



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, June 10, 2013

5:00 PM

City Council Chambers, Rm 231

**REGULAR MEETING NO. 32 OF COLUMBUS CITY COUNCIL, MONDAY, JUNE 10,
2013 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

1 **C0019-2013** THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING
COMMUNICATIONS AS OF, WEDNESDAY, JUNE 5, 2013:

New Type: D1
To: Mozarts Inc
DBA Mozarts Café
4784 N High St
Columbus OH 43214
Permit #62078090045

Transfer Type: C1, C2
To: RASW Inc
1102 W Mound St
Columbus OH 43223
From: TAHIR II Inc
DBA West Mound Gulf
1102 W Mound St
Columbus OH 43223
Permit #7208697

Transfer Type: D1, D2, D3
To: Café International Limited
DBA Café International
2361 N High St 1st Fl Only
Columbus OH 43202
From: Blue Nile Inc

DBA Blue Nile
2361 N High St 1st Fl Only
Columbus OH 43202
Permit #1178781

Transfer Type: D5
To: 16 Bit LLC
254 S Fourth St
Columbus OH 43215
From: Daniel L. Pizzurro
DBA Hilltop Café 1st Fl
2142 Sullivant Av
Columbus OH 43223
Permit #8199911

Transfer Type: D5
To: RCC COL Inc
DBA Bar 145
955 W Fifth Ave
Columbus OH 43212
From: SSC Holdings LLC
2920 S High St
Columbus OH 43207
Permit #7229356

Advertise: 06/15/13
Agenda: 06/10/13
Return: 06/20/13

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- FR-1** [1349-2013](#) To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with Columbus Equipment Company for a tax abatement of seventy-five percent (75%) for a period of ten (10) years on real property improvements and acquisition in consideration of a proposed total investment of approximately \$3,400,000.00.

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

- FR-2** [1274-2013](#) To authorize the Director of Public Service to enter into contract with Decker Construction Co. for construction services in connection with the UIRF - East North Broadway and High Street Left Turn Lane

project; to provide for the payment of construction administration and inspection services in connection with the project; to authorize the expenditure of up to \$308,959.73 from the Streets and Highways Bonds Fund. (\$308,959.73)

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- FR-3** [1231-2013](#) To authorize an increase in appropriation in the General Government Grant Fund in the Mayor's Office to reflect a reimbursement from the Solid Waste Authority of Central Ohio (SWACO) for expenses related to a household hazardous waste and electronics recycling program run as part of the Get Green Initiative. (\$5,000.00)

ZONING: MILLER, CHR. CRAIG KLEIN MILLS PALEY TYSON GINTHER

- FR-4** [1348-2013](#) To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.11, Drive-in stacking area; 3312.21(A), Landscaping and Screening; 3321.05(B)(2), Vision clearance; and 3356.11(A)(2), C-4 district setback lines, of the Columbus City Codes; for the property located at 1422 EAST LIVINGSTON AVENUE (43206), to permit an accessory parking lot with reduced interior landscaping in the R-3, Residential District, and reduced development standards for a public library in the C-4, Commercial District (Council Variance # CV13-023).
- FR-5** [1375-2013](#) To rezone 5167 WARNER ROAD (43081), being 3.91± acres located on the south side of Warner Road, 273± feet west of North Hamilton Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z13-028).

CA CONSENT ACTIONS

RESOLUTION OF EXPRESSION

GINTHER

- CA-1** [0132X-2013](#) To honor and recognize Mr. James A. Johnson for his sixty years of dedicated service to our community.

Sponsors: Hearcel Craig, Zachary M. Klein, A. Troy Miller, Michelle M. Mills, Eileen Y. Paley, Priscilla Tyson and Andrew Ginther

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- CA-2** [1243-2013](#) To authorize the Finance and Management Director to modify contract on behalf of the Office of Construction Management with Asebrook &

Co. Architects, LLC. for additional services associated with photo documentation of the exterior of the Central Safety Building located at 120 Marconi Boulevard; and to authorize the expenditure of \$10,700.00 from Construction Management Capital Improvement Fund. (\$10,700.00)

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

- CA-3** [1336-2013](#) To authorize the Director of the Department of Development to modify the Deaf Modification Program contract with Deaf Services Center to extend the termination date to December 31, 2013; and to declare an emergency.

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- CA-4** [1239-2013](#) To accept the application (AN12-022) of Eastside Grace Brethren Church for the annexation of certain territory containing 6.1 ± acres in Jefferson Township.
- CA-5** [1309-2013](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1708-1710 N. Cleveland Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.
- CA-6** [1389-2013](#) To authorize the Director of the Department of Development to modify contracts with The Shining Company and JRED Services for NSP property maintenance services by extending the contracts for one additional year; and to declare an emergency.

