



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH  
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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.***

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Monday, September 21, 2009

5:00 PM

City Council Chambers, Rm 231

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### **REGULAR MEETING NO. 41 OF COLUMBUS CITY COUNCIL, SEPTEMBER 21, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.**

#### **ROLL CALL**

**Present:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

#### [C0024-2009](#)

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE  
CITY CLERK'S OFFICE AS OF FRIDAY SEPTEMBER 18, 2009:

New Type: D3A  
To: A&Rola Development Group Inc  
1810-12 N 4th St  
Columbus OH 43201  
Permit # 0010936

New Type: D5  
To: Charles F Brown  
DBA High Street Tavern  
1409-11 S High St 1st Flr/Bsmt & Patio  
Columbus OH 43207  
Permit # 09986500010

New Type: D3  
To: Chipotle Mexican Grill of  
Colorado LLC  
DBA Chipotle

771 Bether Rd  
Columbus OH 43214  
Permit # 14374150730

New Type: C1, C2, D6  
To: Walgreen Co  
DBA Walgreens 13007  
1040 Polaris Pkwy  
Columbus OH 43240  
Permit # 935794113007

New Type: D5  
To: Wink Properties LLC  
314 N Hague Av Unit 3  
Columbus OH 43204  
Permit # 96947120010

New Type: C2  
To: Super KB LLC  
DBA Super Suppers  
5324 N Hamilton Rd  
Columbus OH 43230  
Permit # 8717547

New Type: D1  
To: CH Inc  
SE Corner Stelzer & McCutcheon  
Columbus OH 43219  
Permit # 11643750105

New Type: D5  
To: CH Inc  
1670 & High St #2  
The Cap Union Station  
Columbus OH 43215  
Permit # 11643750080

Transfer Type: C1, C2  
To: Harmon Gas and Carryout Inc  
DBA Marathon Gas Station  
1010 Harmon Av  
Columbus OH 43223  
From: Safco Food & Oil Co  
DBA Marathon Gas Station  
1010 Harmon Av  
Columbus OH 43223

Permit # 3610735

Transfer Type: D5A, D6  
To: Yana Hotel LLC  
DBA Round Bar  
650 S High St  
Columbus OH 43215  
From: LR Group LTD LLC  
DBA Round Bar  
650 S High St  
Columbus OH 43215  
Permit # 3564831

Transfer Type: D5, D6  
To: 4949 Dublin Granville Inc  
DBA Average Joes Pub & Grill  
4949 Dublin Granville Inc  
Columbus OH 43054  
From: White Rice Inc  
DBA Woo Doggies Sports Bar & Grille  
5253-57-61 Westpointe Plaza Dr  
Columbus OH 43228  
Permit # 2850483

Transfer Type: D1  
To: Noodle Shop Co Colorado Inc  
Noodles  
5065 N Hamilton Rd  
Columbus OH 43230  
From: Noodle Shop Co Colorado Inc  
Noodles  
1390 W 5th Ave & Patio  
Columbus OH 43212  
Permit # 64316440086

Transfer Type: D5, D6  
To: Shin Yu Inc  
DBA Haiku  
800 N High St & Patio  
Columbus OH 43215  
From: Columbus Salsa LLC  
DBA Salsaritas  
5251 N Hamilton Rd  
Columbus OH 43230  
Permit # 80904550005

Transfer Type: D2, D2X, D3, D3A, D6  
To: Basil Restaurants Corporation  
1124 N High St  
Columbus OH 43201  
From: Blazin Wings Inc  
DBA Buffalo Wild Wings  
Grill & Bar  
152 Graceland Blvd & Patio  
Columbus OH 43214  
Permit # 0496814

Advertise: 09/26/2009  
Return: 10/06/2009

## RESOLUTIONS OF EXPRESSION

### MILLER

[0134X-2009](#)

To Honor and Recognize The Ohio State University Wrestling Team, OSU Wrestling Head Coach Tom Ryan and the OSU Wrestling Coaching Staff.

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

### TAVARES

[0140X-2009](#)

To honor and recognize the Columbus (OH) Alumnae Chapter of Delta Sigma Theta Sorority Inc., and celebrate the election of Regina R. Harper as Director of the Mighty Midwest Region of Delta Sigma Theta Sorority, Inc.

