

Columbus City Bulletin



**Bulletin #29
July 17, 2010**

Proceedings of City Council

Saturday July 17, 2010



SIGNING OF LEGISLATION

(With the exception of Ordinances 1079-2010 and 0848-2010 which were signed by President Pro Tem Hearcel Craig on the night of the Council meeting; all other legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *July 12, 2010*; by Mayor, Michael B. Coleman on *Wednesday, July 14, 2010*; and attested by the City Clerk, prior to Bulletin publishing.)

The City Bulletin Official Publication of the City of Columbus

Published weekly under authority of the City Charter and direction of the City Clerk. The Office of Publication is the City Clerk's Office, 90 W. Broad Street, Columbus, Ohio 43215, 614-645-7380. The City Bulletin contains the official report of the proceedings of Council. The Bulletin also contains all ordinances and resolutions acted upon by council, civil service notices and announcements of examinations, advertisements for bids and requests for professional services, public notices; and details pertaining to official actions of all city departments. If noted within ordinance text, supplemental and support documents are available upon request to the City Clerk's Office.

Council Journal (minutes)



City of Columbus
Journal - Final
Columbus City Council

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

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, July 12, 2010

5:00 PM

Columbus City Council

Columbus City Council

Journal

July 12, 2010

REGULAR MEETING NO. 37 OF COLUMBUS CITY COUNCIL, JULY 12, 2010 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

C0020-2010

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY JULY 7, 2010:

New Type: D3
To: Pacific Food Inc
DBA Akai Hana
1173 Old Henderson Rd
Columbus OH 43220
Permit # 66325760001

New Type: C1, C2
To: Egy America Corporation
DBA East Village Market
240 Chittenden Ave
Columbus OH 43201
Permit # 24484510010

New Type: D5
To: D K Tuttle Inc
5370 Tuttle Crossing Blvd
Columbus OH 43016
Permit # 22152740010

Transfer Type: D5, D6
To: TK Polaris Inc
DBA Tilted Kilt
& Enclosed Patio
8665 Sancus Blvd
Columbus OH 43240
From: Cheeseburger of Polaris LLC
DBA Cheeseburger in Paradise
& Enclosed Patio
8665 Sancus Blvd
Columbus OH 43240
Permit # 8773713

Transfer Type: D1, D2, D3A, D6
To: KO777 LLC
720 N High St
Columbus OH 43215
From: Teresi Publications Inc
DBA Easyriders of Columbus
611 E Broad St & Patios
Columbus OH 43215
Permit # 4802480

Transfer Type: C1, C2, D6
To: Schrock Road Drive Thru Inc
1457 Schrock Rd
Columbus OH 43229
From: Obrogan Holdings LLC
1457 Schrock Rd
Columbus OH 43229
Permit # 7878296

Stock Type: D1, D2, D3, D3A, D6
To: Ruckmoor Restaurant Inc
1st Fl Bsmt & Patios
7496 N High St
Columbus OH 43235
Permit # 7580023

Stock Type: C1, C2
To: Cameron Mitchell Restaurants LLC
DBA Cameron Mitchell Catering Co
7619 Huntington Park Dr & Patio
Columbus OH 43235
Permit # 12046700100

Stock Type: D1, D2, D3, D6
To: Cameron Mitchell Restaurants LLC
DBA Marcellas
1319 Polaris Pkwy & Patio
Columbus OH 43240
Permit # 12046700050

Stock Type: D1, D2, D3, D6
To: Cameron Mitchell Restaurants LLC
DBA Marcellas
615 N High St 1st Fl
Columbus OH 43215
Permit # 12046700090

Stock Type: D5B, D6
To: Cameron Mitchell Restaurants LLC
DBA Molly Woos Asian Bistro
Polaris Fashion Center
Suite 220 & Patio
1500 Polaris Pkwy
Columbus OH 43240
Permit # 12046700065

Stock Type: D5B, D6
To: Cameron Mitchell Restaurants LLC
DBA The Ocean Club
2nd Fl & Patio
4002 Easton Station
Columbus OH 43219
Permit # 12046700005

Stock Type: D5, D6
To: Cameron Mitchell Restaurants LLC
DBA Cap City Fine Diner & Bar
1299 Olentangy River Rd & Patio
Columbus OH 43212
Permit # 12046700025

Stock Type: D5, D6
To: Cameron Mitchell Restaurants LLC
DBA Martini Ristorante & Bar
445 N High St 1st Fl
Columbus OH 43215
Permit # 12046700030

Stock Type: D1, D2, D3, D3A
To: Cameron Mitchell Restaurants LLC
DBA M
NW Portion 1st Fl & Bsmt & Patio
2 Miranova Pl
Columbus OH 43215
Permit # 12046700056

Advertise: 07/17/2010

Return: 07/23/2010

Read and Filed

RESOLUTIONS OF EXPRESSION**MILLER****0102X-2010**

To honor and recognize Janet J. Campbell Lanza for being elected President of National Public Employer Labor Relations Association (NPELRA) in May.

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

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADDITIONS OR CORRECTIONS TO THE AGENDA**FIRST READING OF 30-DAY LEGISLATION****FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER, TYSON****MENTEL****0875-2010**

FR To authorize and direct the City Auditor to transfer funds within the Department of Building & Zoning Services in the amount of \$66,575.00 for the purchase five (5) 2011 Ford compact half-ton pickup trucks. (\$66,575.00)

Read for the First Time

0876-2010

FR To authorize the Director of the Department of Finance and Management to enter into contract with Ricart Properties, Inc. under the terms of the Universal Term Contract FL 004524 for the purchase of five (5) 2011 Ford compact half-ton Ford Ranger XL pick-up trucks with weather-guard toolboxes for the Department of Building & Zoning Services; and to authorize the expenditure of \$66,575.00 from Development Services Fund. (\$66,575.00)

Read for the First Time

0917-2010

FR To authorize the Finance and Management Director to extend a contract on behalf of the Office of Construction Management with Physical Planning Technologies, Ltd. for server hosting and software support for a Comprehensive Municipal Planning and Asset Management System; and to authorize the expenditure of \$50,400.00 from the General Fund. (\$50,400.00)

Read for the First Time

0098X-2010

FR A Resolution to accept the Downtown Columbus Strategic Plan as a guide for development, redevelopment, and the planning of future public improvements within the Central Business District.

Read for the First Time

SAFETY: GINTHER CHAIR, PALEY CRAIG MENTEL**0846-2010**

FR To authorize the Finance and Management Director to modify a professional services contract on behalf of the Office of Construction Management with Mull & Weithman Architects, Inc. for architectural and engineering services for the new Police Division property room project located at 724 Woodrow

Avenue; to authorize and direct the City Auditor to appropriate and transfer \$679,515.00 from the Special Income Tax Fund to the Public Safety Voted Bond Fund; to authorize the City Auditor to appropriate \$679,515.00 within the Public Safety Voted Bond Fund; and to authorize the expenditure of \$679,515.00 from the Public Safety Voted Bond Fund. (\$679,515.00)

Read for the First Time

- 1020-2010 FR To authorize and direct the Finance and Management Director to sell to Officer Randall Kinzel for the sum of \$1.00, a police canine with the registered name of "Robbie", which has no further value to the Division of Police, and to waive provisions of the City Code- pertaining to the Sale of City Owned Personal Property. (\$1.00)

Read for the First Time

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

- 1021-2010 FR To authorize the Director of Finance and Management to enter into a contract for the purchase of one backhoe with attachments in accordance with a State of Ohio contract with Southeastern Equipment Company, Inc. for the Division of Planning and Operations; to amend the 2010 CIB; to authorize the transfer of funds within the Street and Highway Improvement Fund; and to authorize the expenditure of \$91,122.16 from the Street and Highway Improvement Fund. (\$91,122.16)

Read for the First Time

- 1025-2010 FR To appropriate \$1,001.77 within the Special Purpose Fund for the Division of Planning and Operations 2010 Employee Award Program and to authorize the Director of Public Service to expend these funds consistent with the program's award criteria. (\$1,001.77)

Read for the First Time

- 1026-2010 FR To name the 1st alley south of McKinley Avenue and north of River Street, formerly an unnamed alley, approximately 330 feet in length, east of Central Avenue to the eastern terminus as Canei Alley.

Read for the First Time

- 1027-2010 FR To authorize the Director of the Department of Public Service to execute those documents necessary to allow the City to grant the aerial encroachment easement to Linda Moore which will allow the installation of the proposed fire escape located at 501 North Park Street.

Read for the First Time

- 1028-2010 FR To authorize the Director of Public Service to execute those documents required to transfer unimproved portion of Fairview Avenue and Morse Road right of way to the abutting property owners (Miracle Motor Mart and Charles M. Savko).

Read for the First Time

ADMINISTRATION: A. TROY MILLER, CHR. PALEY TAVARES MENTEL

- 0904-2010 FR To authorize the Finance and Management Director to modify a professional services contract on behalf of the Office of Construction Management with Advanced Engineering Consultants, Ltd. for professional engineering design services for the Department of Technology, 1601 Arlingate Lane, HVAC System Phase II renovation and fire suppression system upgrade; and to

authorize the expenditure of \$44,600.00 from the Information Services Capital Improvement Fund. (\$44,600.00)

Read for the First Time

- 0969-2010** FR To authorize the Director of the Department of Technology to enter into a grant agreement with Tech Corps Ohio to utilize funds for administration, staff costs and recruitment materials for the purpose of supporting efforts to recruit, train and support tech-savvy volunteers to work with local teachers and kindergarten through 12th grade students to provide vital education resources; and to authorize the expenditure of \$4,000.00 from the Community Technology Grant Fund. (\$4,000.00)

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0879-2010** FR To authorize the Director of Public Utilities to execute a planned contract modification for the professional services agreement with URS Corporation-Ohio, Inc. for the Lockbourne Intermodal Sewer project; to authorize the transfer within and expend of \$1,326,630.00 in funds from the Sanitary B.A.B.s (Build America Bonds) Fund to establish sufficient budget authority to cover the expenditure upon passage of the ordinance for the Division of Sewerage and Drainage. (\$1,326,630.00).

