



City of Columbus

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Minutes - Final Columbus City Council

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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, September 14, 2009

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 40 OF COLUMBUS CITY COUNCIL, SEPTEMBER 14, 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

C0023-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY SEPTEMBER 9, 2009:

New Type: C1, C2
To: Lofinos Columbus Foods Inc
DBA Save A Lot
677 Harrisburg Pike
Columbus OH 43223
Permit # 52450680015

New Type: C1, C2
To: Lofinos Columbus Foods II LLC
DBA Save A Lot
1254 Morse Rd
Columbus OH 43229
Permit # 5245073

New Type: C1, C2
To: Lofinos Columbus Foods Inc
DBA Save A Lot

154 N Wilson Rd
Columbus OH 43204
Permit # 52450680005

New Type: C1, C2
To: Lofinos Columbus Foods II LLC
DBA Save A Lot
1179 E Main St
Columbus OH 43205
Permit # 52450730005

New Type: C1, C2
To: Lofinos Columbus Foods Inc
DBA Save A Lot
2054 Lockbourne Rd
Columbus OH 43207
Permit # 52450680010

Transfer Type: D1
To: Quezadiaz Inc
2159 N High St
Columbus OH 43201
From: Donatos Pizzeria LLC
DBA Donatos
5525 New Albany Rd E
Columbus OH 43054
Permit # 7138021

Transfer Type: D1, D3, D3A, D6
To: TNT Repose LLC
DBA Somewhere Else
1312 S High St & Patio
Columbus OH 43206
From: Somewhere Else TNT LLC
Martin Management Services Inc Rcvr
DBA Somewhere Else
1312 S High St & Patio
Columbus OH 43206
Permit # 8774047

Transfer Type: D5, D6
To: GMRI Inc
DBA Olive Garden Italian Restaurant 1820
4860 N Hamilton Rd
Columbus OH 43230
From: Rare Hospitality International Inc

DBA Longhorn Steakhouse
2520 E Dublin Granville Rd
Columbus OH 43231
Permit # 32385120595

Stock Type: D5, D6
To: Mi Mexico Inc
DBA Mi Mexico Restaurant
4775 E Main St
Columbus OH 43213
Permit # 60230810001

Advertise: 09/19/2009
Return: 09/28/2009

RESOLUTIONS OF EXPRESSION

MILLER

[0133X-2009](#)

To Honor And Recognize The Bishop Hartley's Girls Track & Field Team For Winning The 2009 Division II Girls Track State Championship.

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

PALEY

[0138X-2009](#)

To recognize the Columbus Department of Public Utilities' Southerly Wastewater Treatment Plant staff for winning the National Association of Clean Water Agencies (NACWA) Platinum Peak Performance Award.

A motion was made by Paley, 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

TYSON

[0139X-2009](#)

To proclaim the month of September as Sickle Cell Disease Awareness Month in the City of Columbus.

A motion was made by Tyson, seconded by Tavares, 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

FR FIRST READING OF 30-DAY LEGISLATION

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

FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY

FR [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.

SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL

FR [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)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENDEL

FR [1145-2009](#) To adopt the Livingston East Area Plan as a guide for development, redevelopment, and planning of future public improvements.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL

FR [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)

- FR [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)
- FR [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)
- FR [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 Adscos 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)
- FR [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)
- FR [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)
- FR [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)
- FR [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)

- FR** [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)
- FR** [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)
- FR** [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)
- FR** [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)
- FR** [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)
- FR** [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)

- FR [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).
- FR [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)
- FR [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)
- FR [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)

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

- FR [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.
- FR [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)

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

- FR [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.

**ZONING: TYSON, CHR. CRAIG GINTHER MILLER PALEY TAVARES
MENTEL**

- FR [0797-2009](#) To grant a Variance from the provisions of Section 3332.037, R-2F, Residential District, of the Columbus City Codes for the property located at 1389 EAST FRANKFUORT STREET (43206), to permit two existing single-family dwellings on one lot in the R-2F, Residential District and to declare an emergency. (Council Variance #CV09-010).
- FR [1132-2009](#) To rezone 7324 SKYLINE DRIVE EAST (43235), being 7.01± acres located at the northeast and northwest corners of Skyline Drive East and Snouffer Road, From: L-AR-12, Limited Apartment Residential District, To L-C-4, Limited Commercial District and to declare an emergency (Rezoning # Z09-014).

