



# City of Columbus

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

## Agenda - Final Revised 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, March 1, 2010

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 12 OF COLUMBUS CITY COUNCIL, MARCH 1, 2010 at  
5:00 P.M. IN COUNCIL CHAMBERS.**

### ROLL CALL

### READING AND DISPOSAL OF THE JOURNAL

#### C0006-2010

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF WEDNESDAY FEBRUARY 24, 2010:

New Type: D2  
To: Thai on High LLC  
976 N High St 1st Fl & Bsmt  
Columbus OH 43201  
Permit # 8871261

New Type: C1, C2  
To: TH Midwest Inc  
DBA Turkey Hill 706  
1880 E Broad St  
Columbus OH 43219  
Permit # 87730240050

New Type: C1, C2  
To: TH Midwest Inc  
DBA Turkey Hill 704  
2685 N High St  
Columbus OH 43202  
Permit # 87730240055

Transfer Type: D5, D6  
To: BHNR LLC  
DBA Pa Pa Joes Pizza  
6784 Refugee Rd  
Columbus OH 43110

From: Cands LLC  
6784 Refugee Rd  
Columbus OH 43110  
Permit # 06838960005

Transfer Type: C1, C2  
To: Loay LLC  
950-52 Galloway Rd  
Columbus OH 43119  
From: Chellena Food Express Inc  
950-52 Galloway Rd  
Columbus OH 43119  
Permit # 5255642

Stock Type: D2, D2X, D3, D6  
To: Enricos Pizza Inc  
5788 Frantz Rd  
Columbus Dublin OH 43016  
Permit # 25273950001

Advertise: 03/06/2010  
Return: 03/16/2010

## RESOLUTIONS OF EXPRESSION

### TYSON

[0018X-2010](#) To Recognize and Celebrate the 75th Anniversary of the Columbus Alumnae Chapter of Delta Sigma Theta Sorority

**Sponsors:** Priscilla Tyson, Charleta B. Tavares, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley and Michael C. Mentel

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FR FIRST READING OF 30-DAY LEGISLATION

#### FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER, TYSON MENTEL

FR [0209-2010](#) To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement equal to twenty-five percent (25%) of the amount of income tax withheld on new employees for a term of 4 years with NuGrowth Solutions, LLC, Strategic Insurance Software, LLC and their human resource provider Sequent, in consideration of the retention of

31 full-time positions, the creation of 88 full-time permanent positions and a \$250,000 investment.

- FR [0338-2010](#) To authorize the Director of Development to enter into an Enterprise Zone Agreement with AMAMATA LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$1.5 million investment in real property improvements and the creation of 40 new full-time permanent positions.

#### **UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL**

- FR [0182-2010](#) To authorize the Director of Public Utilities to execute a planned contract modification to the professional engineering services agreement with Camp Dresser and McKee, Inc. for the Wastewater Treatment Facilities Instrumentation and Control (I&C) System Upgrade, Facilities Integration and Support Services project; to authorize the expenditure of \$485,000.00 within the Sanitary B.A.B.s (Build America Bonds) Fund for the Division of Sewerage and Drainage. (\$485,000.00)
- FR [0252-2010](#) To authorize the Director of Public Utilities to enter into an agreement with W.E. Stilson Consulting Group for professional engineering services for the Eastmoor Area Water Line Improvements Project; to authorize the expenditure of \$180,247.41 from the Water Build America Bonds Fund for the Division of Power and Water; and to amend the 2009 Capital Improvements Budget. (\$180,247.41)
- FR [0274-2010](#) To authorize the Director of Public Utilities to modify the contract for Crane and Hoist Maintenance Services with Brehob Corporation for the Division of Sewerage and Drainage; and to authorize the expenditure of \$ 110,000.00 from the Sewerage System Operating Fund. (\$ 110,000.00)
- FR [0288-2010](#) To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Bonded Chemicals from a Universal Term Contract for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$305,000.00 from the Sewerage System Operating Fund (\$305,000.00)

#### **RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENDEL**

- FR [0253-2010](#) To authorize the Director of Recreation and Parks to enter into contract with the City of Refuge to provide after school programming services, and to authorize the expenditure of \$18,000.00 from the Recreation and Parks Fund. (\$18,000.00)
- FR [0334-2010](#) 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 2010 events: Earth Day; Columbus Arts Festival; Park Street Festival; Pride Festival; Comfest; Red, White & Boom; Doo Dah Parade; North Market Food and Ohio Wine Festival; Jazz & Rib Fest; Festival Latino; Gay Softball World Series Closing Festival; Urban Scrawl Arts Festival; Varsity Club Crank-Up Parties; Waterfire; Hot Times Community Music & Arts Festival; Independents' Day; Columbus Microbrew Festival; Columbus Italian Festival; and the Highball Halloween.