Read for the First Time

- 0896-2010** FR 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 \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

Read for the First Time

- 0938-2010** FR To authorize the Director of Public Utilities to enter into an agreement with CH2M Hill, Inc. for professional engineering services for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project; to authorize a transfer and expenditure of \$10,432,936.00 within the Water Build America Bonds Fund; for the Division of Power and Water, and to amend the 2010 Capital Improvements Budget. (\$10,432,936.00)

Read for the First Time

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

- 1037-2010** FR To accept the application AN09-009 of Robert L & Lynn Althoff, Frank D. & Judy K. Carlo, and Doris Althoff, Trustee for the annexation of certain territory containing 7.0± acres in Jefferson Township.

Read for the First Time

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- 0859-2010** FR To authorize the Director of Recreation and Parks to modify and extend the contract with Kone, Inc. for required maintenance and services of nine (9) elevator units in various city facilities under the purview of the Recreation and Parks Department; and to authorize the expenditure of \$23,400.00 for this modification which is for the second of five annual renewals as agreed to and specified in the bid contract EL008729 dated July 28, 2008.

Read for the First Time

- 0870-2010** FR To authorize and direct the Director of Recreation and Parks to enter into contract with E.H. Herrick Engineering, Ltd. for professional services related to the 2010 inspection of department-owned bridges; and to authorize the expenditure of \$20,940.00 from the Voted 1999/2004 Parks and Recreation Bond Fund.

Read for the First Time

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

- 0994-2010** FR To rezone 2372 SOUTH HIGH STREET (43207), being 3.3± acres located at the southeast corner of South High Street and Fornoff Road, From: C-3, Commercial District, To: CPD, Commercial Planned Development District (Rezoning # Z10-002).

Read for the First Time

- 1005-2010** FR To grant a Variance from the provisions of Section 3367.01, M-2, Manufacturing district, of the Columbus City Codes, for the property located at 3130 SCIOTO DARBY EXECUTIVE COURT (43026), to permit automotive maintenance and repair in the M-2, Manufacturing District (Council Variance CV10-018).

Read for the First Time

- 1060-2010** FR To rezone 876 BETHEL ROAD (43214), being 1.1± acres located on the north side of Bethel Road, 1175± feet west of Olentangy River Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-009)

Read for the First Time

CONSENT ACTIONS

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

- 0872-2010** CA To appropriate and transfer \$250,000 within the General Permanent Improvement Fund; to authorize and direct the Director of Development to enter into a grant agreement with the Southside Settlement House for crucial roof repairs and infrastructure needs; to authorize the expenditure of \$250,000 from the General Permanent Improvement Fund; and to declare an emergency. (\$250,000.00)

Sponsors: Andrew Ginther, Charleta B. Tavares and Eileen Y. Paley

This Matter was Approved on the Consent Agenda.

- 0921-2010** CA To authorize and direct the Finance and Management Director to modify past, present and future contracts and purchase orders with CRISNet, Inc. to reflect a new name and new Federal ID number; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0922-2010** CA To appropriate and transfer \$84,000 within the General Permanent Improvement Fund; to authorize and direct the Director of Development to enter into a grant agreement with the St. Stephen's Community House for crucial roof repairs and infrastructure needs; to authorize the expenditure of \$84,000 from the General Permanent Improvement Fund; and to declare an emergency. (\$84,000.00)

Sponsors: Andrew Ginther, Charleta B. Tavares and Michael C. Mentel

This Matter was Approved on the Consent Agenda.

- 0923-2010 CA To authorize and direct the Finance and Management Director to enter into a UTC contract for the option to purchase Liquefied Petroleum Gas (Propane) with Ferrellgas Propane, 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)

This Matter was Approved on the Consent Agenda.

- 0999-2010 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with PK Builders LLC, Inc. for various interior and exterior building renovations at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue; to authorize the City Auditor to transfer \$60,000.00 between projects in the Gov'l Build America Bonds; to amend the 2010 Capital Improvement Budget; to authorize the expenditure of \$60,000.00 from the Gov'l Build America Bonds; and to declare an emergency. (\$60,000.00)

This Matter was Approved on the Consent Agenda.

- 1003-2010 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Martin Painting for the renovation and restoration of the plaster and wall treatments in City Council Chambers and stairwell at City Hall, 90 West Broad Street; to authorize and direct the City Auditor to transfer \$33,400.00 from the Special Income Tax Fund to the Construction Management Capital Improvements Fund; to authorize the appropriation of said funds in the Construction Management Capital Improvement Fund; to authorize the expenditure of \$33,400.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$33,400.00)

This Matter was Approved on the Consent Agenda.

- 1004-2010 CA To authorize and direct the City Auditor to contract for professional auditing services with Premiere Accounting Solutions, Inc., CPA's, for the audits of 11 of the City's subgrantees having a total of 28 contracts, totaling more than \$1,119,000, and to authorize the expenditure of \$20,340.00 and to declare an emergency. (\$20,340.00)

This Matter was Approved on the Consent Agenda.

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

- 0915-2010 CA To authorize the Director of Finance and Management to enter into a contract for the purchase of replacement tasers, taser cartridges, holsters, warranties with Vance's Outdoors Inc. for the Division of Police in accordance with the sole source procurement provisions of the Columbus City Codes: to authorize the expenditure of \$98,528.85 from the Law Enforcement Drug Seizure Fund; and to declare an emergency. (\$98,528.85)

This Matter was Approved on the Consent Agenda.

- 0919-2010 CA To authorize the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2010 program; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0925-2010 CA To amend the 2010 Capital Improvements Budget; to authorize the transfer of \$155,400.00 between projects in the Safety Voted Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Farber Corporation for the replacement of HVAC equipment at the Rhodes State Office Tower communication site; to authorize the expenditure of \$155,400.00 from the Safety Voted Fund; and to declare an emergency. (\$155,400.00)

This Matter was Approved on the Consent Agenda.

- 0929-2010 CA To authorize an additional appropriation of \$172,397.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police to purchase insurance, travel and training needs, and maintenance services; and to declare an emergency. (\$172,397.00)

This Matter was Approved on the Consent Agenda.

- 0991-2010 CA To authorize and direct the Finance & Management Director to enter into contract for the option to purchase Fire Turnout Gear Cleaning and Repair Services with Pro Protection Group, LLC, 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).

This Matter was Approved on the Consent Agenda.

- 1014-2010 CA To authorize the Finance and Management Director to modify and increase a contract with Kone, Inc. for elevator cab renovations at the Central Safety Building, 120 Marconi Boulevard; to authorize the expenditure of \$67,452.00 from the Gov'l B.AB. (Build America Bonds) Fund; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1017-2010 CA To authorize and direct the Finance and Management Director to issue a purchase order for turnout gear for the Fire Division from an existing Universal Term Contract with Morning Pride Manufacturing, Inc., to authorize the expenditure of \$175,000.00 from the General Fund; and to declare an emergency. (\$175,000.00)

This Matter was Approved on the Consent Agenda.**PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES
MENTEL**

- 0844-2010 CA To authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for the installation of a queue cutter signal for the CSX grade crossing at SR-161 in Linworth. (\$0)

This Matter was Approved on the Consent Agenda.

- 0916-2010 CA To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the John Glenn Avenue Improvement Project, to authorize the expenditure of \$36,808.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$36,808.00).

This Matter was Approved on the Consent Agenda.

- 0934-2010** CA To authorize the Director of Public Service to enter into contract for the purchase of Truck Washing Services with TNT Powerwash Inc.; to authorize the expenditure of \$30,000.00 from the General Fund, for the Division of Refuse Collection; and to declare an emergency. (\$30,000.00)
This Matter was Approved on the Consent Agenda.
- 0941-2010** CA To authorize the Director of Public Service to reimburse the Franklin County Engineer in the amount of \$381,290.94 for snow and ice removal rendered during the 2009-2010 winter season; to authorize the expenditure of \$381,290.94 or so much thereof as may be needed from the Municipal Motor Vehicle License Tax Fund; and to declare an emergency. (\$381,290.94)
This Matter was Approved on the Consent Agenda.
- 0968-2010** CA To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Traffic Pedestal Poles for the Department of Public Service with Path Master, Inc.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 0970-2010** CA To authorize the Director of Public Service to execute a contract modification with Infrastructure Management Services in connection with the Resurfacing - Pavement and Asset Management project; to amend the 2010 Capital Improvements Budget; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$75,000.00 from the Streets and Highways G.O. Bonds Fund for this contract modification; and to declare an emergency. (\$75,000.00)
This Matter was Approved on the Consent Agenda.
- 0974-2010** CA To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Audible Pedestrian Signal Equipment for the Department of Public Service with Path Master, Inc.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 0986-2010** CA To authorize the Director of Public Service to execute a contract modification with CTL Engineering, Inc. in connection with the Roadway Improvements - Materials Testing and Inspection project; to amend the 2010 Capital Improvements Budget; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$31,860.00 from the Streets and Highways G.O. Bonds Fund for this contract modification; and to declare an emergency. (\$31,860.00)
This Matter was Approved on the Consent Agenda.
- 0990-2010** CA To authorize the Director of the Department of Public Service to execute those documents required to transfer the north-south alley, east of Washington Avenue, between East Broad and Capital Streets, to State Automobile Mutual Insurance Company; and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 0997-2010** CA

necessary for the payment of Utility Relocation expenses to AT&T for the Arterial Street Rehabilitation - Parsons/Livingston Avenue improvement project; to amend the 2010 CIB; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the transfer of funds from the Streets and Highways G.O. Bonds Fund to the Fed-State Highway Engineering Fund; and to declare an emergency. (\$34,460.13)

This Matter was Approved on the Consent Agenda.