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

- CA-7** [0213-2013](#) To authorize and direct the Finance and Management Director to issue a purchase order for the Division of Fire for uniforms from the existing Universal Term Contract with Roy Tailors Uniform Company, to authorize the expenditure of \$510,000.00 from the General Fund; and to declare an emergency. (\$510,000.00)
- CA-8** [1257-2013](#) To authorize the Finance and Management Director to enter into contracts for the option to purchase Firefighter Boots on an as needed basis with Phoenix Safety Outfitters, LLC and The Fire House and to authorize the expenditure of two (2) dollars to establish each contract from the Mail, Print Services and UTC Fund. (\$2.00)
- CA-9** [1333-2013](#) To authorize the transfer of funds from the Special Purpose Fund to the Safety Initiative Fund; to authorize appropriation in the Special Revenue Fund for continuing professional training for the Division of Police and in the Safety Initiative Fund; and to declare an emergency (\$118,246.94).

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

- CA-10** [1160-2013](#) To accept various deeds for parcels of real property; to dedicate these parcels as public rights-of-way and to name said rights-of-way as described below.
- CA-11** [1196-2013](#) To request that the Director of the Ohio Department of Transportation establish the prima-facie speed limit in the westbound lane of Morse Road from Hamilton Road to US 62 (Johnstown Road) as 45 miles per hour, and to repeal any and all speed limit ordinances and resolutions on said roadway.
- CA-12** [1241-2013](#) To request that the Director of the Ohio Department of Transportation establish the prima-facie speed limit on Antares Avenue from Gemini Parkway to Polaris Parkway as 35 miles per hour, and to repeal any and all speed limit ordinances and resolutions on said roadway.
- CA-13** [1255-2013](#) To transfer the maintenance responsibilities of the rights-of-way identified as a 0.107 acre portion of the 16 foot wide east/west alley north of Weldon Avenue, a 0.135 acre portion of the 16 foot wide north/south alley east of Kenlawn Street, and a 0.103 acre portion of the 8 foot wide east/west alley south of Eddystone Avenue from the Department of Public Service, Division of Planning and Operations, to the Department of Recreation and Parks to facilitate the improvements and enhancements to Kenlawn Park.
- CA-14** [1332-2013](#) To accept the plat titled "Tech Center South Techneglas", from 727 E. Jenkins Ave. LLC, a Delaware limited liability company, by Edwin Savoy, Managing Member, and ITC Manufacturing LLC, an Ohio limited liability company, by Faruk H. Gole, Vice President of Operations, owners of the platted land; and to declare an emergency.

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- CA-15** [1129-2013](#) To authorize the Director of Public Utilities to modify and decrease the construction contract with Kokosing Construction Company, Inc., in the amount of \$854,700.00, for the Dublin Road Water Plant Treatment Capacity Increase Sludge Pump Station and Electrical Substation Project; for the Division of Water. (\$854,700.00)
- CA-16** [1207-2013](#) To authorize the Director of Finance and Management to establish Blanket Purchase Orders for Heating Oil from an established State of Ohio Cooperative Purchase Contract with Hightowers Petroleum Co. for the Division of Sewerage and Drainage, and to authorize the expenditure of \$505,000.00 from the Sewerage System Operating Fund. (\$505,000.00)
- CA-17** [1214-2013](#) To authorize the Finance and Management Director to establish a Blanket Purchase Order with Badger Meter, Inc., for the purchase of water meters and appurtenances, based on an existing Universal Term

Contract, for the Division of Water, to authorize a transfer and expenditure up to \$500,000.00 within the Water Build America Bonds Fund, and to amend the 2013 Capital Improvements Budget. (\$500,000.00)

CA-18 [1216-2013](#) To authorize the Director of Finance and Management to enter into a contract with FYDA Freightliner Columbus, Inc. for the purchase of a Single Axle Dump Truck- with CNG and Snow Plow Package Options for the Division of Water and to authorize the expenditure of \$184,849.00 from the Water Operating Fund. (\$184,849.00)

CA-19 [1293-2013](#) To authorize the Director of Public Utilities to execute a professional engineering services contract modification with CDM Smith, Inc., for purposes of amending the agreement language in connection with the Stormwater Strategic Plan Project; and to declare an emergency.

APPOINTMENTS

CA-20 [A0099-2013](#) Appointment of Lisa A. Case, 596 S 6th Street, Columbus, OH 43206, to serve on the German Village Area Commission with a term expiration date of June 30, 2016 (resume attached).