## CA CONSENT ACTIONS

### RESOLUTIONS OF EXPRESSION:

#### TAVARES

- CA [0020X-2010](#) To recognize and celebrate Barbara R. Nicholson for her dedication and commitment to Human Rights, Social Justice and Cultural Democracy, leaving a Legacy of Excellence in Central Ohio

**Sponsors:** Charleta B. Tavares

#### FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER, TYSON MENTEL

- CA [0184-2010](#) To authorize the Finance and Management Director to renew a contract with Jani-King of Columbus for the Fleet Maintenance building at 4211 Groves Road, to authorize the expenditure of \$25,572.00 from the Fleet Management Services Fund. (\$25,572.00)

#### PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL

- CA [0297-2010](#) To authorize the Director of Public Service to enter into a contract with the Franklin County Board of Health, for the Division of Refuse Collection to provide funding for community service overtime and professional development costs associated with the 2010 Solid Waste Inspection Anti-Dumping Enforcement Program; to authorize the appropriation and expenditure of \$8,000.00 within the General Government Grant Fund; and to declare an emergency. (\$8,000.00)
- CA [0304-2010](#) To authorize the Director of Public Service to modify an agreement with the Franklin County Board of Commissioners, or their designee, for provision of 800 MHz radio system support services for the Division of Refuse Collection; to authorize the expenditure of \$33,000.00 or so much thereof as may be needed from the General Fund; and to declare an emergency. (\$33,000.00)

#### ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- CA [0127-2010](#) To authorize the Director of the Department of Technology and the Director of the Civil Service Commission, on behalf of the Civil Service Commission, to renew an existing agreement for maintenance, support and license from Governmentjobs.com; to authorize this ordinance in accordance with the sole source provisions of the Columbus City Codes; and to authorize the expenditure of \$21,335.00 from the Information Services Fund (\$21,335.00)

**UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL**

- CA [0008-2010](#) To authorize the Director of Finance and Management to establish purchase orders from a Universal Term Contract with AT&T for local telephone services for the Department of Public Utilities, to authorize the expenditure of \$120,000.00 from the Electricity Operating Fund, \$205,000.00 from the Sewer System Operating Fund, and \$200,000.00 from the Water Operating Fund (\$525,000.00)
- CA [0099-2010](#) To authorize the Director of Public Utilities to enter into a planned modification of an existing contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Power and Water; to authorize the expenditure of \$100,000 from the Electricity Operating Fund and \$40,000.00 from the Water System Operating Fund. (\$140,000.00)
- CA [0123-2010](#) To authorize the Director of Public Utilities to pay for software license fees, with Inflection Point Solutions, LLC for the Pretreatment Information Management System (PIMS) in accordance with the sole source provisions of the Columbus City Codes; and to authorize the expenditure of \$24,000.00 from the Sewerage System Operating Fund. (\$24,000.00)
- CA [0138-2010](#) To authorize the Director of Public Utilities to enter into an agreement with Brown & Caldwell Ohio, LLC for an Enterprise Application Integration (EAI) for the Department of Public Utilities; to authorize the transfer of funds within the Sanitary Build America Bonds (B.A.B.s) Fund, the Stormwater Build America Bonds (B.A.B.s) Fund, and the Voted Street Lighting and Electricity Distribution Improvement Fund; to authorize the expenditures of \$135,024.00 from the Water Build America Bonds Fund (B.A.B.s), \$151,380.00 from the Sanitary Build America Bonds (B.A.B.s) Fund, \$40,368.00 from the Stormwater Build America Bonds (B.A.B.s) Fund, and \$21,228.00 from the Voted Street Lighting and Electricity Distribution Improvement Fund; and to amend the 2009 Capital Improvements Budget. (\$348,000.00)
- CA [0149-2010](#) To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority for a Division of Sewerage and Drainage project; to authorize the expenditure of \$41,335.00 from the Sewer System Operating Fund; and to declare an emergency. (\$41,335.00)