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

0933-2010 CA To authorize and direct the Director of the Department of Finance and Management on behalf of the Municipal Court Clerk to establish a purchase order with TAB Products Company LLC for the purchase of case file folders and unit buckets for the Clerk's Office; to authorize the expenditure of \$101,414.83 from the Municipal Court Clerk general fund; and to declare an emergency. (\$101,414.83)

This Matter was Approved on the Consent Agenda.

1011-2010 CA To authorize the Finance and Management Director to modify a professional services contract on behalf of the Office of Construction Management with Bird Houk Collaborative for architectural and engineering services for the main electrical service and distribution upgrade at the Municipal Court Building, 375 South High Street; to authorize and direct the City Auditor to transfer \$48,500.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the City Auditor to appropriate said funds within the Construction Management Capital Improvement Fund; to authorize the expenditure of \$48,500.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$48,500.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0804-2010 CA To authorize and direct the Director of Public Utilities to apply for and enter into a Section 319 Grant Agreement with the Ohio Environmental Protection Agency for the Twin Bridges Innovative Stormwater Development Project; to accept the grant in the amount of \$272,067.00; to authorize the appropriation and expenditure of \$272,067.00 from the Ohio EPA Grant; to authorize the Director of Public Utilities to appropriate and expend \$68,017.00 from the Water Build America Bonds Fund for the match required for the grant; and to declare an emergency (\$340,084.00)

This Matter was Approved on the Consent Agenda.

0816-2010 CA To authorize the Director of Public Utilities to enter into a planned modification of a contract with FeeCorp Corporation for Catch Basin and Manhole Cleaning Services for the Division of Sewerage and Drainage and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

0905-2010 CA To authorize and direct the Director of the Department of Public Utilities to

modify past, present and future contracts and purchase orders associated with EL008212 with Oracle USA, Inc. to reflect a new name and new Federal ID number; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

HEALTH AND HUMAN DEVELOPMENT COMMITTEE: TAVARES, CHR. TYSON GINTHER MENTEL

0910-2010 CA To authorize the Board of Health to enter into a revenue contract with the Columbus City Schools for the provision of public health consultation services in an amount not to exceed \$10,000.00, and to declare an emergency. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

0984-2010 CA To authorize and direct the Columbus Health Department to accept a grant from Ohio Campus Compact in the amount of \$2,250.00 for the Pay It Forward Under-Immunization of Children Under Five Project; to authorize the appropriation of \$2,250.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$2,250.00)

This Matter was Approved on the Consent Agenda.

1001-2010 CA To authorize the Director of the Department of Finance and Management to establish a purchase order for the purchase of 91 Microsoft (MS) Office Standard and 120 Microsoft Office Professional 2010 licenses from Software House International Inc. (SHI) from a State Contract; to authorize the expenditure of \$59,784.09 from the Health Department Grants Fund, and to declare an emergency. (\$59,784.09)

This Matter was Approved on the Consent Agenda.

1010-2010 CA To authorize and direct the Board of Health to enter into a revenue contract from the Ohio Department of Health to conduct investigations of smoking complaints, in an amount not to exceed \$33,375.00, and to declare an emergency. (\$33,375.00)

This Matter was Approved on the Consent Agenda.

HOUSING : TAVARES, CHR. TYSON MILLER MENTEL

0993-2010 CA To authorize the Director of the Department of Development to expend \$66,561.33 for lead hazard control projects in the Lead Safe Columbus program; to authorize the expenditure of \$66,561.33 from the General Government Grant Fund; and to declare an emergency. (\$66,561.33)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

1039-2010 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN10-002) of 3.3+ acres in Washington Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

1045-2010 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN10-003) of 1.326 + acres in Clinton Township to the City of Columbus as required by

the Ohio Revised Code; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

A0068-2010 CA Reappointment of Jeffrey Hissem, 146 Punta Alley, Columbus, Ohio 43201 to serve on the Victorian Village Commission with a new term expiration date of June 30, 2013 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

A0069-2010 CA Reappointment of David Brownstein, 755 Dennison Ave. Columbus, Ohio 43215 to serve on the Victorian Village Commission with a new term expiration date of June 30, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

A0070-2010 CA Reappointment of Marc Conte, Downtown Development Corporation, 863 Kleiner, Columbus, Ohio 43215 to serve on the Victorian Village Commission with a new term expiration date of June 30, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

A0071-2010 CA Reappointment of Robert Vogt 775 N. Park Street, Columbus, Ohio 43215 to serve on the Victorian Village Commission with a new term expiration date of June 30, 2013 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

A0072-2010 CA Reappointment of Joshua B. Wood, 1000 Neil Avenue, Columbus, Ohio 43201 to serve on the Victorian Village Commission with a new term expiration date of June 30, 2013 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

A0073-2010 CA Reappointment of John DeFourny, 4840 North High Street Columbus, Ohio 43214 to serve on the Clintonville Area Commission with a term expiration date of 6/30/2013 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

A0074-2010 CA Appointment of James Blazer, 333 East North Broadway Street Columbus, Ohio 43214 to serve on the Clintonville Area Commission with a term expiration date of 6/30/2013 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

A0075-2010 CA Appointment of Jennifer Kangas, 42 Rathbone Avenue, Columbus, Ohio 43214 to serve on the Clintonville Area Commission with a term expiration date of 6/30/2013 (resume attached)

This Matter was Read and Approved on the Consent Agenda.

A0076-2010 CA Appointment of Stephanie Lynn Coe, 1397 Gorham Drive, Columbus, Ohio 43223 to serve on the Development Commission replacing Johnathan Barnes with a new term expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

A0077-2010 CA Appointment of Marty Anderson, Sowald, Sowald & Clouse, 400 S. 5th St, Suite 101, Columbus, Ohio 43215 to serve on the Development Commission

with a new term date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0078-2010** CA Appointment of Maria Manta Conroy, Ph.D., City & Regional Planning & Environmental Science Graduate Program, 275 W. Woodruff Avenue, Columbus, Ohio 43210-1138 to serve on the Development Commission with a new term expiration date of July 31, 2013.

This Matter was Read and Approved on the Consent Agenda.

- A0079-2010** CA Appointment of Jonn Cooley, Ph.D., Dean, Arts & Sciences Division, Columbus State Community College, 550 East Spring Street, Columbus, Ohio 43215 to serve on the Development Commission with a new expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0080-2010** CA Appointment of Michael Fitzpatrick, Architectural Alliance, 165 N. 5th Street, Columbus, Ohio 43215 to serve on the Development Commission with a new term expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0081-2010** CA Appointment of John Ingwersen, 1050 Bryden Rd, Columbus, Ohio 43205 to serve on the Development Commission with a new term expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0082-2010** CA Appointment of Kay Onwukwe, HKI, 2929 N. High Street, Columbus, Ohio 43202 to serve on the Development Commission with a new expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0083-2010** CA Appointment of Annette Whiteside of 510 Wilson Ave. Columbus, Ohio 43205 to serve on the Near East Area Commission with a new term expiration date of July 1, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0084-2010** CA Appointment of Ouida Jackson of 1598 E. Long St. Columbus, Ohio 43203 to serve on the Near East Area Commission with a new term expiration date of July 1, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0085-2010** CA Appointment of Randelle Bowman of 310 E. Innis Ave. Columbus, Ohio 43207 to serve on the Columbus South Side Area Commission with a new term expiration date of January 1, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0086-2010** CA Appointment of James Turner of 164 Thurman Ave. Columbus, Ohio 43206 to serve on the Board of Commission Appeals with a new term expiration date of June 30, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0087-2010** CA Appointment of William Hugus of 750 Mohawk St. Columbus, Ohio 43206 to serve on the Brewery District Commission with a new term expiration date of June 30, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0088-2010** CA Appointment of Jason Sudy of 880 Hamlet St. Apt. C. Columbus, Ohio 43201 to serve on the Italian Village Commission with a new term expiration date of June 30, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0089-2010** CA Appointment of Jana Maniace of 155 West Main St. Suite 605 Columbus, Ohio 43215 to serve on the Downtown Commission with a new term expiration date of June 1, 2014 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0091-2010** CA Appointment of David Baker of 88 Bishop Sq. Columbus, Ohio 43209 to serve on The Columbus Art Commission with a new term expiration date of July 31, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0092-2010** CA Appointment of Lisa Atkins Case of 596 S. 6th St. Columbus, Ohio 43206 to serve on the German Village Commission with a new term expiration date of June 30, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0093-2010** CA Appointment of Brandyn McElroy of 3801 Sunburst Dr. Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a new term expiration date of July 1, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0094-2010** CA Appointment of Mindi Hardgrow of 4080 S. High St. Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of July 1, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0095-2010** CA Appointment of Deborah Smith of 3325 Quaker Rd. Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of July 1, 2013 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0096-2010** CA Appointment of Robert Patterson of 2664 Diane Place Columbus, Ohio 43207 to serve on the Far South Columbus Area Commission with a term expiration date of July 1, 2013 (resume attached).