CA-21 [A0100-2013](#) Appointment of Charles M. Loyd, 799 Beech Street, Columbus, OH 43206, to serve on the South Side Area Commission with a term expiration date of December 31, 2013 (resume attached).

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

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

SR-1 [1270-2013](#) To authorize the Director of Finance and Management to enter into contract for the engineering and installation of a multicarrier/universal cellular communication repeater system in the Jerry Hammond Center, City Hall, and 77 N. Front Street; to amend the 2013 Capital Improvement Budget; to authorize the transfer of \$135,000.000 between projects within the Capital Improvement Budget; authorize the expenditure of \$135,000.00 from the Construction Management Capital Improvement Fund; to waive the competitive bidding provisions of the Columbus City Codes, 1959; and to declare an emergency. (\$135,000.00)

SR-2 [1276-2013](#) To authorize the Director of the Department of Finance and Management to modify an existing contract with the Franklin County Public Defender Commission to allow for the inclusion of costs for additional services provided, to authorize the expenditure of \$11,748.00 from the general fund; and to declare an emergency. (\$11,748.00)

SR-3 [1387-2013](#) To authorize the Director of the Department of Finance and Management to enter into a contract with the Greater Columbus Arts

Council for support of the Greater Columbus Film Commission, to authorize the expenditure of \$100,000.00 from the general fund, and to declare an emergency (\$100,000.00)

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

- SR-4** [1236-2013](#) To authorize the Board of Health to enter into contract with AIDS Resource Center Ohio for the provision of housing service for the period of June 1, 2013 through February 28, 2014; to authorize the expenditure of \$400,000.00 from the Health Department Grants Fund, to waive the provisions of competitive bidding; and to declare an emergency. (\$400,000.00)

ADMINISTRATION: CRAIG, CHR. MILLER PALEY GINTHER

- SR-5** [1324-2013](#) To accept Memorandum of Understanding #2013-02 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE)/CWA Local 4502, which amends the Collective Bargaining Agreement, April 24, 2011 through April 23, 2014; and to declare an emergency.

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

- SR-6** [1268-2013](#) To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with Plaza Core Hotel LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of approximately \$20,440,000.00 in real property improvements, the retention of 3 existing positions, and the creation of 26 new full-time permanent positions with an associated annual payroll of approximately \$1,063,000.00.
- SR-7** [1269-2013](#) To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with Riverview Hotel LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of approximately \$13,370,000.00 in real property improvements and the creation of 14 new full-time permanent positions with an associated annual payroll of \$502,000.00.
- SR-8** [1282-2013](#) To authorize the Director of the Department of Development to accept payments totaling up to \$36,850.00 from the Ohio Environmental Protection Agency for the 2013 Market Development Grant Program; to authorize the appropriation of \$36,850.00 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into an agreement with CleanTurn International LLC for the implementation of the 2013 Market Development Grant Program in accordance with Sole Source Procurement provisions of the Columbus City Code; to authorize the expenditure of \$36,850.00 from the General Government

Grant Fund; and to declare an emergency. (\$36,850.00)

- SR-9** [1342-2013](#) To authorize the Director of the Department of Development to amend the Job Creation Tax Credit Agreement with Time Warner Entertainment Company, L.P. to replace Time Warner Entertainment Company L.P. with Time Warner Cable Midwest LLC as party to the Agreement; and to declare an emergency.
- SR-10** [1343-2013](#) To amend Ordinance 1492-2005 by authorizing the Director of the Department of Development to enter into an Enterprise Zone Agreement with Time Warner Entertainment Company, L.P.; to authorize the Director of the Department of Development to amend the Gowdy Partners LLC & Time Warner Entertainment Company, L.P. Enterprise Zone Agreement to remove Gowdy Partners LLC as a party to the Agreement; to authorize the Director of the Department of Development to amend the Enterprise Zone Agreement to replace Time Warner Entertainment Company L.P. with Time Warner Cable Midwest LLC as party to the Agreement; and to declare an emergency.
- SR-11** [1350-2013](#) To authorize the Director of the Department of Development to amend the Job Creation Tax Credit Agreement with Whirlpool Corporation and Kenco Logistic Services, LLC to replace Kenco Logistic Services, LLC as Employer and party to the Agreement with Penske Logistics as Employer and party to the Agreement; and to declare an emergency.
- SR-12** [1351-2013](#) To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with NetJets Inc. and Bridgeway Partners LLC to remove Bridgeway Partners LLC as Owner and party to the Agreement to be replaced by Realty Income Properties 6 LLC as Owner and party to the Agreement; and to declare an emergency.

