the City Attorney to settle the lawsuit of Matthew H. Radcliffe v. Monte Robinson, et al., pending in the United States District Court for the Southern District of Ohio, Eastern Division; to authorize the expenditure of Twenty-five Thousand Dollars; and to declare an emergency. (\$25,000.00)

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

SR-23 [2715-2012](#) To authorize the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant award from U.S. Department of Justice, Bureau of Justice Assistance through the Ohio Office of Criminal Justice Services, for treatment of defendants from MAVSS court; to appropriate \$20,000.00 from the unappropriated balance of the general government grant fund; and to declare an emergency. (\$20,000.00)

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

PUBLIC SERVICE & TRANSPORTATION: PALEY, CHR. CRAIG MILLER GINTHER

SR-24 [2707-2012](#) To authorize the Director of Public Service to enter into an agreement with the Ohio Department of Transportation for the City to act as the Local Project Administrator for the Intersection Improvements - Northwest Boulevard at Fifth Avenue and King Avenue project; to accept a grant from the Ohio Department of Transportation for this

project for the Division of Design and Construction, and to declare an emergency. (\$0)

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

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

SR-25 [2509-2012](#) To authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co., Inc.; for the Innis Area Water Line Improvements Project; for the Division of Power and Water; to provide for payment of inspection, material testing and related services to the Division of Design and Construction; and to authorize an expenditure up to \$2,987,692.38 from the Water Works Enlargement Voted Bonds Fund. (\$2,987.692.38)

A motion was made by Paley, 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

RULES & REFERENCE: GINTHER, CHR. PALEY KLEIN MILLS

MILLER

SR-26 [2323-2012](#) To amend Chapter 3391 of the Columbus City Codes, 1959, by the repeal of the existing Chapter 3391, Nonconforming Uses and Existing Uses, and enactment of a new Chapter 3391, Nonconformities, relating to expansion, moving, and restoration of nonconforming structures; expansion, substitution, and discontinuance of nonconforming uses; and the continued use of nonconforming parcels.

A motion was made by Miller, 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

ADJOURNMENT

ADJOURNED 8:47 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