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

A motion was made by Craig, seconded by Ms. Tavares, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

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

- 0972-2010** To authorize and direct the City Auditor to appropriate and transfer \$366,907.63 from the Special Income Tax Fund to the General Fund; to authorize and direct payments to the Columbus City School District, the Hilliard City School District and the Olentangy Local School District for income tax revenue sharing totaling \$1,467,630.50; to authorize the expenditure of \$1,467,630.50 from the General Fund; and to declare an emergency. (\$1,467,630.50)
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 0973-2010** To authorize and direct the City Auditor to appropriate and transfer \$225,852.10 from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments totaling \$903,408.40 in accordance with the Downtown Office Incentive Program agreements; to authorize the expenditure of \$903,408.40 from the General Fund; and to declare an emergency. (\$903,408.40)
- A motion was made by Ginther, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Abstained: 1 - Miller
Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel and Paley
- 0975-2010** To authorize and direct the City Auditor to transfer \$241,302.08 within the General Fund; to authorize and direct the City Auditor to make payments totaling \$1,317,182.00 in accordance with the Jobs Growth Incentive Program agreements; to authorize the expenditure of \$1,317,182.00 from the General Fund; and to declare an emergency. (\$1,317,182.00)
- A motion was made by Ginther, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Abstained: 1 - Miller
Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel and Paley
- 0977-2010** To dissolve the Enterprise Zone Agreement with Columbus Wood Products, LLC, Continental Millworks Company, LLC, Nacht Holdings, LLC, and 1800 Fifth Ave. Holdings, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 0978-2010** To dissolve the Enterprise Zone Agreement with Unico Alloys and Metals; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**

- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 0979-2010** To dissolve the Enterprise Zone Agreement and Jobs Creation Tax Credit Agreement with Core Molding Technologies, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 1008-2010** To authorize and direct the Director of the Department of Development to enter into an agreement of understanding with Wagenbrenner Development, Inc. for the redevelopment of the former 3M site at 1206 N. Fourth St. in the Weinland Park Neighborhood of Columbus and to submit an associated application for Round 9 grant funding of up to \$3 million to the Ohio Department of Development for cleanup at the site under the Clean Ohio Revitalization Fund Program; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 1033-2010** To authorize the Director of Finance and Management to execute those documents necessary to enter into a lease agreement with SON Capital Investments, LLC, dba Nielsen's Stores, to operate a food and sundry store and coffee cart at 375 S. High Street; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 1036-2010** To dissolve the Enterprise Zone Agreement with DCT Mohawk, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 1080-2010** To authorize the Director of the Department of Finance and Management to execute an Underground Limestone Mining Lease with Columbus Limestone, Inc. to allow subsurface mining activities at the City's property located at 2500 Jackson Pike, Columbus Ohio; and to declare an emergency.
- A motion was made by Ginther, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

0887-2010 To authorize and direct the Director of Finance and Management to enter into contracts with Fire Safety Services for the purchase of a truck cab and chassis and with NABCO Inc. for the up-fit and mounting of a bomb squad containment vessel onto the truck chassis; to amend the 2010 CIB and transfer funds between projects within the Safety Voted Bond Fund; to authorize the expenditure of \$45,788 from Safety Voted Bond Funds; to waive the competitive bidding provisions of the Columbus City Codes with respect to the contract with Fire Safety Services and to award a contract with NABCO Inc. in accordance with the sole source provisions of the Columbus City Codes; and to declare an emergency. (\$45,788.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0924-2010 To authorize and direct the Public Safety Director of the City of Columbus to enter into an agreement with the Columbus City Schools on the Secure Our Schools (SOS) Grant collaboration; to authorize the Mayor of the City of Columbus to accept a FY2009 Secure Our Schools (SOS) Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS); to authorize an appropriation of \$292,250.00 from the unappropriated balance of the General Government Grant funds; and to declare and emergency (\$292,250.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0982-2010 To authorize and direct the Finance & Management Director to enter into contract for the option to purchase Firefighter Helmets & Accessories with Pro Protection Group, LLC; 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)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

1079-2010 To authorize the Director of Finance and Management, on behalf of the Department of Public Safety, to execute those documents necessary to purchase that building, known as 2512 Jackson Pike, from the Solid Waste Authority of Central Ohio for the relocation of the Department of Public Safety Division of Support Services, to authorize and direct the City Auditor to appropriate and transfer \$2,500,000.00 from the Special Income Tax Fund to the Public Safety Voted Bond Fund; to authorize the City Auditor to appropriate \$2,500,000.00 within the Safety Voted Bond Fund; to authorize the expenditure of up to 2,500,000.00 from the Safety Bond Fund, to authorize the Director of Finance and Management to enter into the Thirteenth Modification of the Lease and Transfer Agreement between the Solid Waste Authority of Central Ohio and the City of Columbus; and to declare an emergency (\$2,500,000.00).

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

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

0848-2010

To authorize the Director of Public Service to establish a purchase order with the Solid Waste Authority of Central Ohio for landfill use by the Division of Planning and Operations; to authorize the expenditure of \$150,000.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund; to waive the formal competitive bidding requirements of the Columbus City Code; and to declare an emergency. (\$150,000.00)

A motion was made by Craig, seconded by Ms. Tavares, that this matter be Taken from the Table. The motion carried by the following vote:

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

0940-2010

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Traffic Signal Loop Sealant for the Department of Public Service with HD Supply Construction Supply, Ltd.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$1.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0988-2010

To authorize the Director of Public Service to enter into a contract with Kokosing Construction Company, Inc.; and to provide for the payment of inspection services, in connection with the Resurfacing 2010 Project 4 Project; to authorize and direct the City Auditor to transfer \$4,851,067.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$4,851,067.00 within the Streets and Highways G.O. Bonds Fund; and to authorize the expenditure of \$4,851,067.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$4,851,067.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0989-2010

To authorize the Director of Public Service to enter into a contract with Shelly and Sands, Inc.; and to provide for the payment of inspection

services, in connection with the Resurfacing 2010 Project 5 project; to authorize and direct the City Auditor to transfer \$4,035,049.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$4,035,049.00 within the Streets and Highways G.O. Bonds Fund; and to authorize the expenditure of \$4,035,049.000 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$4,035,049.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

1015-2010

To authorize the Director of Public Service to enter into a contract with Double Z Construction; and to provide for the payment of inspection services, in connection with the Bridge Rehabilitation - Annual Citywide Contract Project 1 project; to amend the 2010 CIB; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; and the Street and Highway Improvement Fund; and to authorize the expenditure of \$1,000,000.00 from the Streets and Highways G.O. Bonds Fund and the Street and Highway Improvement Fund; and to declare an emergency. (\$1,000,000.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0527-2010

To authorize the Director of the Department of Technology to modify, increase and renew a contract with Xerox Corporation for annual printer maintenance support services and additional funds needed to satisfy unforeseen prior expenditures; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$88,000.00 from the Department of Technology, Information Services Fund; and to declare an emergency. (\$88,000.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0721-2010

To authorize the Director of Finance and Management, on behalf of the Department of Technology, to modify and extend an existing annual contract with AssetWorks, Inc formerly known as Maximus Inc., for the annual license renewal and support on the Fleet Focus application utilized by the Fleet Management Division; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure not to exceed \$64,216.00 from the Department of Technology Information Services Fund; and to declare an emergency (\$64,216.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0900-2010 To authorize the Director of the Department of Technology and the Director of the Equal Business Opportunity Commission Office, to enter into an agreement with BIP Software, Inc. for software support and upgrade services associated with the BizTrak system; and this agreement is being established in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$5,000.00 from the Department of Technology's Information Services Fund; and to declare an emergency (\$5,000.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0998-2010 To authorize the Director of the Department of Technology to enter into a contract with The Ohio State University/Ohio Supercomputer Center, for fiber network and broadband access and related services; to waive the competitive bidding provisions of Columbus City Codes; and to authorize the expenditure of \$31,200.00 from the Department of Technology's Information Services Fund; and to declare an emergency. (\$31,200.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

JUDICIARY AND COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON

MENTEL

0981-2010 To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Department of Rehabilitation and Correction; to appropriate \$346,205.00 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court; and to declare an emergency. (\$346,205.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

1016-2010 To authorize the Director of the Department of Finance and Management to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses; to authorize the expenditure of \$1,153,570.00 from the General Fund; and to declare an emergency. (\$1,153,570.00)

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

Abstained: 1 - Tyson

Affirmative: 6 - Ginther, Ms. Tavares, Craig, President Mentel, Miller and Paley

UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL

0868-2010 To authorize the Director of Public Utilities to enter into a planned modification of the PayPoint Gateway with First Data Government Solutions, LP to provide an IVR, Interactive Voice Response and web portal for the

Division of Power and Water, and to authorize the expenditure of \$120,000.00 from Water Systems Operating Fund. (\$120,000.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0885-2010

To authorize and direct the Director of Public Utilities accept and enter into a Grant Agreement with the State of Ohio, Ohio Public Works Commission for the acquisition of land and the purchase of a conservation easement along the east shore of the Hoover Reservoir; to authorize a transfer within the Water Build America Bonds Fund; to authorize the Director of Public Utilities to appropriate and expend \$317,000.00 from the Water Build America Bonds Fund for the match requirement for the grant; to authorize the appropriation and expenditure of \$953,696.00 from the Ohio Public Works Commission Grant; to authorize an amendment to the 2010 Capital Improvements Budget; and to declare an emergency. (\$1,270,696.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

0931-2010

To authorize and direct the Board of Health to authorize a contract with the Central Ohio Trauma System; to authorize the expenditure of \$84,971.12 from the Health Department Grants Fund, and to declare an emergency. (\$84,971.12)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

HOUSING: TAVARES, CHR. TYSON MILLER MENTEL

1065-2010

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 18 parcels of real property held in the Land Bank pursuant to the Land Reutilization Program and the Neighborhood Stabilization Program; and to declare an emergency.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

0936-2010

To authorize the Director of the Development Department to amend a contract with The Ransom Company for the demolition of structures determined to be unsafe and public nuisances under the Demolition Program; to authorize the appropriation of \$4,671.11 from the General Permanent Improvement Fund; to authorize the expenditure of \$50,000.00 from the General Fund; to authorize the expenditure of \$39,975 from the

General Permanent Improvement Fund; and to declare an emergency.
(\$89,975.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0701-2010

To authorize and direct the Director of Recreation and Parks to enter into contract with Rogers Krajnak Architects, Inc. for Professional services related to the Westgate Shelter Improvements Design, to authorize the expenditure of \$89,100.00 for Facility Improvements to Westgate Shelter from the Voted 1999/2004 Parks and Recreation Bond Fund, and to declare an emergency. (\$89,100.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0930-2010

To authorize an appropriation of \$34,500.00 from the unappropriated balance of the Non-Bond Fund 785 for the purchase of tables, chairs, and office furnishings for Griggs Reservoir Boathouse. (\$34,500.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADJOURNMENT

ADJOURNED: 6:38 P.M.