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## ADDITIONS OR CORRECTIONS TO THE AGENDA

**A MOTION WAS MADE BY COUNCILMEMBER PALEY, 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: GINTHER, CHR. CRAIG TYSON MENTEL**

- FR**     [1224-2009](#)     To create a tax increment financing on certain parcels of real property; to declare improvements to those parcels to be a public purpose and exempt from real property taxation; to provide for the owners of those parcels to make service payments in lieu of taxes; to provide for the distribution of the applicable portion of those service payments to the Columbus City School District; to establish a municipal public improvement tax increment equivalent fund for the deposit of the remainder of those service payments; and to specify the public infrastructure improvements to be made on the TIF parcels that directly benefit those parcels.

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

- FR**     [1096-2009](#)     To authorize the Director of Finance and Management to establish a Blanket Purchase Order for hydrant parts from an established Universal Term Contract with HD Supply Waterworks LTD for the Division of Power and Water, to authorize the expenditure of \$100,000.00 from Water Systems Operating Fund. (\$100,000.00)
- FR**     [1122-2009](#)     To authorize the Director of Finance and Management to enter into a contract with Siemen Energy & Automation c/o Gilson Engineering Sales, Inc. for the purchase of Differential Pressure Transmitters for the Division of Power and Water, and to authorize the expenditure of \$26,683.00 from the Water Operating Fund. (\$26,683.00)
- FR**     [1133-2009](#)     To authorize the Director of Public Utilities to reimburse the City of Reynoldsburg for water line construction on Rosehill Road; to authorize the transfer of \$71,819.28 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$33,059.72 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$104,879.00 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2009 Capital Improvements Budget; for the Division of Power and Water. (\$104,879.00)

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

- FR**     [0898-2009](#)     To authorize and direct the Director of Recreation and Parks to modify the contract with Schooley Caldwell Associates for professional services related to the Griggs Boathouse Project, to authorize the appropriation and expenditure of \$62,275.00 from the Recreation and

Parks Non-Bond Fund. (\$62,275.00)

- FR**     [0899-2009](#)     To authorize and direct the Director of Recreation and Parks to enter into contract with Robertson Construction Services, Inc. for the Griggs Reservoir Boathouse Project, to authorize the appropriation and expenditure of \$4,078,335.18 \$4,398,336.00 and contingency amount of \$320,000.82 for a total of \$4,398,336.00 which is being financed by The Ohio State University from Non-Bond Fund 785 and determining such action is necessary pursuant to Section 55(b) of the Charter of the cCity of Columbus. (\$4,398,336.00)

**CA    CONSENT ACTIONS**

**RESOLUTIONS OF EXPRESSION**

**GINTHER**

- CA**     [0146X-2009](#)     To recognize and thank Delores J. Moore for her 30 years of service to the City of Columbus

**TAVARES**

- CA**     [0141X-2009](#)     To honor and celebrate the 113th Anniversary of the Oakley Full Gospel Baptist Church.

**This Matter was Adopted on the Consent Agenda.**

**FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- CA**     [1035-2009](#)     To authorize the Office of the City Auditor, Division of Income Tax to modify an existing contract for temporary services with Abacus Corporation to allow rate of pay adjustments based upon the employee's experience and/or time in service.

**This Matter was Approved on the Consent Agenda.**

- CA**     [1181-2009](#)     To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Generator Repair, PM Services and Rentals on an as needed basis with J.D. Power Systems, LLC to authorize the expenditure of \$1.00 to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1197-2009](#)     To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Ultra Low Sulfur Diesel and Biodiesel Fuel UTC with Central Ohio Farmers Co-op, to

authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; to authorize the Finance and Management Director to cancel the remaining balance on an existing purchase order, to authorize the expenditure of up to \$514,632.00; and to declare an emergency. (\$514,633.00)

**This Matter was Approved on the Consent Agenda.**

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

- CA**     [1151-2009](#)     To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and COTA, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

- CA**     [1186-2009](#)     To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and Franklin County, and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

**DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**

- CA**     [0572-2009](#)     To authorize the Director of Development to enter into a Reimbursement Agreement with The Kroger Co. to provide for the reimbursement of a portion of the costs of constructing a roundabout at the intersection of New Albany Road and Fodor Road to benefit and serve the northeast area of the City; and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

- CA**     [1150-2009](#)     To authorize the Development Director to modify and increase contracts with various contractors for grass mowing and litter control services during the 2009 season; to authorize the expenditure of \$20,000.00 from the General Government Grant Fund; and to declare an emergency. (\$20,000.00) (AMENDED BY ORD. 1386-2009 PASSED 10/26/2009)

**This Matter was Approved on the Consent Agenda.**

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

- CA**     [0142X-2009](#)     To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Parsons/Livingston Avenue Roadway Improvement Project, and to

declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [0143X-2009](#)     To amend Section 1 of Resolution No. 0055X-2008, adopted on March 17, 2008, to revise and replace the legal descriptions in "Exhibit J" as attached thereto and to declare an emergency.