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

CRAIG

- CA [0136X-2009](#) To honor and recognize Grohio and the Mid-Ohio Regional Planning Commission.

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

Abstained: 1 - Charleta Tavares

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

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- CA [1032-2009](#) To authorize and direct the City Auditor to contract for professional auditing services with Premiere Accounting Solutions, Inc., CPA's, for the audits of 10 of the City's subgrantees having a total of 22 contracts, totaling more than \$2.3 million and to authorize the expenditure of \$13,520 and to declare an emergency. (\$13,520.00)

- CA [1106-2009](#) To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase OEM Motorcycle Parts from C & A Harley Davidson, Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

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

- CA [0988-2009](#) To authorize the Director of Public Service to pay American Electric Power Company for utility relocation costs incurred in conjunction with the Lane Avenue Widening Project for the Division of Design and Construction; to amend the 2009 C.I.B.; and to authorize the expenditure of \$178,500.00 from the Streets and Highways G.O. Bonds Fund. (\$178,500.00)
- CA [1031-2009](#) To Authorize the Director of Public Service to enter into a grant agreement with the Central Ohio Transit Authority (COTA) and to receive grant funds up to the amount of \$159,206.00 for the Division of Mobility Options for the Obetz Road Sidewalk Project.
- CA [1067-2009](#) To authorize the Director of Public Service to submit applications for Round 24 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Department of Public Service on behalf of the City of Columbus, and to authorize the Director of Finance and Management and City Auditor, as appropriate, to sign for funding use certification, local match availability, and to certify loan portion repayment; and to declare an emergency. (\$0.00)
- CA [1071-2009](#) To accept the plat titled "Upper Albany West Section 4", from M/I Homes Of Central Ohio, LLC, an Ohio limited liability company, by Lloyd T. Simpson, Senior Vice President Land-Midwest Region; and to declare an emergency.
- CA [1072-2009](#) To accept the plat titled "Easton Square Place Extension Section 1 Dedication and Easements", from Morso Holding Co., a Delaware corporation, by Gail M. Stern, Senior Vice President - Business and Development, Legal; and to declare an emergency.
- CA [1086-2009](#) To accept the plat titled "Reynolds Crossing Section 1 Part 2", from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President Land Development; and to declare an emergency.
- CA [1109-2009](#) To authorize transfer of \$92,982.25 between minor object levels and the additional appropriation of \$117,713.50 within the Municipal Motor Vehicle License Tax Fund for the purpose of providing payment for

utilities for the Division of Planning and Operations; and to declare an emergency. (\$210,695.75)

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- CA** [1107-2009](#) To authorize the Finance and Management Director to enter into contracts for miscellaneous capital improvement renovations for the Division of Police; to amend the 2009 Capital Improvement Budget; to authorize the expenditure of \$50,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$50,000.00)
- CA** [1136-2009](#) To authorize and direct the Director of Finance and Management, on behalf of the Division of Support Services, to execute those documents necessary for the purchase of 500 Motorola P25 Flash Upgrades for XTS5000 Radios for those first responders within the Metropolitan Statistical Area (MSA) from an established UTC with Motorola, Inc. utilizing Homeland Security Grant Funds; and to declare an emergency. (\$0.00)

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- CA** [0741-2009](#) To amend the 2009 CIB; to authorize the transfer of cash between projects within the same fund; to authorize the Director of Development to enter into a Guaranteed Maximum Price Reimbursement Agreement under Section 186 of the Columbus City Charter with NWD Investments, LLC to complete outstanding improvements in the Arena District; and to authorize the expenditure of \$35,316.80 from the Northland and Other Acquisitions Fund. (\$35,316.80)
- CA** [1188-2009](#) To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-005) of 11.457+ Acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.
- CA** [1190-2009](#) To authorize the Director of the Department of Development, or his designee, to sign various loan documents on CDBG, UDAG and USAL repayment loans closed prior to June 21, 2004 on behalf of the City of Columbus in connection with the Economic Development Loan Program; and to declare an emergency.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- CA** [1014-2009](#) To authorize the Director of the Department of Technology and the Director of the Department of Public Utilities to modify and extend an annual renewal agreement with Oracle USA, Inc. to provide computer

programming software maintenance on the SPL/WAM system; to authorize the expenditure of \$59,935.78 from the Department of Technology Internal Service Fund; and to declare an emergency. (\$59,935.78)