A motion was made by Craig, seconded by Ginther, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley



City of Columbus

Journal - Final

Zoning Committee

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

A. Troy Miller, Chair
All Members

Monday, July 12, 2010

6:30 PM

Zoning Committee

Zoning Committee

Journal

July 12, 2010

REGULAR MEETING NO. 38 OF CITY COUNCIL (ZONING), JULY 12, 2010 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: Mentel: Tavares: Ginther: Tyson: Craig: Paley and Chair Miller

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: MILLER, CHR. CRAIG GINTHER PALEY TAVARES TYSON MENDEL

0788-2010

To grant a Variance from the provisions of Sections 3349.03, Permitted uses; and 3312.49, Minimum number of parking spaces required, of the Columbus City Codes, for the property located at 200 EAST LIVINGSTON AVENUE (43215), to permit an Automatic Teller Machine (ATM) kiosk as an accessory use to a church with a reduction in the required number of parking spaces in the I, Institutional District (Council Variance #CV10-008).

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

Absent@vote: Tyson

Affirmative: Paley, Miller, Craig, Ginther, Tavares and Mentel

0895-2010

To grant a variance from the provisions of Sections 3356.03, C-4 Permitted uses; 3312.27(3), Parking Setback Line; 3321.05(B)(2), Vision clearance; and 3356.11, C-4 district setback lines; of the Columbus City codes, for the property located at 237 SOUTH DAKOTA AVENUE (43222), to permit two single-unit dwellings in the C-4 Commercial District with reduced development standards. (CV10-010).

A motion was made by Miller, seconded by Tavares, that this matter be Amended to Emergency. The motion carried by the following vote:

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

0899-2010

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 45 SOUTH YALE AVENUE (43222), to permit a single-unit dwelling in the C-4 Commercial District. (CV10-011).

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

0901-2010

To grant a variance from the provisions of Section 3356.03, C-4 Permitted uses; of the Columbus City code, for the property located at 931 SULLIVANT AVENUE (43223), to permit a single-unit dwelling in the C-4 Commercial District. (CV10-012)...and to declare an emergency.

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

0909-2010

To rezone 4401 CLEVELAND AVENUE (43231), being 2.1± acres located at the southwest corner of Cleveland Avenue and Morse Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z09-024)

A motion was made by Miller, seconded by Tyson, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

0836-2010

To rezone 4747 SAWMILL ROAD (43232), being 9.85± acres located at the west side of Sawmill Road, 206± feet south of Hayden Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-003)

A motion was made by Miller, seconded by Tavares, that this matter be Taken from the Table. The motion carried by the following vote:

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

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

0886-2010

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3312.49, Minimum number of parking spaces required; 3332.14, R-2F Area District Requirements; 3332.21, Building lines; 3332.26, Minimum side yard permitted; 3332.29, Height district; and 3332.30, Vision clearance, of the Columbus City Codes, for the property located at 1072 EAST LONG STREET (43203), to permit a five-unit apartment building and a two-unit dwelling with reduced development standards on one lot in the R-2F, Residential District (Council Variance # CV10-009).

A motion was made by Miller, seconded by Craig, that this matter be Taken from the Table. The motion carried by the following vote:

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

A motion was made by Miller, seconded by Craig, that this matter be Amended to Emergency. The motion carried by the following vote:

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

ADJOURNED: 7:20 P.M.

A motion was made by Craig, seconded by Tyson, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

Ordinances and Resolutions

**City of Columbus
City Bulletin Report**

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

Legislation Number: 0102X-2010

Drafting Date: 07/08/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor and recognize Janet J. Campbell Lanza for being elected President of National Public Employer Labor Relations Association (NPELRA) in May.

Body

WHEREAS, Janet J. Campbell Lanza was hired as a Steno Clerk II with the city's Finance Department in 1972 and has served the City of Columbus for the past 38 years; and

WHEREAS, in 1995, Ms. Campbell Lanza was promoted to Labor Relations Manager with the city's Human Resources Department and has served in that capacity for the past 15 years; and

WHEREAS, Ms. Campbell Lanza has served as the Chief Negotiator for each of the last three rounds of negotiations with CMAGE/CWA Local 4502 and FOP/OLC; and

WHEREAS, for the past 15 years, Ms. Campbell Lanza has chaired the city's Industrial Relations Board; and

WHEREAS, Ms. Campbell Lanza has continually promoted cooperative and effective Labor /Management relations among the six unions representing over 7,000 City employees; and

WHEREAS, in 1999, Ms. Campbell Lanza was appointed Vice President of Ohio Public Employees Labor Relations Association (OHPELRA) and President in 2000; and

WHEREAS, in 2002, Ms. Campbell Lanza was elected to the Board of Directors for the National Public Employees Labor Relations Association (NPELRA) and is only the second Ohioan elected to the national leadership; and

WHEREAS, NPELRA is the premier organization for public-sector labor relations and human resources professionals. NPELRA is a network of state and regional affiliates with over 3,000 members from around the country. The governmental agencies represented in NPELRA employ more than four million workers in federal, state, and local government; and

WHEREAS, Ms. Campbell Lanza was elected as President of NPELRA in May 2010; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That we do hereby honor and recognize Janet J. Campbell Lanza for being elected President of National Public Employer Labor Relations Association (NPELRA) in May.

Legislation Number: 0527-2010

Drafting Date: 03/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Technology to modify, increase and renew a contract, established through purchase orders DL000046 (established in the year of 2000) and EL900834 (established in the year of 1999) with the Xerox Corporation, (1) for annual printer maintenance support services, effective June 1, 2010 through March 31, 2011 and (2) to increase and extend EL009900 for additional funds needed to satisfy unforeseen expenditures incurred prior to June 1, 2010 due to the increase in excess prints. The original contract provides language that allows for contract modifications each year on the contract anniversary date. The services associated with this modification were anticipated at the time of executing the original contracts.

Also, this ordinance requests approval of \$13,575.60 for contingency funding within the \$80,000.00 for the period June 1, 2010 through March 31, 2011, to be utilized in the event of excess prints, overruns and/or any unforeseen circumstances. These contingency funds will not be utilized if not needed.

The Department of Technology established the above-mentioned contracts in January 2000 and October 1999, respectively, for sixty-month lease/purchase agreements with the Xerox Corporation for two Xerox high-speed 4635MX laser-printing systems operated by the city. Upon the lease expiration for these systems, the Department of Technology exercised the right to purchase both systems. At that time, the two original purchase orders were modified into one contract agreement for the renewal of future maintenance. These systems provide high volume printing support services critical to many city applications such as payroll, wage and tax statements, Auditor's warrants, jury summons, income tax forms and water bills. The cost of this modification was determined through negotiations with the vendor upon receipt of a quote and researched cost analysis.

The Department of Technology also needs to extend the current purchase order EL009900 and encumber additional funds in the amount \$8,000 to satisfy costs that were incurred during the contract period June 1, 2009 through May 31, 2010 since the funds were exhausted due to unforeseen excess prints. The additional funds were not foreseen as the number of prints ran varies and only an estimate can be determined at the beginning of the contract period. A bid waiver was utilized as costs were incurred during the coverage period. The cost, terms and conditions were determined in accordance with the original agreement.

This ordinance requests approval to continue services provided by the Xerox Corporation and to waive the competitive bidding provisions of the Columbus City Codes (Section 329) to continue services with the existing company and existing contract.

EMERGENCY DESIGNATION:

Emergency designation is being requested to immediately facilitate prompt payment; to continue with services that are necessary to support daily operations; to ensure no service interruptions.

FISCAL IMPACT:

During fiscal years 2008 and 2009, \$99,132.12 and \$77,966.88 were expended respectively with the Xerox Corporation for annual maintenance support services associated with both printers. The total cost of this ordinance is \$88,000.00, (1) \$80,000.00 for the period June 1, 2010 through March 31, 2011 (which includes \$13,575.60 contingency funds to be utilized in the event of excess prints, overruns and/or any unforeseen circumstances), representing the maintenance cost for both printer systems and (2) to increase and extend EL009900 for \$8,000.00 for additional funds needed to satisfy unforeseen expenditures incurred prior to June 1, 2010 due to the increase in excess prints in the amount of \$8,000.00. Funding is budgeted in the Information Services Division Budget, and available within the Information Services Fund. The aggregate contract total, including this modification, through the Department of Technology is \$1,411,751.54.

CONTRACT COMPLIANCE NUMBER:

Vendor Name: Xerox Corporation

CC #: 16-0468020

Expiration Date: 04/06/2011

Title

To authorize the Director of the Department of Technology to modify, increase and renew a contract with Xerox Corporation for annual printer maintenance support services and additional funds needed to satisfy unforeseen prior expenditures; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$88,000.00 from the Department of Technology, Information Services Fund; and to declare an emergency. (\$88,000.00)

Body

WHEREAS, the Department of Technology established contracts for two sixty-month lease/purchase agreements with the Xerox Corporation with the option to renew each year on the anniversary date, and

WHEREAS, upon the lease expiration of these systems, the Department of Technology exercised the right to purchase both systems, these systems provide high volume printing support services that are critical to many city applications such as payroll, wage and tax statements, auditor's warrants, jury summons, income tax forms and water bills, and

WHEREAS, the total cost of this contract modification is \$88,000.00, (1) \$80,000.00 for the period June 1, 2010 through March 31, 2011 and (2) to increase and extend EL009900 for \$8,000.00 for additional funds needed to satisfy unforeseen expenditures incurred prior to June 1, 2010 due to the increase in excess prints in the amount of \$8,000.00, with funding budgeted in the Information Services Division budget and available within the Information Services Fund, and

WHEREAS, this ordinance requests approval of \$13,575.60 for contingency funding within the \$80,000.00 for the period June 1, 2010 through March 31, 2011, to be utilized in the event of excess prints, overruns and/or any unforeseen circumstances. These contingency funds will not be utilized if not needed.