**This Matter was Adopted on the Consent Agenda.**

- CA**     [1135-2009](#)     To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Alternate 69KV to West Substation Project; and to declare an emergency.

**This Matter was Approved on the Consent Agenda.**

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

- CA**     [0976-2009](#)     To authorize the Director of Public Utilities to execute a planned contract modification of the construction administration - construction inspection services agreement with DLZ Ohio, Inc., for additional inspection services for the Stanton Area Sewer Improvements for an extended construction phase; to authorize the transfer and appropriation of \$26,869.35 from the Sanitary Sewer Reserve Bond Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$ 26,869.35 from within the Voted Sanitary Sewer Bond Fund; to amend the 2009 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$26,869.35)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1050-2009](#)     To authorize and direct the Finance and Management Director to enter into a contract for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro for the Division of Power and Water and to authorize the expenditure of \$222,448.00 from the Electricity Operating Fund. (\$222,448.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1062-2009](#)     To authorize the Director of Public Utilities to enter into a planned modification ("Phase 2") to modify the maximum monetary obligation under the Environmental Management Development and Implementation Assistance contract with GSP/OH, Inc., for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of \$150,000.00 from Water Systems Operating Fund, and \$150,000.00 from the Sewer Systems Operating Fund. (\$300,000.00)

**This Matter was Approved on the Consent Agenda.**



- CA**     [1064-2009](#)     To authorize the Director of Finance and Management to establish a purchase order with W.M. Wilson Company Inc. for the purchase of Adsko Expansion Joints for the Division of Sewerage and Drainage, and to authorize the expenditure of \$22,074.00 from the Sewerage System Operating Fund. (\$22,074.00)
- This Matter was Approved on the Consent Agenda.**
- CA**     [1065-2009](#)     To authorize the Director of Finance and Management to enter into a purchase order with Ace Truck Body, Inc. for the purchase of an Eleven Foot Dump Body with Attachments for the Division of Power and Water and to authorize the expenditure of \$27,671.00 from the Water Operating Fund. (\$27,671.00)
- This Matter was Approved on the Consent Agenda.**
- CA**     [1074-2009](#)     To authorize the Director of Finance and Management to establish a purchase order for the purchase of one Combination Sewer Cleaner in accordance with a State of Ohio contract with Jack Doheny Supplies Ohio Inc for the Division of Sewerage and Drainage, and to authorize the expenditure of \$307,844.90 from the Sewerage System Operating Fund. (\$307,844.90)
- This Matter was Approved on the Consent Agenda.**
- CA**     [1080-2009](#)     To authorize the Director of Public Utilities to enter into a cooperative agreement with the Geological Survey, United States Department of Interior, for Investigation of Water Resources in Central Ohio, and Ground Water Levels in Franklin County for the Division of Power and Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage; and to authorize the expenditure of \$345,051.00 from the Sewer System Operating Fund, Storm Sewer Operating Fund, and the Water System Operating Fund. (\$345,051.00)
- This Matter was Approved on the Consent Agenda.**
- CA**     [1083-2009](#)     To authorize the Director of Finance and Management to establish a purchase order with Anderson Concrete Corporation for the purchase of Ready Mix Concrete for the Division of Sewerage and Drainage, and to authorize the expenditure of \$10,000.00 from the Sewerage System Operating Fund. (\$10,000.00)
- This Matter was Approved on the Consent Agenda.**
- CA**     [1084-2009](#)     To authorize the Finance and Management Director to establish a Blanket Purchase Order for water meters and appurtenances from Universal Term Contracts with Badger Meter Inc. and Hersey Meters Co., LLC for the Division of Power and Water; and to authorize the expenditure of \$250,000.00 from Water Systems Operating Fund. (\$250,000.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1087-2009](#)     To authorize the Director of Finance and Management to establish a purchase order with Vulcan Industries Inc. for the purchase of a Vulcan Screening Press Unit for the Division of Sewerage and Drainage, and to authorize the expenditure of \$29,045.00 from the Sewerage System Operating Fund. (\$29,045.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1089-2009](#)     To authorize the Director of Finance and Management to enter into a purchase order with Fyda Freightliner Columbus, Inc. for the purchase of a Tandem Axle Conventional Dump Truck for the Division of Power and Water and to authorize the expenditure of \$110,025.00 from the Water Operating Fund. (\$110,025.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1091-2009](#)     To authorize the Director of Public Utilities to execute a planned modification of an existing contract with the Paul Peterson Company to obtain traffic control services for the Division of Power and Water; and to authorize the expenditure of \$20,000.00 from the Electricity Operating Fund. (\$20,000.00)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1113-2009](#)     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 authorize the appropriation and transfer of \$80,178.20 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$80,178.20 from the Water Works Enlargement Voted Bonds Fund for the Division of Power and Water. (\$80,178.20)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1120-2009](#)     To authorize the encumbrance of funds for the Transportation Division of the City of Columbus; to authorize the City Auditor to transfer and appropriate \$289,598.25 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Bond Fund; to authorize the expenditure of \$289,598.25 from the Voted Sanitary Bond Fund; and to amend the 2009 Capital Improvements Budget, for the inspection, testing, and prevailing wage coordination services for the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project; (\$289,598.25).