- CA [1053-2009](#) To authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Ipitek, for the purchase of Digital Video Transmission System Equipment; and to authorize the expenditure of \$68,420.00 from the Information Services Fund; and to declare an emergency. (\$68,420.00)
- CA [1117-2009](#) To authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with AT&T for data transport services and local telephone services; and to authorize the expenditure of \$125,000.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$125,000.00)
- CA [1138-2009](#) To authorize the City Treasurer to modify the existing contract for credit card processing services with Huntington Merchant Services; to authorize the expenditure of \$31,000 from the General Fund; to authorize the expenditure of \$50,000 from the Development Services Fund; and to declare an emergency. (\$81,000.00)

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

- CA [1078-2009](#) To authorize and direct the City Auditor to appropriate and transfer \$100,000 from the Indigent Drivers Alcohol Treatment Fund to the Municipal Court Special Programs Specialty Docket; and to declare an emergency. (\$100,000)
- CA [1085-2009](#) To authorize and direct the City Auditor to act as the City of Columbus' authorized representative for the purpose of complying with the mandatory reporting requirements of Section 111 of the Medicare, Medicaid, and State Children's Health Insurance Plan Extension Act of 2007; and to declare an emergency.
- CA [1092-2009](#) To authorize the Municipal Court Clerk to modify and extend the contract with Capital Recovery Systems, Inc. for the provision of collection services; to authorize an expenditure up to \$20,000.00 from the Clerk's collection fund; and to declare an emergency. (\$20,000.00)

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

Abstained: 1 - Eileen Paley

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

- CA** [1094-2009](#) To authorize and direct the Franklin County Municipal Court Clerk to modify and extend the contract with Sterling Data Center LLC for the provision of remote data back-up and recovery services; to authorize expenditure up to \$19,944.00 from the Franklin County Municipal Court Clerk computer fund; and to declare an emergency. (\$19,944.00)
- CA** [1114-2009](#) To authorize a supplemental appropriation of \$15,885.89 from the unappropriated balance of the Municipal Court Clerk computer fund; to authorize and direct the Director of Finance and Management on behalf of the Municipal Court Clerk to establish a purchase order with Resource One Computer Systems, Inc. for the purchase of a server; to authorize an expenditure of \$15,885.89 from the Municipal Court Clerk computer fund; and to declare an emergency. (\$15,885.89)
- CA** [1127-2009](#) To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs; to authorize the appropriation and expenditure of said funds in the amount of Seven Thousand Eight Hundred Seventy-seven Dollars for the purchase of equipment for the Domestic Violence Unit of the City Attorney's Office; and to declare an emergency. (\$7,877.00)

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- CA** [0867-2009](#) To authorize the Director of Public Utilities to settle and release on behalf of the City of Columbus all claims related to a dispute arising from the Big Walnut Augmentation/Rickenbacker Interceptor ("BWARI") project; to execute any necessary documents associated with the settlement and final resolution of the dispute; to authorize the City Auditor to accept a settlement payment in the amount of \$500,000.00 (Five Hundred Thousand Dollars and no cents); to deposit the settlement payment into the appropriate fund, and to declare an emergency.
- CA** [0942-2009](#) To authorize the transfer of \$34,114.75 within the Voted Street Lighting and Electricity Distribution Improvement Fund; to authorize the transfer of \$95,838.36 from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; and to authorize the City Auditor to reimburse the operating fund in the amount of \$129,953.11 for labor and equipment costs incurred in the installation of various street lighting projects; and to authorize an amendment to the 2009 Capital Improvements Budget for the Division of Power and Water. (\$129,953.11)

