



City of Columbus

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

Agenda - Final Columbus City Council

*ELECTRONIC READING OF MEETING DOCUMENTS AVAILABLE DURING COUNCIL OFFICE HOURS.
CLOSED CAPTIONING IS AVAILABLE IN COUNCIL CHAMBERS. ANY OTHER SPECIAL NEEDS
REQUESTS SHOULD BE DIRECTED TO THE CITY CLERK'S OFFICE AT 645-7380 BY FRIDAY PRIOR TO
THE COUNCIL MEETING.*

Monday, November 3, 2008

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 57 OF COLUMBUS CITY COUNCIL, NOVEMBER 3,
2008 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

C0034-2008

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE
CITY CLERK'S OFFICE AS OF WEDNESDAY, OCTOBER 29, 2008:

New Type: D3
To: Edelmira Soto
5455 Norton Rd
Columbus OH 43228
Permit # 8385011

New Type: D2
To: George T VII LLC
790 N High St
Columbus OH 43215
Permit # 3127576

Transfer Type: D5, D6
To: We Be Wings New Albany LLC
5511 New Albany Rd W & Patio
Columbus OH 43054
From: NS Market Ventures LLC
5511 New Albany Rd W & Patio
Columbus OH 43054
Permit # 9456289

Transfer Type: D1
To: Ailess LLC
DBA Dirty Franks Hot Dogs

248 S 4th St
Columbus OH 43215
From: Donatos Pizzeria LLC
DBA Donatos Pizza
2522 Bethel Rd & Patio
Columbus OH 43220
Permit # 00816010005

Transfer Type: D5
To: Pub Polaris LLC
DBA The Pub Polaris
1554 Polaris Pkwy
Ste 122
Columbus OH 43240
From: Daniel L Pizzurro
DBA Hilltop Café
2142 Sullivant Av 1st Fl Bsmt & Patio
Columbus OH 43223
Permit # 7107917

Advertise: 11/08/2008
Return: 11/17/2008

RESOLUTIONS OF EXPRESSION

TAVARES

LA [0201X-2008](#) To honor and recognize the achievements of Theresa Potter and celebrate her career at Glory Foods and service to the Columbus Community.

TYSON

[0195X-2008](#) To recognize James A. Johnson on the occasion of his induction into the Ohio Veterans Hall of Fame on Friday, November 7, 2008

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

FR [1589-2008](#) To authorize and direct the Finance and Management Director to enter into a contract with King Business Interiors, Inc. for the purchase of chairs for the Division of Police, to authorize the expenditure of \$47,186.90 from the Law Enforcement Seizure Fund. (\$47,186.90)

- FR [1659-2008](#) To authorize and direct the Finance and Management Director to sell to Officer Kevin Weakley for the sum of \$1.00, a police canine with the registered name of "Marco", which has no further value to the Division of Police and to waive provisions of the City Code-Sale of City Owned Personal Property. (\$1.00)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENDEL

- FR [1451-2008](#) To authorize the Director of Public Utilities to establish a purchase order with the Mid-Ohio Regional Planning Commission (MORPC) for the purpose of providing funding and support for the Franklin County Greenway Plan, and to authorize the expenditure of \$20,000.00 from the Storm Sewer Operating Fund, \$20,000.00 from the Water Operating Fund and \$20,000.00 from the Sewerage System Operating Fund. (\$60,000.00)

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

- FR [1741-2008](#) To amend section 215.02 of Chapter 215 of the Columbus City Codes, establishing the duties of the Director and Deputy Director of the Department of Development.

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

- FR [1529-2008](#) To rezone 3488 TRABUE ROAD (43204), being 4.2± acres located on the north side of Trabue Road, 200± feet west of Builders Place, From: R, Rural District To: L-M, Limited Manufacturing District. (Rezoning # Z08-029)
- FR [1539-2008](#) To grant a Variance from the provisions of Sections 3356.03, C-4 Permitted Uses; 3342.08(a), Driveway; 3342.15, Maneuvering; and 3372.609, Setback requirements, of the Columbus City codes, for the property located at 1470 & 1476 SOUTH HIGH STREET (43207), to conform two existing two-family dwellings with reduced development standards in the C-4, Commercial District.(Council Variance #CV08-014)
- FR [1565-2008](#) To grant a Variance from the provisions of Sections 3363.01, M-Manufacturing district; 3342.28, Minimum number of parking spaces required, and 3363.24, Building lines, of the Columbus City Codes for property located at 570 SOUTH FRONT STREET (43215), to permit 62 dwelling units with reduced development standards in the M, Manufacturing District.