**This Matter was Approved on the Consent Agenda.**

- CA**     [1123-2009](#)     To authorize the Director of Public Utilities to execute a contract with

Nickolas Savko & Sons, Inc. for construction of the Doherty Road Water Line Improvements Project; to provide for inspection and other related services to the Transportation Division; to authorize the appropriation and transfer of \$446,356.31 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of \$446,356.31 from the Ohio Water Development Authority (OWDA) Fund; and to authorize an amendment to the 2009 Capital Improvements Budget. (\$446,356.31)

**A motion was made by Ginther, seconded by Miller, that this matter be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Hearcel Craig

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**CA**     [1128-2009](#)     To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Neenah Foundry Company from an established Universal Term Contract for the purchase of Construction Castings 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 Matter was Approved on the Consent Agenda.**

**CA**     [1148-2009](#)     To authorize the Director of Public Utilities to enter into an agreement with JD Power Systems LLC for the removal, transport and installation of a 75 KW generator for the Division of Sewerage and Drainage and to authorize the expenditure of \$32,499.00 from the Sewerage System Operating Fund. (\$32,499.00)

**This Matter was Approved on the Consent Agenda.**

**CA**     [1184-2009](#)     To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Stantec Consulting Services Inc., for the Lower Olentangy River Ecosystem Restoration Project using funds already established on AC026295 from the Ohio EPA Grant Fund, for the Division of Sewerage; and to declare an emergency (\$-0-)

**This Matter was Approved on the Consent Agenda.**

**CA**     [1211-2009](#)     To authorize and direct the Finance & Management Director to enter into three (3) contracts for the option to purchase Composting Bulking Material (Woodchips) with Edwards Landclearing, Kurtz Brothers Central Ohio and Ohio Mulch Supply to authorize the expenditure of three (3) dollars to establish these contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$3.00)

**A motion was made by Ginther, seconded by Miller, that this matter be**

**Approved. The motion carried by the following vote:**

**Abstained:** 1 - Hearcel Craig

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

## **HEALTH, HOUSING & HUMAN SVC'S: TAVARES, CHR. TYSON MILLER MENTEL**

**CA**     [1098-2009](#)     To authorize the appropriation of \$900 from the Health Department Grants Fund for the Breast and Cervical Cancer Program to facilitate the grant close-out process; and to declare an emergency. (\$900)

**This Matter was Approved on the Consent Agenda.**

**CA**     [1160-2009](#)     To authorize the Director of Finance and Management to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits for the Columbus Health Department in accordance with sole source provisions; to authorize the expenditure of \$110,000 from the Health Special Revenue Fund; and to declare an emergency. (\$110,000)

**This Matter was Approved on the Consent Agenda.**

**CA**     [1170-2009](#)     To authorize the Director of the Department of Development to enter into various contracts for the provision of homebuyer education services; and to authorize the expenditure of \$250,000 from the General Government Grant Fund. (\$250,000.00)