- CA** [0961-2009](#) To authorize the Director of Public Utilities to execute a planned contract modification for the professional design services agreement with Braun & Steidl Architects, Inc. for the Fairwood Facility Improvements project; to authorize the appropriation and transfer of \$51,394.00 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$51,394.00 from the Voted Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage. (\$51,394.00)
- CA** [0962-2009](#) To authorize the Director of Public Utilities to modify the contract with Malcolm Pirnie, Inc., for Professional Engineering Services for the Dublin Road Water Plant Chlorine Storage Improvements, for the Division of Power and Water; to authorize the appropriation and transfer of \$570,000.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$570,000.00 from Waterworks Enlargement Voted 1991 Bonds Fund. (\$570,000.00)
- CA** [1045-2009](#) To authorize the Finance and Management Director to establish a Purchase Order with Performance Site Environmental, LLC for hazardous waste disposal and testing from an existing universal term contract for the Division of Power and Water; to authorize the expenditure of \$30,000.00 from the Water Systems Operating Fund; and to declare an emergency. (\$30,000.00)
- CA** [1073-2009](#) To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase US Filter/Envirex Parts with Siemens Water Technologies, 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)
- CA** [1075-2009](#) To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Flow Monitoring Parts and Services with ADS 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)
- CA** [1090-2009](#) To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Seepex Pump Parts with Liberty Process Equipment, Inc. and Buckeye Pumps Inc.; to authorize the expenditure of \$2.00 to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00)
- CA** [1093-2009](#) To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Penn Valley Pumps and Pump Parts with Delaney & Associates, Inc., to authorize the

expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; and to declare an emergency. (\$1.00)

CA [1097-2009](#) To authorize the Director of Public Utilities to enter into a service agreement with Invensys Process Systems Inc. for the Maintenance Manager Service Agreement for the Foxboro I/A System in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$34,679.00 from the Sewerage System Operating Fund, and to declare an emergency (\$34,679.00).

CA [1121-2009](#) To authorize and direct the Finance and Management Director to enter into five contracts for the option to purchase Pole Line Hardware for the Department of Public Utilities with Power Line Supply Company; Consolidated Electrical Distributors; Inc.; The John A Becker Company; Edison Equipment LLC; and HD Supply Utilities LTD; to authorize the expenditure of \$5.00 to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$5.00)

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

CA [0619-2009](#) To authorize the Director of the Department of Development to modify the Victim's Assistance Program grant agreement with the Columbus Urban League; to authorize the expenditure of \$6,341.00 from the General Fund; and to declare an emergency. (\$6,341.00)

A motion was made by Ginther, seconded by Miller, 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

CA [1104-2009](#) To authorize and direct the Board of Health to enter into a revenue contract from the Ohio Department of Health for the provision of environmental lead risk assessment services, in an amount not to exceed \$10,840; and to declare an emergency. (\$10,840)

CA [1140-2009](#) To authorize and direct the transfer of \$42,000.00 within the General Government Grant Fund, Lead Grant, to provide funding for expenditures related to the Lead Grant; and to declare an emergency. (\$42,000.00)

CA [1142-2009](#) To authorize the expenditure of \$608,023 from the General Government Grant Fund for the purpose of making loans and grants for operation of the Affordable Housing Opportunity Fund; and to declare an emergency. (\$608,023)

CA [1146-2009](#) To authorize and direct the Columbus Health Department to accept a grant from Action For Children in the amount of \$3,830, to authorize the appropriation of \$3,830 from the City's Private Grants Fund; and to declare an emergency. (\$3,830.00)

CA [1147-2009](#) To authorize and direct the Columbus Health Department to accept a continuation grant from the Franklin County Department of Job and Family Services, Family and Children First Council in the amount of \$181,375.00; to authorize the appropriation of \$181,375.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$181,375.00)

CA [1152-2009](#) To authorize the Director of the Department of Development to enter into contracts with various non-profit organizations to support the operation of the Chores Program; to authorize the expenditure of \$100,000 from the General Government Grant Fund; and to declare an emergency. (\$100,000.00)

CA [1153-2009](#) To amend Ordinance 1608-2008, passed March 30, 2009, creating the Hubbard and High 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; and to declare an emergency.