- FR** [1610-2008](#) To grant a Variance from the provisions of Section 3356.03, C-4 Permitted uses of the Columbus City Codes for the property located at 948 SULLIVANT AVENUE (43223), to conform an existing single-family dwelling in the C-4, Commercial District (Council Variance # CV08-026).

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

TAVARES

- CA** [0198X-2008](#) To congratulate Woodland Christian Church for celebrating their 90th Church Anniversary.

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- CA** [1663-2008](#) To authorize and direct the Finance and Management Director to enter into four (4) contracts for the option to purchase Mainline Hydrants and Repair Parts with HD Supply Waterworks, Ferguson Waterworks, Hydraflo, Inc. and Dreier & Maller, Inc., to authorize the appropriation and expenditure of \$4.00 to establish the contract from the Purchasing UTC Account, and to declare an emergency. (\$4.00).
- CA** [1668-2008](#) To authorize and direct the Finance and Management Director to modify the citywide contract for the option to obtain Collection, Sale & Recycling of Mixed Recovered Office By-Products, and to declare an emergency.
- CA** [1687-2008](#) To authorize the Finance and Management Director to enter into contract for the Office of Construction Management with Calvin Access Controls, Inc., for the replacement of security gates at the Division of Police Substations 5 and 12; to authorize the expenditure of \$24,434.70 from the Safety Voted Bond Fund; and to declare an emergency. (\$24,434.70)
- CA** [1704-2008](#) To authorize and direct the Finance & Management Director to enter into a contract for an option to purchase On-Line Auction Services with Asset Auctions LLC, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

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

- CA [0182X-2008](#) To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Hilliard Rome Road in the vicinity of Feder Road Sanitary Project, and to declare an emergency.
- CA [0190X-2008](#) To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Williams Road Improvement and Pump Station Replacement Project, and to declare an emergency.

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

- CA [1571-2008](#) To authorize and direct the Finance & Management Director to enter into a sole source contract for the option to purchase DNA Crime Lab Supplies with Biosystems Group of Applera Corporation to authorize the appropriation and expenditure of one dollar to establish the contract from the Purchasing UTC Account, and to declare an emergency. (\$1.00)
- CA [1619-2008](#) To authorize and direct the Finance and Management Director to issue purchase orders for EMS medical supplies from existing Universal Term Contracts established for such purposes with Alliance Medical, Inc., and BoundTree Medical LLC, to authorize the expenditure of \$70,000.00 from the General Fund, and to declare an emergency. (\$70,000.00)
- CA [1634-2008](#) To authorize and direct the Mayor of the City of Columbus to accept a FY2008 Forensic DNA Backlog Reduction Program award from the National Institute of Justice; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$120,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the cost of the FY2008 Forensic DNA Backlog Reduction Grant activities and acquisitions, and to declare an emergency. (\$120,000.00)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- CA [1531-2008](#) To authorize the Director of Public Utilities to enter into a professional design services agreement with Braun & Steidl Architects, Inc. for the Fairwood Facility Improvements project; to authorize the transfer of \$9,245.00 and expenditure of \$159,245.00 from within the Sanitary Sewer Revenue Bonds Fund; to authorize the transfer of \$72,101.00 within the Water Works Enlargement Voted Bonds Fund; to authorize

the appropriation and transfer of \$10,815.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$82,916.00 from the Water Works Enlargement Voted Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage, and the Division of Water. (\$242,161.00).

- CA** [1568-2008](#) To authorize the Director of Public Utilities to enter into a planned modification of the General Engineering Services contract with Stantec Consulting Services, Inc. (f.k.a. R.D. Zande & Associates, Inc.); to authorize the appropriation, transfer, an expenditure of \$150,000 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$150,000 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$150,000)
- CA** [1606-2008](#) To authorize the City Attorney to modify and increase an existing agreement with Burgess and Niple for Consulting Services relative to the Whims Ditch lawsuit for the Division of Sewerage and Drainage, to authorize the expenditure of \$15,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$15,000.00)
- CA** [1656-2008](#) To authorize the City Auditor to transfer \$500,000.00 within the Electricity Operating Fund to align budget authority with projected expenditures and to declare an emergency. (\$500,000.00)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- CA** [1645-2008](#) To authorize the City Auditor to cancel an existing purchase order in the amount of \$83,961.00; to amend the 2008 Capital Improvements Budget; to authorize the expenditure of up to \$67,500 for Inspection Services related to the construction of streetscape improvements around the Lincoln Theater; and to declare an emergency. (\$67,500.00)
- CA** [1674-2008](#) To authorize and direct the City Auditor to transfer \$1,500.00 between subfunds within the Area Commission Fund; to authorize and direct the City Auditor to appropriate \$1,500.00 in the Area Commission Fund to provide for operating expenses of three newly established area commissions; and to declare an emergency. (\$1,500.00)
- CA** [1692-2008](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of four parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