WHEREAS, this ordinance requests approval to continue services provided by the Xerox Corporation, and to waive the competitive bidding provisions of the Columbus City Codes (Section 329); and

WHEREAS, an emergency exists in the usual and daily operations of the Department of Technology in that it is necessary to immediately modify, increase and renew a contract with Xerox Corporation for annual maintenance support services for two printing systems to facilitate prompt contract execution and related payment for services, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify, increase and renew a contract established under Purchase Order EL900834 and DL000046 with Xerox Corporation for (1) \$80,000.00 which represents annual maintenance support services for the city's high-speed high-volume laser printers; with a coverage period of ten months from June 1, 2010 through March 31, 2011 and (2) to increase and extend EL009900 for \$8,000.00 for additional funds needed to satisfy unforeseen expenditures incurred prior to June 1, 2010 due to the increase in excess prints, with the total cost of this ordinance not to exceed \$88,000.00.

SECTION 2: That for the purpose stated in Section 1, the expenditure of \$88,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02 | **Fund:** 514 | **Subfund:** 001 | **OCA Code:** 470202 | **Obj. Level One:** 03 | **Obj. Level Three:** 3372 | **Amount:** \$80,000.00

Division: 47-02 | **Fund:** 514 | **Subfund:** 001 | **OCA Code:** 470202 | **Obj. Level One:** 03 | **Obj. Level Three:** 3372 | **Amount:** \$8,000.00

SECTION 3: That the City Auditor is authorized to make any accounting changes to revise the funding source associated

with this contract modification and expenditure of funds associated with this contract.

SECTION 4: That the request to modify, increase and extend a contract with Xerox Corporation and to waive the competitive bidding provisions of the Columbus City Codes (Section 329) is authorized.

SECTION 5: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0701-2010

Drafting Date: 05/03/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Proposals were received by the Recreation and Parks Department on April 1st, 2010 for the Westgate Shelterhouse Improvements Design, as follows:

| | <u>Status</u> |
|-------------------------|---------------|
| Rogers Krajnak | MAJ |
| Abbot Studios | MAJ |
| Architecture! | MAJ |
| DLZ | MBE |
| Eco-studio | MAJ |
| Harris Architects | MBE |
| Jester Jones | MAJ |
| JL Bender | MAJ |
| Machisa Design Services | MBE |
| Meyers + Associaties | MAJ |
| Schorr Architects | MAJ |
| Star Consultants | MBE |
| Vivid Design | MAJ |
| XYZ Design Services | MBE |

Consultant shall provide architectural & engineering services to prepare plans and specifications for bidding for facility improvements to Westgate Shelterhouse, 3271 Wicklow Road, Columbus, Ohio (43204). Work to include: The conversion of existing residence area to an office, lobby and utility room for banquet space and electrical, HVAC, plumbing/drainage improvements and window and door replacement. Services shall include the necessary building inventories, energy analysis, proposed utility cost, program development in conjunction with Department staff, reports, proposals, cost estimates, bid documents and construction administration services.

Principal Parties:

Rogers Krajnak Architects, Inc.
Darryl Rogers (contact)
264 S. Third St.
Columbus, OH 43215

Phone: (614) 461-0243
Contract Compliance #31-1756400
Contract Compliant through 3/15/2012
10+ Columbus Employees

Subcontractors Listed in Proposal:
Kramer Engineer (MAJ)
Celtic Engineers (FBE)

Title

To authorize and direct the Director of Recreation and Parks to enter into contract with Rogers Krajnak Architects, Inc. for Professional services related to the Westgate Shelter Improvements Design, to authorize the expenditure of \$89,100.00 for Facility Improvements to Westgate Shelter from the Voted 1999/2004 Parks and Recreation Bond Fund, and to declare an emergency. (\$89,100.00)

Body

WHEREAS, funding is available for these improvements from unallocated balances within the Voted 1999/2004 Parks and Recreation Bond Fund; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure: and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer \$89,100.00 within the Voted 1999/2004 Parks and Recreation Bond Fund, and to expend said funds so improvements can proceed as soon as possible to complete existing facility needs; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and is hereby authorized and directed to enter into contract with Rogers Krajnak Architects, Inc. for professional services related to the Westgate Shelterhouse Improvements Design, and to authorize the expenditure of \$89,100.00.

Section 2. That the purchase of labor, materials and equipment is necessary for Facility Improvements at Westgate Shelter within the Recreation and Parks Department

Section 3. That the City Auditor is hereby authorized to transfer \$89,100.00 within the Voted 1999/2004 Parks and Recreation Bond Fund No. 746:

From
Public Investments Proj. No. 510717-100001, OCA Code 702717, Object Level 3 No. 6620 \$89,100

To:
Facility Improvements, Proj. No. 510035-100041, OCA Code 763541, Obj. Level 3 No. 6681 \$89,100.00

Section 4. That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows in order to provide sufficient budget authority for this expenditure legislation:

CURRENT:

Fund 746; Project 510717-100001 /Public Investment - /\$89,100 (carryover)
Fund 746; Project 510035-100041/ Facility Improvements/ \$0.00 (carryover)

AMENDED TO:

Fund 746; Project 510717-100001 /Public Investment - / \$0.00 (carryover)
Fund 746; Project 510035-100041/ Facility Improvements/ \$89,100 (carryover)

Section 5. That the expenditure of \$89,100.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1999/2004 Parks and Recreation Bond Fund No. 746, Dept. 51-01, Facility Improvements, Project No. 510035-100041, Object Level 3 No. 6681, and OCA Code 763541, to pay the cost thereof.

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this legislation.

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same

Legislation Number: 0721-2010

Drafting Date: 05/05/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:**

This ordinance authorizes the Director of Finance and Management on behalf of the Department of Technology to modify and extend an existing contract, in accordance with the original contractual agreement (CT18276: ORD 644-97) entered on May 29, 1997, with AssetWorks, Inc., formerly known as Maximus Systems, Inc., for the annual license renewal and support of the Fleet Focus application (formerly known as the Fleet Anywhere application) utilized by the Fleet Management Division, with a coverage period from July 1, 2010 through June 30, 2011 with the cost for this ordinance not to exceed \$64,216.00. The original contract provided language allowing for modifications and extensions.

The Fleet Focus application provides a management system utilized by the Fleet Management Division to bill, manage, monitor and analyze all maintenance related data within the division. Also, Fleet Focus gives the Division the ability to provide accountability by tracking an unlimited number of city-owned fleet equipment such as refuse trucks, fire apparatus, compost graders and various on road vehicles to support the daily operational requirements of city government. The system allows for the collection and management of maintenance data on a citywide basis.

This ordinance requests approval to continue services provided by AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329) to continue services with the existing company and existing contract, as the application just received upgrade and updates approved through ordinance #0610-2009.

FISCAL IMPACT:

During fiscal year 2009, funding in the amount of \$66,715.00 was expended for maintenance and \$72,729.95 for a one-time expense associated with upgrades, for services associated with the Fleet Focus application, with Maximus Systems, Inc. In 2007, the amount of \$70,000.00 was expended and \$74,163.00 in fiscal year 2008. Funding is available within the 2010 Department of Technology Information Services Fund, for the coverage period from July 1, 2010 through June 30, 2011, with the cost for this ordinance not to exceed \$64,216.00 for license maintenance and support.

EMERGENCY DESIGNATION:

Emergency designation is being requested to allow for payment and continual support without interruption critical to daily

operations.

CONTRACT COMPLIANCE:

AssetWorks, Inc. - FID #46-0521049

Expiration Date: 2-17-2012

TitleTo authorize the Director of Finance and Management, on behalf of the Department of Technology, to modify and extend an existing annual contract with AssetWorks, Inc formerly known as Maximus Inc., for the annual license renewal and support on the Fleet Focus application utilized by the Fleet Management Division; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure not to exceed \$64,216.00 from the Department of Technology Information Services Fund; and to declare an emergency (\$64,216.00)

Body

WHEREAS, ordinance 644-97 passed March 17, 1997 authorized a contract for support services from Peregrine, Inc., which sold the proprietary business software FleetAnywhere to Maximus Inc. and to AssetWorks under ordinance 0610-2009, Inc.; and

WHEREAS, this ordinance authorizes the Director of Finance and Management on behalf of the Department of Technology to modify and extend an existing contract with AssetWorks, Inc., formerly known as Maximus Systems, Inc., for the annual license renewal and support of the Fleet Focus application (formerly known as the Fleet Anywhere application) utilized by the Fleet Management Division, with a coverage period from July 1, 2010 through June 30, 2011 with the cost for this ordinance not to exceed \$64,216.00. The original contract provided language allowing for modifications and extensions; and

WHEREAS, the Fleet Focus application provides a management system utilized by the Fleet Management Division to bill, manage, monitor and analyze all maintenance related data within the Division, also Fleet Focus gives the Fleet Management Division the ability to provide accountability with tracking an unlimited number of city-owned fleet equipment such as refuse trucks, fire apparatus, compost graders and various on road vehicles to support the daily operational requirements of city government; and

WHEREAS, this ordinance requests approval to continue services provided by AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329); as it has been determined that AssetWorks, Inc. has made available upgrades to the existing modules and these upgrades are necessary for the functionality of the current application; and

WHEREAS, an emergency exists in the usual and daily operation of the Department of Technology in that it is necessary to avoid service interruption and continue with services for maintenance support and upgrades, for the preservation of the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Director of Finance and Management be and is hereby authorized to modify and extend an existing contract, in accordance with the original contractual agreement (CT18276: ORD 644-97) entered on May 29, 1997, on behalf of the Department of Technology, for the annual license renewal from AssetWorks, Inc. formerly known as Maximus Systems, Inc. related to the operation of the FleetAnywhere system, with a coverage period from July 1, 2010 through June 30, 2011 with the cost for this ordinance not to exceed \$64,216.00.