CA [1165-2009](#) To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$241,000; to authorize the appropriation of \$241,000 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$241,000)

CA [1177-2009](#) To authorize the Director of the Department of Development to modify the Day Care Program grant agreement with Neighborhood House; to authorize the expenditure of \$5,340.00 from the General Fund; and to declare an emergency. (\$5,340.00)

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

Abstained: 1 - Eileen Paley

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

CA [1178-2009](#) To authorize the Director of the Department of Development to modify the Young Heroes and Whole School/Whole Child Program grants with City Year; to authorize the expenditure of \$40,052.00 from the General Fund; and to declare an emergency. (\$40,052.00)

A motion was made by Ginther, seconded by Miller, 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

- CA** [1179-2009](#) To authorize the Director of the Department of Development to modify the Resettlement Program grant agreement with Community Refugee and Immigration Services; to authorize the expenditure of \$42,129.00 from the General Fund; and to declare an emergency. (\$42,129.00)

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

Abstained: 1 - Charleta Tavares

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

- CA** [1180-2009](#) To authorize the Director of the Department of Development to modify the Day Care Program grant agreement with Central Community House; to authorize the expenditure of \$14,685.00 from the General Fund; and to declare an emergency. (\$14,685.00)

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- CA** [1044-2009](#) To authorize and direct the Director of Recreation and Parks to grant consent to Short North Business Association to apply for permission to sell alcoholic beverages at the HighBall Halloween Masquerade on High taking place on October 31, 2009. (\$0.00)

- CA** [1118-2009](#) To accept a grant in the amount of \$39,999.65 from and enter into agreement with the Franklin County Department of Job and Family Services; to appropriate \$39,999.65 to the Recreation and Parks Grant Fund; and to declare an emergency. (\$39,999.65)

- CA** [1183-2009](#) To authorize an appropriation of \$210,190.48 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for various staffing costs during 2009 funded through grants and donations; and to declare an emergency. (\$210,190.48)

APPOINTMENTS

CA [A0102-2009](#) Reappointment of Keith Shumate, Squire, Sanders & Dempsey LLP, 41 South High Street, Columbus, Ohio 43215 to serve on the The City Records Commission with a new term expiration date of September 12, 2011. (resume attached).

CA [A0103-2009](#) Reappointment of Stanley Harris, National City Bank, 155 E. Broad Street, Columbus, Ohio 43251 to serve on the Columbus Metropolitan Housing Authority Board with a new expiration date of October 31, 2014 (resume attached).

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

CA [A0104-2009](#) Reappointment of Jamie Roberson of 750 North High Street #10 H, Columbus, Ohio 43215 to serve on the Columbus Metropolitan Housing Authority Board with a new expiration date of October 31, 2014 (resume attached).

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

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: MENDEL, CHR. TAVARES CRAIG PALEY

[1182-2009](#) To authorize and direct the City Auditor to appropriate \$1,292,182.00 within the Special Income Tax Fund; and to declare and emergency. (\$1,292,182.00)

A motion was made by President Mentel, 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

[1213-2009](#) To authorize the Director of the Department of Finance and Management to enter into, grant and accept a Access and Ingress/Egress Easement Agreement, at no cost to the City, with Time

Warner Entertainment Company, L.P., Gowdy Partners, LLC, Gowdy Partners II, LLC and Gowdy Partners III, LLC, for the purpose of providing sufficient access for ingress and egress to W. Third Avenue and Olentangy River Road, and the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to 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

0875-2009

To authorize the Director of Public Service to enter into an agreement with Ohio Department of Transportation, and to receive approximately \$234,812.00 in federal Safe Routes to School grant funds for the Division of Mobility Options.

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

0999-2009

To authorize the Director of Public Service to accept and enter into an LPA agreement for a \$200,000.00 grant from the Ohio Department of Transportation for the Share the Road Project on behalf of the Department of Public Service, Division of Mobility Options. (\$0.00)

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

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

1139-2009

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one vacant parcel of real property (3074-80 East Sixth Avenue) held in the Land Bank pursuant to the Land Reutilization Program; 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

1189-2009

To create three residential tax increment financing incentive districts

encompassing certain parcels of real property; to declare improvements to the parcels within each incentive district to be a public purpose and exempt from real property taxation; to require the owners of those parcels to make service payments in lieu of taxes; to require 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; to specify the public infrastructure improvements to be made that directly benefit or serve parcels in the incentive districts; to amend Ordinance No. 0973-2008 passed by the Columbus City Council on July 7, 2008; 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

1202-2009

To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with Boehringer Ingelheim Roxane, Inc. and its US Affiliated Companies for a tax abatement of one hundred percent (100%) for a period of fifteen (15) years in consideration of the proposed investment of \$41.2 million in real property improvements and the retention of 948 full-time permanent positions; and to declare an emergency.