- CA [1525-2008](#) To authorize the Director of Public Service to enter into a professional service contract with PB Americas, Inc. for the preliminary engineering of the Parsons Avenue Corridor Traffic Study project and to authorize the expenditure of \$150,000.00 from the Streets and Highways G.O. Bonds Fund for the Division of Transportation; and to declare an emergency. (\$150,000.00)
- CA [1621-2008](#) To authorize the City Attorney's Real Estate Division to complete acquisition of the remaining rights-of-way required for the North High Street - Flint Road to the Delaware County Line Improvement Project; to authorize the expenditure of an additional \$65,000.00 from the Streets and Highways G.O. Bonds Fund for such acquisition related activities; and to declare an emergency. (\$65,000.00)

APPOINTMENTS

- CA [A0084-2008](#) Appointment of Abdul A. Aburmaieleh, 4952 Amber Lane, Collumbus, Ohio 43016 to serve on the Community Relations Commission replacing Dr. Ahmad Al-Akhras with a new term expiration date of December 31, 2011 (resume attached).
- CA [A0105-2008](#) Reappointment of James Bowman, National Affordable Housing Trust, 4573 Hayden Run Rd., Columbus, OH 43221 to serve on the Sewer and Water Advisory Board with a new term expiration date of September 13, 2012 (resume attached).
- CA [A0116-2008](#) Appointment of James Hudson, 1937 Fairhaven Road, Columbus, Ohio 43229, to serve on the Central Ohio Transit Authority Board of Trustees, replacing Jim Rarey with a new term expiration date of March 31, 2011 (resume attached)

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

- [1660-2008](#) To authorize and direct the City Auditor to modify an existing contract with Specialized Business Software, Inc for the development and implementation of Phase Three of the workflow tracking/imaging system specifically integrated with the existing Income Tax application for the Office of the Auditor, Income Tax Division; to authorize the

expenditure of \$50,050.00 from Fund 514, Subfund 002 , Object Level Three 6649, Project Number 470033, in addition a request of \$50,000.00 from Department 22-02, General Fund 010, Object Level Three 3347, OCA 220202, for a total of \$100,050.00 for e-file/e-payment modification and to declare an emergency.

1697-2008

To authorize the transfer of \$631,562 within the Fleet Management Services Fund, to authorize the Finance and Management Director to issue various purchase orders for tires for the Fleet Management Division per the terms and conditions of the State of Ohio State Term Contracts; to authorize the Finance and Management Director to issue various purchase orders for automotive parts, supplies, services, and accessories for the Fleet Management Division per the terms and conditions of various Universal Term Contracts; to authorize the Finance and Management Director to issue blanket purchase orders for OEM truck parts and to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$799,372.13 from the Fleet Management Services Fund; and to declare an emergency (\$631,562.00; \$799,372.13).

1713-2008

To enter into contract with The Shamrock Companies, Inc. for the production of 2008 personalized income tax forms for the Office of the City Auditor, Division of Income Tax; to authorize the expenditure of \$47,130.00; and to declare an emergency (\$47,130.00).

JUDICIARY & COURT ADMINISTRATION: CRAIG, CHR GINTHER TYSON MENTEL**1605-2008**

To authorize a supplemental appropriation of \$270,000.00 from the unappropriated balance of the Municipal Court Judges computer fund; to authorize the Director of Finance and Management, on behalf of the Municipal Court Judges, to establish a purchase order for the provision of replacement of electronic switches from a universal term contract with Pomeroy, Inc.; to authorize an expenditure of \$270,000.00 from the Municipal Court Judges computer fund; and to declare an emergency. (\$270,000.00)

1678-2008

To authorize the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant award from Franklin County, for implementation and management of the Franklin County Foreclosure Mediation Project; to appropriate \$540,000 from the unappropriated balance of the general government grant fund; and to declare an emergency. (\$540,000.00)

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL**1578-2008**

To authorize the Director of Public Utilities to continue to be a member

of the Ohio State University's Center for Resilience; and to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund for its annual membership fee for the Division of Sewerage and Drainage. (\$25,000.00)