- CA [0163-2010](#) To authorize the Director of Public Utilities to enter into a general engineering services agreement with Pomeroy & Associates, Inc., to transfer within and to authorize the expenditure of \$337,775.43 from the Sanitary B.A.B.s (Build America Bonds) Fund for the Division of Sewerage and Drainage, and to amend the 2009 Capital Improvements Budget. (\$337,775.43)
- CA [0170-2010](#) To authorize the Director of Public Utilities to enter into a general engineering services agreement with ME Companies, Inc., to transfer within and to authorize the expenditure of \$161,861.11 from the Sanitary B.A.B.s (Build America Bonds) Fund, for the Division of Sewerage and Drainage, and to amend the 2009 Capital Improvements Budget to establish sufficient budget authority to cover this expenditure upon passage of this ordinance. (\$161,861.11)
- CA [0244-2010](#) To authorize the Director of Public Utilities to pay for subscription fees, for the right to use the IRTNet Services with IrtH Solutions Inc. for fiscal year 2009 for the for the Damage Prevention Section within the Division of Sewerage and Drainage to authorize the expenditure of \$19,836.00 from the Sewerage System Operating Fund, \$17,692.80 from the Water Operating Fund; \$5,289.60 from the Storm Water Operating Fund, and \$2,781.60 from the Electricity Operating Fund. (\$45,600.00)
- CA [0296-2010](#) To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Polychem System Parts with Polychem Systems, Division of Brentwood Industries, and to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account. (\$1.00).

**DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENDEL**

- CA [0320-2010](#) 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 (2176 Leonard Avenue) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.
- CA [0324-2010](#) To extend the Community Development Block Grant Community Development Service Area Designation through 2014 until 2010 Census data are made available to replace outdated 2000 Census data on which it is based; and to declare an emergency.
- CA [0328-2010](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-010) of 1.893± Acres in Clinton Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

**RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL**

- CA [0277-2010](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Alumni Roofing Company for the Roof Renovations 2010 - Item #1 Project, to authorize the expenditure of \$100,800.00, and a contingency of \$10,000.00 for a total of \$110,800.00, from the Voted 1999/2004 Parks and Recreation Bond Fund , and to declare an emergency. (\$110,800.00)
- CA [0279-2010](#) To authorize and direct the Director of Recreation and Parks to enter into contract with Kalkreuth Roofing & Sheet Metal, Inc. for the Roof Renovations 2010 - Item #3 Project, to authorize the expenditure of \$334,900.00, and a contingency of \$33,500.00, for a total of \$368,400.00 from the Voted 1999/2004 Parks and Recreation Bond Fund, and to declare an emergency. (\$368,400.00)
- CA [0280-2010](#) To authorize and direct the Director of Recreation and Parks to enter into contract with K&W Roofing, Inc. for the Roof Renovations 2010 - Item #4 Project, to authorize the expenditure of \$230,867.00 and a contingency of \$33,133.00 for a total of \$264,000.00 from the Voted 1999/2004 Parks and Recreation Bond Fund, and to declare an emergency. (\$264,000.00)
- CA [0287-2010](#) To authorize and direct the Director of Recreation and Parks to enter into contract with ProCon Professional Construction Services, Inc. for the Swimming Pool Grate Replacement Project, to authorize the expenditure of \$34,550.00 and a contingency of \$3,450.00 for a total of \$38,000.00 from the Voted 1999/2004 Parks and Recreation Bond Fund, to authorize the transfer of \$38,000.00 within the Voted 1999/2004 Parks and Recreation Bond Fund, to amend the 2009 Capital Improvements Budget, and to declare an emergency. (\$38,000.00)

**HEALTH AND HUMAN DEVELOPMENT TAVARES, CHR. TYSON GINTHER MENTEL**

- CA [0257-2010](#) To authorize and direct the Health Commissioner to submit documents to the City Auditor to encumber \$1,663.89 needed to pay Bruce Williamson the rent for the half of the month of December; and to authorize a total expenditure of \$1,663.89 from the Health Department Grants Fund. (\$1,663.89)

**APPOINTMENTS**

- CA [A0001-2010](#) Appointment of Somers L. Martin, Columbus Chamber of Commerce, 150 S. Front Street, Suite200, Columbus, Ohio 43215 to serve on the Vehicle for Hire Board with a term expiration date of December 31, 2010 (resume attached).