SECTION 2: That the expenditure not to exceed \$64,216.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Div: 47-01|**Fund:** 514 |**Subfund:** 513|**OCA Code:** 514013|**Obj. Level One:** 03|**Obj. Level Three:** 3369|**Amount:**

\$64,216.00

SECTION 3: That the City Auditor is authorized to make any changes to revise the funding source for any contract or contract modifications associated with this ordinance.

SECTION 4: That the request to modify and extend a contract with AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329).

SECTION 5: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approved nor vetoes the same.

Legislation Number: 0788-2010

Drafting Date: 05/19/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV10-008

APPLICANT: Chad Brainard; 4110 Demorest Road; Grove City, OH 43123.

PROPOSED USE: Automatic Teller Machine (ATM) kiosk as an accessory use to a church.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is developed with a church zoned in the I, Institutional District. The requested Council variance would allow an Automatic Teller Machine (ATM) kiosk as an accessory use in the parking lot. Although the I District allows some office uses, bank uses are prohibited. Staff is supportive of the proposed accessory use because the south side of Livingston Avenue is developed with mixed-commercial uses, and the church leases their parking spaces to some of the surrounding businesses. The ATM kiosk will displace two code-required parking spaces in the already-deficient parking lot. A 58-space parking variance is included in the request to address the displaced parking spaces and to conform the church's current parking shortage. No recommendation is being made regarding the hardship aspect of this request.

Title

To grant a Variance from the provisions of Sections 3349.03, Permitted uses; and 3312.49, Minimum number of parking spaces required, of the Columbus City Codes, for the property located at **200 EAST LIVINGSTON AVENUE (43215)**, to permit an Automatic Teller Machine (ATM) kiosk as an accessory use to a church with a reduction in the required number of parking spaces in the I, Institutional District (Council Variance #CV10-008).

Body

WHEREAS, by application #CV10-008, the owner of property at **200 EAST LIVINGSTON AVENUE (43215)**, is requesting a Variance to permit an Automatic Teller Machine (ATM) kiosk as an accessory use to a church with a reduction in the required number of parking spaces in the I, Institutional District; and

WHEREAS, Section 3349.03, Permitted uses, does not permit banking uses to be located within said District, while the applicant proposes to locate an accessory ATM kiosk on a lot developed with a church; and

WHEREAS, Section 3312.49, Minimum number of parking spaces required, requires one (1) parking space for every 30 square feet of sanctuary or auditorium space for churches, or 188 spaces for a 5,625 square-foot sanctuary, while the applicant proposes 130 parking spaces; and

WHEREAS, City Departments recommend approval because although the I District prohibits bank uses, the proposed ATM kiosk is located within close proximity to the mixed-commercial uses on the south side of East Livingston Avenue, and the church leases their parking spaces to some of the surrounding businesses; and

WHEREAS, said ordinance requires separate submission for all applicable permits for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public roads, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **200 EAST LIVINGSTON AVENUE (43215)**, in using said property as desired and; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance from the provisions of Section 3349.03, Permitted uses; and 3312.49, Minimum number of parking spaces required, of the Columbus City Codes, for the property located at **200 EAST LIVINGSTON AVENUE (43215)**, insofar as said sections prohibit an ATM kiosk as an accessory use to a church with a reduction in the required number of parking spaces from 188 to 130, said property being more particularly described as follows:

200 EAST LIVINGSTON AVENUE (43215), being 0.62± acres located at the northeast corner of East Livingston Avenue and South Fourth Street, and being more particularly described as follows:

Situated in the County of Franklin, State of Ohio and City of Columbus described as:

Being disposition Parcel 1 of the Childrens Hospital Urban Renewal Area, Plat B-1 Lot 1, as the same is numbered and delineated upon the recorded plat thereof. Of record in Plat Book No. 37, page 40, Recorder's Office, Franklin County, Ohio.

Parcel # 010-140847
200 East Livingston Avenue

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for an accessory ATM kiosk, or those uses permitted in the I, Institutional District.

SECTION 3. That this ordinance is further conditioned on general conformance with the site plan titled, "**ATM KIOSK AT LIVINGSTON UNITED METHODIST CHURCH**," drawn and signed by T.M. Decker, Architect, and dated May 3, 2010. The Subject Site shall be developed in accordance with the attached site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development or engineering plan completion. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services or his/her designee upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. That this ordinance is further conditioned upon the applicant obtaining all applicable permits for the proposed use.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0804-2010

Drafting Date: 05/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation will authorize the Director of Public Utilities to apply for an Ohio Environmental Protection Agency Clean Water Act Section 319 Grant, enter into a Grant Agreement with the Ohio EPA and accept the Ohio EPA Grant monies if chosen for the award. The Section 319 grant program is administered by the Ohio Environmental Protection Agency. The grant program requires a 20% local match of funding amount. The total cost of the project is \$340,084.00. The grant amount is \$272,067.00.

The Section 319 Grant is administered by the Ohio Environmental Protection Agency. This grant is for the Twin Bridges Innovative Stormwater Development project. The proposed improvements include the development of a parking area with stormwater management infrastructure, shoreline protection, a boat launch and related activities to not only provide safer access to the water but to protect the shoreline and install green infrastructure in and around the parking area to lessen the impact of stormwater runoff to the water quality of the City's raw water source.

The Twin Bridges Access and Boat Launch Area consists of a large gravel and dirt parking area that is steeply sloped toward the water. All runoff from this site and the adjacent roadway filters directly into the drinking water reservoir. The primitive boat launch has developed gravel deposited over the year. There is no protection of the shoreline throughout the site and erosion is throughout. With no clear flow of traffic, this popular use area is prone to safety concerns. This project will install paved parking that not only allows for proper traffic flow and improves safety, but also increases the number of ADA and regular parking spaces. The inclusion of pervious concrete parking spaces and bioretention areas within and adjacent to the paved parking lot will treat stormwater runoff and lessen stormwater impacts to the water quality of our raw water sources. The shoreline protection remedy the effects of the erosion and provide a safe launch access point.

This is a Federal grant program that requires the project to be completed in three (3) years.

2. EMERGENCY:

The grant application deadline was May 14, 2010 and the Department of Public Utilities is requesting City Council to deem this legislation an emergency measure to allow the Director to enter into the grant agreement as soon as possible upon award of the grant to expedite the project to take advantage of the construction season.

3. FISCAL IMPACT:

There is a 20% match requirement for this grant program (\$68,017.00). This match requirement only becomes requisite once the grant award is accepted, should the Department of Public Utilities be awarded the grant monies. The \$68,017.00 will come from the Water Build America Bonds Fund. This Ordinance also requests the authority for the City Auditor to appropriate the proceeds of said grant for purposes of funding this project work.

Title

To authorize and direct the Director of Public Utilities to apply for and enter into a Section 319 Grant Agreement with the Ohio Environmental Protection Agency for the Twin Bridges Innovative Stormwater Development Project; to accept the grant in the amount of \$272,067.00; to authorize the appropriation and expenditure of \$272,067.00 from the Ohio EPA Grant; to authorize the Director of Public Utilities to appropriate and expend \$68,017.00 from the Water Build America Bonds Fund for the match required for the grant; and to declare an emergency (\$340,084.00)

Body

WHEREAS, the Ohio Environmental Protection Agency, Division of Surface Water, has issued a grant in accordance with the Section 319(h) Nonpoint Source Implementation Program, in connection with improving water quality in the Lower Olentangy Watershed by restoring, enhancing and creating habitat for native fish, other aquatic species and wildlife, and facilitating a natural stream flow in the Twin Bridges Area; and

WHEREAS, it is necessary to apply for and accept said grant, to appropriate and expend the funds; and

WHEREAS, the Director of Public Utilities is required to be authorized by Council to apply for and enter into the grant agreement; to accept the grant money; and appropriate the bond funds necessary for the required match; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to apply for the grant and enter into the grant agreement in order to expedite the project contract and so the terms and conditions of the grant agreement between the City of Columbus and the Ohio Environmental Protection Agency are accomplished; for the immediate preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities, be and hereby is, authorized and directed to apply for and enter into a grant agreement with the Ohio Environmental Protection Agency for the Twin Bridges Innovative Stormwater Development Project through the Clean Water Act Section 319(h) Nonpoint Source Implementation Program; and to accept a grant in the amount of \$272,067.00 from the Ohio EPA Grant; and to expend \$68,017.00 from the Water Build America Bonds Fund for the match requirement for the Grant.

Section 2. That the Department of Public Utilities has committed to administer the grant through grant coordination, grant reporting, grant fund pay requests, and contract administration services.

Section 3. That from the unappropriated monies in the Ohio EPA Grant Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$272,067.00 shall be appropriated to the Department of Public Utilities, **Department/Division 60-09**, as follows:

Fund Type: Grant | **Grant Title:** Twin Bridges Innovative Stormwater Development Project | **Fund Name:** Water Grant Fund | **Fund No:** 620 | **Grant No:** to be assigned by City Auditor | **OCA Code:** to be assigned by City Auditor | **Object Level 3:** 6621 | **Amount:** \$272,067.00.

Section 4. That for the purpose of paying the cost of the aforementioned grant project contract, the expenditure of \$272,067.00 is hereby authorized within the **Department/Division 60-09** | **Fund Name:** Water Grant Fund | **Fund No:** 620 | **Grant Title:** Twin Bridges Innovative Stormwater Development Project | **Grant No:** to be assigned by City Auditor | **OCA Code:** to be assigned by City Auditor | **Object Level 3:** 6621 | **Amount:** \$272,067.00.