1580-2008

To authorize the Director of Public Utilities to execute a construction contract with John Eramo & Sons, Inc. for construction of the Morse Road 36" Water Main Part 2 Project; to authorize the transfer of \$11,993.79 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation, transfer, an expenditure of \$2,451,334.11 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$2,463,327.90 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$2,463,327.90)

1661-2008

To authorize the City Auditor to transfer of \$2,741,000.00 within the Water System Operating Fund to align budget authority with projected expenditures and declare an emergency. (\$2,741,000.00)

1681-2008

To authorize a \$5,000,000 supplemental appropriation for the Department of Public Utilities, Stormwater Operating Budget for payment of all anticipated internal billing during 2008 and to declare an emergency. (\$5,000,000)

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL**1635-2008**

To authorize the Director of Development to enter into a Columbus Downtown Office Incentive Agreement with Floyd Browne Group as provided in Columbus City Council Resolution Number 0088X-2007, adopted June 4, 2007.

(TABLED 10/27/08)

1682-2008

To authorize the appropriation of \$55,526.00 from the Crewville TIF Fund; to authorize and direct the payment of \$55,526.00 to Nationwide Realty Investors, Ltd. dba Crewville, LTD in accordance with the Tax Increment Financing and Economic Development Agreement; to authorize the expenditure of \$55,526.00 from the Crewville TIF Fund; and to declare an emergency. (\$55,526.00)

1715-2008

To authorize the Director of Development to enter into an Enterprise Zone agreement with CCS Realty Co. and Cloverleaf Cold Storage Co. for a tax abatement of seventy-five percent (75%) for a period of ten (10) years; and to declare an emergency.

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

1471-2008 To amend the 2008 C.I.B.; to authorize the transfer of funds within and from the Streets and Highways GO Bonds Fund to the Federal-State Highway Engineering Fund; to appropriate \$3,469,755.00 within the Federal-State Highway Engineering Fund; to authorize the Director of Public Service to expend \$3,500,000.00 or so much thereof as may be needed to American Electric Power, Columbia Gas, AT&T and other utilities for utility relocation work in conjunction with the Hilliard-Rome Road Improvement project for the Division of Transportation and to declare an emergency. (\$3,500,000.00).

1573-2008 To authorize the Director of the Department of Public Service to execute those documents required to transfer the unimproved and/or excess rights-of-way more fully described in the body of this legislation to The Board of Education of the Columbus City School District at no charge; and to waive the Land Review Commission and competitive bidding provisions of Columbus City Codes.

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

1629-2008 To authorize and direct the Columbus Health Department to accept additional grant funds from the Ohio Children's Trust Fund in the amount of \$61,227, to authorize the appropriation of \$61,227 from the Health Department Grants Fund, and to declare an emergency. (\$61,227.00)

1630-2008 To authorize and direct the Columbus Health Department to accept a grant from The Reinberger Foundation in the amount of \$10,000, to authorize the appropriation of \$10,000 from the Health Department Grants Fund, and to declare an emergency. (\$10,000.00)

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

1572-2008 To authorize the Director of Finance and Management to establish purchase orders, with Pomeroy IT Solutions, Inc.; DLT Solutions, Inc.; and Smart Solutions, Inc., from existing Universal Term Contracts, and Software House International, from a State Contract; on behalf of the Department of Technology, for hardware, software, materials and supplies needed to provide for the set-up of a second data center site in alignment with the Department of Technology's disaster recovery plan; and to authorize the City Auditor to transfer funds between object levels within the Department of Technology's Information Services

Fund to cover the cost of various expenditures; to authorize the expenditure of \$417,811.60 from the Department of Technology's Information Services Fund; and to declare an emergency.
(\$417,811.60)

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

1438-2008

To authorize and direct the Finance and Management Director to enter into contract with Habitec Security for the Recreation Center Security Camera Installation Project for the Recreation and Parks Department, to authorize the expenditure of \$177,264.67 from the Voted 1999/2004 Recreation and Parks Bond Fund, and to declare an emergency.
(\$177,264.67)

1679-2008

To authorize the Director of Recreation and Parks Department to execute those documents, on behalf of the City, necessary to exchange certain real property with Nationwide Children's Hospital for the reconfiguration of its adjacent roadway in order to improve the flow of traffic surrounding the hospital, to waive the Land Review Commission provisions of the Columbus City Codes (1959) and to declare and emergency.

ADJOURNMENT