- CA [A0017-2010](#) Appointment of D Searcy of 287 Charleston Ave. Columbus, Ohio to serve on the Clintonville Area Commission with a new term expiration date of July 1, 2011 (resume attached).
- CA [A0018-2010](#) Appointment of Dave Southan of 4318 Fair Oaks Dr. Columbus, Ohio 43214 to serve on the Clintonville Area Commission with a term expiration date of July 1, 2012 (resume attached).
- CA [A0019-2010](#) Appointment of Mike McLaughlin of 296 Crestview Rd. Columbus, Ohio 43202 to serve on the Clintonville Area Commission with a term expiration date of July 1, 2011 (resume attached).
- CA [A0020-2010](#) Appointment of Sarah Snyder of 97 Brighton Rd. Columbus, Ohio 43202 to serve on the Clintonville Area Commission with a term expiration date of July 1, 2011 (resume attached).
- CA [A0021-2010](#) Appointment of Darlene Kura of 26 West Henderson Rd. Columbus, Ohio 43215 to serve on the Clintonville Area Commission with a term expiration date of July 1, 2010 (resume attached).
- CA [A0022-2010](#) Appointment of Mark Ours of 115 Redbud Alley Columbus, Ohio 43206 to serve on the German Village Commission with a term expiration date of June 30, 2013 (resume attached).
- CA [A0023-2010](#) Appointment of David Martin of 1460 Linwood Ave. Columbus, Ohio 43206 to serve on the Columbus South Side Area Commission with a term expiration date of January 1, 2012 (resume attached).
- CA [A0024-2010](#) Appointment of Ola Mae Bibb of 820 Stambaugh Ave. Columbus, Ohio 43207 to serve on the Columbus South Side Area Commission with a term expiration date of January 1, 2012 (resume attached).
- CA [A0025-2010](#) Appointment of Connie Boykin of 1331 E. Gates St. Columbus, Ohio 43206 to serve on the Columbus South Side Area Commission with a term expiration date of January 1, 2012 (resume attached).
- CA [A0026-2010](#) Appointment of Bruce Mortland of 1364 Ida Ave. Columbus, Ohio 43212 to serve on the Fifth by Northwest Area Commission with a term expiration date of January 1, 2012 (resume attached).
- CA [A0027-2010](#) Re-appointment of Andy Bittinger, PricewaterhouseCoopers LLP, 41 S. High St. Suite 2500, Columbus, OH 43215 to serve on the Franklin Park Conservatory Joint Recreation District Board with a new term expiration of January 31, 2013 (resume attached).
- CA [A0028-2010](#) Reappointment of Patrick Henthorne, JP Morgan Chase & Company, 1111 Polaris Parkway, Columbus, OH 43240 to serve on the Franklin Park Conservatory Joint Recreation District with a new term expiration date of January 31, 2013 (resume attached)
- CA [A0029-2010](#) Appointment of J. Jeffrey McNealey, Porter, Wright, Morris and Arthur, 41 South High Street Columbus, OH 43215 to serve on the Columbus Recreation and Parks Commission, replacing Ellen Larrimer Tripp for



the duration of her unexpired term ending December 31, 2012.  
(resume attached)

- CA     [A0030-2010](#)     Appointment of William H. Adams, 2978 East 12th Avenue, Columbus, Ohio 43219 to the Columbus Recreation and Parks Commission replacing Jerry Saunders for the duration of his unexpired term ending December 31, 2010 (resume attached).
- CA     [A0031-2010](#)     Re-appointment of Chad A. Jester, Nationwide, One Nationwide Plaza , Columbus, Ohio 43218 to serve on the Columbus Zoo Board with a new term expiration of December 31, 2012 (resume attached).
- CA     [A0032-2010](#)     Reappointment of Dawn Tyler Lee, 2574 Dover Rd, Columbus, Ohio 43209 to the Central Ohio Transit Authority Board of Trustees with a new term expiration date of April 30, 2012 (resume attached).
- CA     [A0033-2010](#)     Reappointment of John Raphael, 444 S. Front Street, Columbus, Ohio 43215 to serve on the Vehicle For Hire with a new expiration date of December 31, 2010. (resume attached).