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

1099-2009

To authorize the City Auditor to appropriate \$1,127,000.00 from within the unappropriated balance of the Employee Benefits Fund, and to authorize the expenditure of \$1,127,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the unemployment benefit charges to the Ohio Department of Job and Family Services; and to declare an emergency. (\$1,127,000.00)

A motion was made by Miller, 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

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL

1102-2009

To authorize the appropriation of \$280,000 for 2009 from the

unappropriated balance of the Franklin County Municipal Court Judges Specialty Docket fund for anticipated expenses associated with the enhancement of the Solicitation and Addiction Programs; and to declare an emergency. (\$280,000)

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

[1124-2009](#)

To authorize the City Attorney to enter into a contract with J Investigations and a contract with Urban Advocacy and Investigations LLC for stalking investigative services, to authorize the expenditure of an amount not to exceed \$69,080.00 from a previously authorized Auditor's Certificate, to waive the competitive procurement provisions of the Columbus City Codes; and to declare an emergency. (\$69,080.00)

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

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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

[1081-2009](#)

To authorize the Director of Public Utilities to enter in a planned modification with Burch Hydro Inc for Land Application of Biosolids Services for the Division of Sewerage and Drainage, to authorize the expenditure of \$1,000,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$1,000,000.00)

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

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

[0617-2009](#)

To authorize the Director of the Department of Development to modify the grants of various social service agencies; to authorize the expenditure of \$1,182,972.00 from the General Fund; and to declare an emergency. (\$1,182,972.00)

A motion was made by Tavares, 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

[0771-2009](#)

To authorize the Director of the Department of Development to enter

into contract with the Community Shelter Board to support the Rebuilding Lives program; to authorize the expenditure of \$451,367.00 from the General Fund; and to declare an emergency. (\$451,367.00)

A motion was made by Tavares, seconded by President Pro-Tem Craig, 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

1101-2009

To authorize an appropriation of \$1,728,023 in various divisions and object levels of the Department of Development within the General Government Grant Fund, to provide funding for approved programs; and to declare an emergency (\$1,728,023.00).

A motion was made by Tavares, seconded by Paley, 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

1141-2009

To authorize the appropriation of \$2,642,649.00 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with the Community Shelter Board for the purpose of continuing the city's support for homeless emergency shelters; to authorize the expenditure of \$2,642,649.00 from the General Government Grant Fund; and to declare an emergency (\$2,642,649.00)

A motion was made by Tavares, seconded by Paley, 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

1157-2009

To amend ordinance 1192-2007, which provides \$364,000 for infrastructure construction reimbursement from the Voted 2001 and 2004 Streets and Highways Fund and authorizes the Directors of the Departments of Development and Public Service to enter into a development agreement with Whitney Young Collaborative LLC, to extend the expiration date of the agreement from December 31, 2008 to December 31, 2011; and to declare an emergency.

A motion was made by Tavares, 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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

[0870-2009](#)

To authorize the Director of Recreation and Parks to enter into an agreement with the Ohio Department of Transportation for the development of a pedestrian/bikeway bridge; to authorize an expenditure of \$663,269.00, and to declare an emergency. (\$663,269.00)

A motion was made by Tyson, 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

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

[0674-2009](#)

To increase the city income tax from a rate of two percent (2.0%) to a rate of two and one-half percent (2.5%) effective October 1, 2009, to amend sections 361.19, 361.21, and 361.24, Columbus City Codes, 1959, and to declare an emergency.

A motion was made by President Mentel, seconded by Tavares, that this matter be Taken from the Table. 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 President Mentel, 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

ADJOURNMENT

ADJOURNED: 7:05 P.M.

A motion was made by President Pro-Tem Craig, seconded by Ginther, 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