**A motion was made by Ginther, seconded by Miller, that this matter be Approved. The motion carried by the following vote:**

**Abstained:** 2 - Charleta Tavares, and Priscilla Tyson

**Affirmative:** 5 - Andrew Ginther, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

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

**CA**     [1116-2009](#)     To authorize and direct the Director of Recreation and Parks to increase a contract with Interim Healthcare of Ohio in connection with the Congregate Housing Services Program, to authorize the expenditure of \$30,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$30,000.00)

**This Matter was Approved on the Consent Agenda.**

**CA**     [1198-2009](#)     To authorize an appropriation of \$8,084.80 from the unappropriated balance of the Recreation and Parks Tree Replacement Fund to the Recreation and Parks Department for the purchase of trees and plant materials; and to declare an emergency. (\$8,084.80)

**This Matter was Approved on the Consent Agenda.**

- CA**     [1208-2009](#)     To authorize and direct the Director of the Recreation and Parks Department to reimburse Ms. Fredericka L. Jordan-Thomas for hours worked in Recreation and Parks, to authorize the expenditure of \$58.50, less appropriate deductions, from the Recreation and Parks Operating Budget Fund; and to declare an emergency. (\$58.50)

**This Matter was Approved on the Consent Agenda.**

## **APPOINTMENTS**

- CA**     [A0106-2009](#)     Reappointment of J. Blair Frier of 2868 Robinbrook Blvd. Dublin, Ohio 43017 to serve on the Historic Resources Commission with an expiration date of June 30, 2012 (resume attached).

**This Matter was Read and Approved on the Consent Agenda.**

- CA**     [A0108-2009](#)     Appointment of M. Judy Campbell of 853 E. London-Groveport Rd. Lockbourn, Ohio 43137 to serve on the Far South Columbus Area Commission with a term expiration date of June 30, 2012 (resume attached).

**This Matter was Read and Approved on the Consent Agenda.**

- CA**     [A0109-2009](#)     Appointment of Sheryl Owens of 2223 Cleveland Ave. Columbus, Ohio 43211 to serve on the South Linden Area Commission with a new term expiration date of July 21, 2012 (resume attached).

**This Matter was Read and Approved on the Consent Agenda.**

## **Passed The Consent Agenda**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

### **FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- [0144X-2009](#)     To accept the amounts and rates by the Franklin County Budget Commission for the City's Tax Budget for 2010 and to declare an emergency.

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

- [1043-2009](#)     To establish a new authorized strength ordinance for the Municipal

Court Judges to accommodate expansion of the Mental Health Docket; to repeal ordinance 0473-2009, and to declare an emergency. (REPEALED BY ORD. 1302-2009 PASSED 10/19/2009)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1187-2009

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the construction of a new impound lot for the Division of Police and the Parking Violations Bureau located at 2700 Impound Lot Road; to authorize and direct the City Auditor to transfer \$4,633,700.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the City Auditor to appropriate \$4,633,700.00 within the Construction Management Improvement Fund; and to authorize the expenditure of \$4,633,700.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$4,633,700.00)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1199-2009

To authorize an amendment to the 2009 Capital Improvements Budget to be in line with the upcoming bond sale; and declare an emergency.

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

1025-2009

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the Riversouth Miscellaneous Downtown Projects, to authorize the expenditure of \$93,407.00 from the Streets and Highways G.O. Bonds Fund, and to declare an emergency. (\$93,407.00).

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1129-2009

To authorize the Director of Finance and Management to establish a purchase order with American Rock Salt Co. LLC, in the amount of \$960,000.00 for the purchase of rock salt in accordance with the terms and conditions of a pending citywide term contract for the Division of Planning and Operations; to authorize the expenditure of \$960,000.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund (\$710,000.00) and the Municipal Motor Vehicle License Tax Fund (\$250,000.00) and to declare an emergency. (\$960,000.00)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1173-2009

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Highway Rock Salt UTC with American Rock Salt Co. LLC, to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL**1166-2009

To authorize and direct the Mayor of the City of Columbus to accept a COPS Hiring Recovery Program Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services through the 2009 American Recovery and Reinvestment Act, to authorize an appropriation of the grant award amount of \$12,742,800.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the approved grant expenditures. (\$12,742,800.00)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**1145-2009

To adopt the Livingston East Area Plan as a guide for development, redevelopment, and planning of future public improvements.