RECREATION & PARKS: KLEIN, CHR. TYSON MILLS GINTHER

- SR-13** [1146-2013](#) To authorize the Director of Recreation and Parks to enter into a contract with the Columbus Zoological Park Association to provide transportation, shirts and novelties for children from the Recreation and Parks playground program to the Columbus Zoo and Aquarium as a part of the Melvin B. Dodge Summer Zoo Days; and to declare an emergency.

TECHNOLOGY: MILLER, CHR. KLEIN MILLS GINTHER

- SR-14** [1082-2013](#) To authorize the Director of the Department of Technology to renew a contract for fiber network and broadband access and related services, with OARnet/OSU, a local non-profit educational institute (servicing grades K-12, colleges and universities); to waive the competitive bidding provisions of Columbus City Code; and to authorize the expenditure of \$20,400.00 from the Department of Technology Information Services Division, Internal Services Fund. (\$20,400.00)

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

- SR-15** [1050-2013](#) To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with Willo Security, Inc., for the provision of security guard services in the Municipal Court Building, to authorize the expenditure of \$330,000.00 from the Municipal Court General Fund; and to waive competitive bidding requirements of Chapter 329, Columbus City Codes, and to declare an emergency (\$330,000.00).
- SR-16** [1331-2013](#) To suspend application of Section 2151.16 of the Columbus City Traffic Codes Parking Violations Code as applied to Mobile Food Vendors of the Columbus City Code; to authorize the Director of Public Safety to create and implement the Mobile Food Vending Pilot Program; to suspend the notice and filing requirements contained in sections 121.05 and 2015.04 of the Columbus City Codes to enable the Director of Public Service to immediately post signs to designate Mobile Food Vending permitted parking.
(REQUEST TO AMEND AS SUBMITTED TO CLERK)
- SR-17** [1335-2013](#) To authorize an appropriation of \$16,105.15 from the unappropriated balance of the General Improvement Grant Fund to the Department of Public Safety to provide funds for the costs associated with the replacement or repair of damaged Neighborhood Safety Cameras; and to declare an emergency. (\$16,105.15)

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

- SR-18** [1275-2013](#) To amend the 2013 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets & Highways Bond Fund; to authorize the Director of Public Service to reimburse Columbia Gas, Delco Water, American Electric Power, and other utilities for utility relocation costs incurred in conjunction with Department of Public Service Arterial Street Rehabilitation - North High Street Flint Road to County Line capital improvement project; to authorize the expenditure of \$600,000.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency.(\$600,000.00)

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- SR-19** [0968-2013](#) To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with HOMEWOOD CORPORATION, pursuant to Section 186 of the Columbus City Charter for a sewer extension as part of the Central College Big Walnut Subtrunk Sewer Project for the Division of Sewerage and Drainage; to authorize the transfer with and expenditure of up to \$2,631,071.81 from

the Sanitary General Obligation Bond Fund 664, and to amend the 2013 Capital Improvements Budget. (\$2,631,071.81)

- SR-20** [1036-2013](#) To authorize the Directors of the Department of Technology and the Department of Public Utilities to renew an agreement with CalAmp Corporation (dba Wireless Matrix Corporation) for automated vehicle location (AVL) services for the AVL System utilized by the Department of Public Utilities; to authorize the Director of Finance and Management to issue a purchase order for replacement parts needed to maintain the AVL system; in accordance with the sole source provisions of the City of Columbus Code; to authorize the total expenditure of \$187,493.60 from the Department of Technology, Internal Services Fund; and to declare an emergency. (\$187,493.60)

(REQUEST TO AMEND AS SUBMITTED TO CITY CLERK)

- SR-21** [1162-2013](#) To authorize the Director of Public Utilities to enter into a planned modification with Ohio Mulch for services in connection with the Deep Row Hybrid Poplar program for the Division of Sewerage and Drainage; and to authorize the expenditure of \$1,050,000.00 from the Sewerage System Operating Fund. (\$1,050,000.00)

- SR-22** [1226-2013](#) To authorize the Director of Public Utilities to enter into a construction contract with John Eramo & Sons, Inc. for the Azelda Avenue Area Water Line Improvements Project for the Division of Water; to authorize a transfer and expenditure up to \$2,182,453.73 within the Water Works Enlargement Voted Bonds Fund, the Water Build America Bonds Fund, the Water Super Build America Bonds Fund, and the Permanent Improvements Fund; to amend the 2013 Capital Improvements Budget; and to declare an emergency. (\$2,182,453.73)

ADJOURNMENT