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

### **SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL**

[0271-2010](#)     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; and to authorize the expenditure of \$25,397.00 from the General Fund. (\$25,397.00)

**Sponsors:**     Andrew Ginther and Eileen Y. Paley

### **PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL**

[0273-2010](#)     To authorize the Director of Public Service to enter into contract with Kokosing Construction Company, Inc.; and to provide for the payment of construction administration and inspection services, in connection with the Resurfacing 2010 - Project 1 contract; and to authorize the expenditure of \$3,523,144.98 from the Gov'l Build America Bonds Fund. (\$3,523,144.98)

[0308-2010](#)     To authorize the appropriation and expenditure of \$250,000.00 or so much thereof as may be necessary to allow the City Attorney's Office, Real Estate Division, to complete acquisition of the rights-of-way needed for the Operation Safewalks - Joyce Avenue Phase 1 project from the Streets and Highways G.O. Bonds Fund; to amend the 2009 CIB; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$250,000.00)

**0349-2010**

To authorize the Director of the Department of Public Service to execute those quitclaim deeds and any ancillary documents necessary to grant the ODOT real property, reserving existing general utility easement rights and to accept real property from Columbus State Community College necessary to the construction of the State of Ohio's I-71 and I-670 project; to waive competitive bidding and Land Review Commission requirements of the Columbus City Codes, (1959) Revised, and to declare an emergency.

**ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL****0006-2010**

To authorize the Director of the Department of Technology to renew an annual contract with Accela, Inc., on behalf of the Development Department for Building Services Division, for software and support maintenance services; and to authorize the expenditure of \$254,524.26 from the Department of Technology, Information Services Fund. (\$254,524.26)

**0017-2010**

To authorize the Director of the Department of Technology to renew the software maintenance and support agreement with Enterprise Informatics Bentley Systems, Inc. on behalf of the Department of Development for Building Services Division; and to authorize the expenditure of \$39,887.00 from the Department of Technology Information Services Fund. (\$39,887.00)

*(REQUEST TO TABLE INDEFINITELY)*

**JUDICIARY AND COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL****0195-2010**

To authorize and direct the Franklin County Municipal Court Clerk to enter into a contract with Oracle USA, Inc. for maintenance and support in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$46,464.00 from the Municipal Court Clerk computer fund; and to declare an emergency. (\$46,464.00)

**UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL****0145-2010**

To authorize the Director of Public Utilities to execute an Engineering Agreement modification with Stantec Consulting Services for the Lower Olentangy River Ecosystem Restoration Project; to authorize the expenditure of \$73,460.80 from within the Ohio Environmental Protection Agency's Section 319 Grant Fund; and to declare an emergency. (\$73,460.80)

**0250-2010**

To authorize the Director of Finance and Management to establish a Blanket Purchase Order from an established Universal Term Contract for the Rental of Construction Equipment with Operator with Travco Construction Company; for the Division of Sewerage and Drainage and

to authorize the expenditure of \$1,790,000.00 from the Sewerage System Operating Fund. (\$1,790,000.00)

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

**0284-2010**

To authorize the appropriation of \$3,330,163.21 from the unappropriated balance of the Recreation and Parks Special Purpose Fund to the Recreation and Parks Department to continue purchasing supplies and providing services during 2010, and to declare an emergency. (\$3,330,163.21)

**0313-2010**

To authorize the Director of the Recreation and Parks Department to execute a Lease Agreement, and any ancillary documents by and between the City of Columbus and Nationwide Children's Hospital, for the use of certain portions of the Franklin Park Adventure Center, located at 1747 East Broad Street, for the operation of a therapy clinic in accordance with its mission to provide quality health care to all children without regard to their ability to pay, and to declare an emergency

#### **ADJOURNMENT**