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



**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1171-2009

To approve an amendment to the petition for special assessments for the improvement of Reynolds Crossing Boulevard and related roadway improvements; to levy those special assessments; to appropriate all of those special assessments collected to pay for costs of those improvements; to authorize the Director of Public Service to execute a guaranteed maximum price agreement under Section 186 of the Charter of the City of Columbus for those improvements; to waive the competitive bidding provisions of the Columbus City Codes; and to determine that such action is necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

**A motion was made by Ginther, seconded by Tyson, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1192-2009

To authorize the Director of the Department of Development to enter into a contract with the Community Capital Development Corporation to support economic development loan programs; to authorize the expenditure of \$1,000,000 from the General Government Grant Fund; and to declare an emergency. (\$1,000,000)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1239-2009

To approve and authorize the execution of a tax increment financing and cooperative agreement by and among the City of Columbus, One Neighborhood New Community Authority, and Gay Street Condominium, LLC, to provide for the construction and financing of improvements within and around the three residential tax increment financing districts created by Ordinance 1189-2009, passed by the City Council on September 14, 2009; and to declare an emergency.

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley



*RECESSED 6:45 P.M.*

**A motion was made by President Pro-Tem Craig, seconded by Miller, to Motion to Recess the Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

*RECONVENED: 7:02 P.M.*

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

##### [1137-2009](#)

To authorize a continuation of military leave with pay to City employees who have and/or will be called to active military duty in connection with ongoing Homeland Security efforts for up to one (1) year; and for City employees for the time they are called to active service with the National Guard and Reserve Forces of the US Military in connection with international and domestic response events; to allow for the continuation of City-provided group health and life insurance, under the same terms and conditions currently in effect, to City employees and their beneficiaries; and to declare an emergency.

**A motion was made by Miller, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

#### **JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL**

##### [1203-2009](#)

To authorize the City Attorney to reimburse Franklin County for the City's portion of Ohio Public Employment Retirement Systems (OPERS) costs associated with the case of State ex rel. Mallory v. Public Employment Retirement Fund in the amount of \$11,243.38; to authorize the City Auditor to transfer said funds between object levels within the City Attorney's 2009 general fund appropriations; to authorize the expenditure of same; and, to declare an emergency. (\$11,243.38).

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

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

### 1112-2009

To authorize the Director of Public Utilities to execute a planned contract modification (#2) for professional engineering services with Camp, Dresser, McKee, Inc., in connection with the Sewer System Capacity Model Update; to authorize the appropriation and transfer of \$2,627,494.32 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the appropriation of \$360.00 and the transfer of \$127,307.62 within the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$2,754,801.94 within the Voted Sanitary Sewer Bond Fund; and to amend the 2009 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$2,754,801.94)

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

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

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

### 1156-2009

To amend Ordinance 0472-2009, passed April 6, 2009, creating the Petzinger Road Community Reinvestment Area for the purpose of including language from the Ohio Revised Code as well as the inclusion of an additional Section designating the Development Department's Housing Administrator as the designated Housing Officer.

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

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Michael Mentel, A. Troy Miller, and Eileen Paley

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

### 1077-2009

To authorize and direct the Director of Recreation and Parks to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite and Senior Volunteer Programs administered by the Central Ohio Area Agency on Aging, to authorize the expenditure of \$386,678.00 from the Recreation and Parks Grant Fund, and to declare an emergency.

(\$386,678.00)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

1172-2009

To authorize and direct the Director of Recreation and Parks to enter into contract with The Franklin County Metro Parks for improvements to the Whittier Peninsula development project; to authorize the expenditure of \$565,000.00 from the Recreation and Parks Voted 1999/2004 Bond Fund; and to declare an emergency. (\$565,000.00)

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY**

1088-2009

To amend Section 1163.03 of the Columbus City Code, 1959, to adjust the base used in calculating the Power Cost Reserve Adjustment in the Municipal Electric Rates.

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

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**ADJOURNMENT**

*ADJOURNED: 7:21 P.M.*

**A motion was made by Paley, seconded by Tavares, to adjourn this Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Andrew Ginther, Charleta Tavares, Hearcel Craig, Priscilla Tyson, Michael Mentel, A. Troy Miller, and Eileen Paley

**(THE NEXT REGULAR MEETING OF CITY COUNCIL IS MONDAY,  
OCTOBER 5, 2009 AT 5:00 P.M.)**