Section 5. That for the purpose of paying the costs associated with the required match for the grant project, the expenditure of \$68,017.00 is hereby authorized within the Division of Power and Water as follows: Dept No: 60-09 | Fund No: 609 | Water Build America Bonds Fund | Project No: 690411-100000 (carryover) | OCA Code: 606411 | Object Level 3: 6621 | Amount: \$68,017.00.

Section 6. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 7. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 8. That the City Auditor is authorized to make any accounting changes to revise the funding source for all

contracts or contract modifications associated with this Ordinance.

Section 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approved nor vetoes the same.

Legislation Number: 0816-2010

Drafting Date: 05/25/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a planned modification for the increase and extension of the contract, EL009341 with FeeCorp Corporation for the Division of Sewerage and Drainage, for Catch Basin and Manhole Cleaning for the Sewer Maintenance Operations Center.

The Division of Sewerage and Drainage, Sewer Maintenance Operations Center contracts for catch basin and manhole cleaning services to remove and dispose of debris from storm sewers and entire lengths of lead lines at various locations in an effort to reduce and prevent potential flooding. The contract language allows for a one (1) year agreement that can be extended 2 more years on a year to year basis. This is the first extension of this contract. The new expiration date will be June 30, 2011. The yearly estimated amount to be spent for this service is \$100,000.00

SUPPLIER: FeeCorp Corporation (31-1426410) Expires 1-11-12

FISCAL IMPACT: \$100,000.00 is budgeted and needed for this service

\$68,921.35 was spent in 2009

\$100,000.00 was spent in 2008

Title

To authorize the Director of Public Utilities to enter into a planned modification of a contract with FeeCorp Corporation for Catch Basin and Manhole Cleaning Services for the Division of Sewerage and Drainage and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

Body

WHEREAS, the Sewer Maintenance Operations Center contracts for catch basin and manhole cleaning services to remove and dispose of debris from storm sewers and entire lengths of lead lines at various locations in an effort to reduce and prevent street flooding, and

WHEREAS, the Director of Public Utilities opened formal bids for Catch Basin and Manhole Cleaning Services on December 19, 2008, and

WHEREAS, the Division of Sewerage and Drainage recommended an award be made to lowest, responsive and responsible bidder, FeeCorp Corporation, and

WHEREAS, the contract was established for one (1) year and the contract language allows for 2 extensions on a year to year basis, and the Division of Sewerage and Drainage wishes to enter into a planned modification for the increase and extension of contract number EL009341, and

WHEREAS, this is the first modification allowed by the original contract language, this contract modification will be in effect through June 30, 2011; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a planned modification of a contract with FeeCorp Corporation for Catch Basin and Manhole Cleaning Services for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$100,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA 605089
Object Level 1: 03
Object Level 03: 3375

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0836-2010

Drafting Date: 05/27/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z10-003

APPLICANT: Giant Eagle Inc.; c/o Jackson B. Reynolds III, Atty., Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

PROPOSED USE: Adding a drive-through pharmacy pick up window.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on May 13, 2010.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested CPD, Commercial Planned Development District would allow for the addition of a drive-through pick-up unit at a pharmacy at an existing grocery store. The proposed drive-through pick-up unit is located away from existing single-unit dwellings in Upper Arlington and the CPD text prohibits operation of the drive-through pharmacy from 9 PM to 8 AM to address concerns about noise. Staff supports the variances to eliminate part of the bypass lane for the pharmacy and to reduce the setbacks for the existing sign and parking due to the dedication of right-of-way. The proposal is consistent with the zoning and development patterns of the area.

Title

To rezone **4747 SAWMILL ROAD (43232)**, being 9.85± acres located at the west side of Sawmill Road, 206± feet south of Hayden Road, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z10-003)

Body

WHEREAS, application #Z10-003 is on file with the Building Services Division of the Department of Development requesting rezoning of 9.85± acres from the CPD, Commercial Planned Development District to the CPD, Commercial Planned Development District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval because requested CPD, Commercial Planned Development District would allow for the addition of a drive-through pick-up unit at a pharmacy at an existing grocery store. The proposed drive-through pick-up unit is located away from existing single-unit dwellings in Upper Arlington and the CPD text prohibits operation of the drive-through pharmacy from 9 PM to 8 AM to address concerns about noise. Staff supports the variances to eliminate part of the bypass lane for the pharmacy and to reduce the setbacks for the existing sign and parking due to the dedication of right-of-way. The proposal is consistent with the zoning and development patterns of the area; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

4747 SAWMILL ROAD (43232), being 9.85± acres located at the west side of Sawmill Road, 206± feet south of Hayden Run Road, and being more particularly described as follows:

Exhibit A

The Land

Parcel 1

Situated in the State of Ohio, County of Franklin, City of Columbus, in lot One (1), Fractional Quarter Township 2, Township 1 North, Range 19 West, United States Military Lands, and being portions of the following two (2) tracts of land conveyed to John W. McKittrick:

1. 3.442 acres out of the remaining 4.623 acres (by recent survey) out of the original 5.471 acre tract conveyed by deed of record in the Deed Book 3506, Page 942, Recorder's Office, Franklin County, Ohio, and
2. the remaining 6.408 acres (by recent survey) out of an original 6.540 acre tract conveyed by deeds of record in Official Record 2067, Page C 03, and Official Record 2080, Pages E 16, F 01, F 06, F 11, F 16 and G 01, Recorder's Office, Franklin County, Ohio.

All bounded and described as follows:

Beginning, for reference, at Franklin County Engineer's Monument No. 0035 found at the intersection of the centerline of Sawmill Road (variable width) with the original centerline of the Bethel Road (variable width);

Thence N 86 deg. 38' 50" W along the original centerline of Bethel Road, along the north line of said original 5.471 acre tract, along the north line of a 0.902 acre tract of land conveyed as Parcel 25-WD out of said original 5.471 acre tract to City of Columbus, Ohio, by deed of record in Official Record 15337, Page C 02, Recorder's Office, Franklin County, Ohio, along a portion of the north line of said original 6.540 acre tract, along the north line of a 0.122 acre tract of land conveyed as Parcel 26-WD out of said original 6.540 acre tract to City of Columbus, Ohio, by deed of record in Official Record 15337, Page C 06, Recorder's Office, Franklin County, Ohio, and along the north line of a 0.010 acre tract of land conveyed out of said original 6.540 acre tract to City of Columbus, Ohio, by deed of record in Official Record 30755, Page C 10, Recorder's Office, Franklin County, Ohio, a distance of 743.63 feet to a point at the westernmost corner of said 0.010 acre tract and at the true place of beginning of the tract herein intended to be described (passing Franklin County Engineer's Monument No. 0036 found in the east line of said Fractional Quarter Township 2, in the west line of Quarter Township 1, at the northeast corner of said original 5.471 acre tract and at the northeast corner of said 0.902 acre tract at 20.00 feet);

thence easterly along the curved south line of said 0.010 acre tract and with a curve to the left, data of which is: radius =

777.98 feet and delta = 4 deg. 56' 31", a chord distance of 67.08 feet bearing S 75 deg. 55' 26" E to a point at the southeast corner of said 0.010 acre tract and in the west line of said 0.122 acre tract;

thence S 11 deg. 38' 27" W along a portion of the west line of said 0.122 acre tract a distance of 17.70 feet to a ¾ inch I.D. iron pipe set at an angle point in the south right-of-way line of Bethel Road and at the southwest corner of said 0.122 acre tract;

thence S 82 deg. 37' 14" E along the south right of way line of Bethel Road, along the south line of said 0.122 acre tract and along a south line of said 0.902 acre tract a distance of 356.03 feet to ¾ inch I.D. iron pipe set at an angle point in the south right-of-way line of Bethel Road and at a corner of said 0.902 acre tract;

thence S 86 deg. 38' 50" East along the south right-of-way line of Bethel Road, along a portion of a south line of said 0.902 acre tract and parallel with and 55.00 feet southerly by perpendicular measurement from the original centerline of Bethel Road, from the north line of said original 5.471 acre tract and from the north line of said 0.902 acre tract a distance of 11.18 feet to a ¾ inch I.D. iron pipe set;

thence S 0 deg. 18' 39" W parallel with the west right-of-way line of Sawmill Road and parallel with a west line of said 0.902 acre tract a distance of 206.27 feet to a ¾ inch I.D. iron pipe set;

thence S 89 deg. 41' 21" E perpendicular to the west right-of-way line of Sawmill Road and perpendicular to a west line of said 0.902 acre tract a distance of 258.86 feet to a ¾ inch I.D. iron pipe set in the west right-of-way line of Sawmill Road and in a west line of said 0.902 acre tract;

thence S 0 deg. 18' 39" W along the west right-of-way line of Sawmill Road and along a portion of a west line of said 0.902 acre tract a distance of 231.51 feet to a ¾ inch I.D. iron pipe set at an angle point in the west right-of-way line of Sawmill Road, in the south line of said original 5.471 acre tract, at a southwest corner of said 0.902 acre tract, in the north line of an original 2.529 acre tract of land conveyed to Albert E. and Dorothy S. Voelkel by deed of record in Deed Book 3150, Page 345, Recorder's Office, Franklin County, Ohio, and at the northwest corner of a 0.090 acre tract of land conveyed as parcel 29-WD out of said original 2.529 acre tract to City of Columbus, Ohio, by deed of record in Official Record 15028, Page I 03, Recorder's Office, Franklin County, Ohio, said iron pipe being N 86 deg. 18' 23" W a distance of 23.30 feet from a point in the east line of said Fractional Quarter Township 2, in the west line of said Quarter Township 1, at the southeast corner of said original 5.471 acre tract, at the southeast corner of said 0.902 acre tract, at the northeast corner of said original 2.529 acre tract and at the northeast corner of said 0.090 acre tract;

thence N 86 deg. 18' 23" W along a portion of the south line of said original 5.471 acre tract and along a portion of the north line of said original 2.529 acre tract a distance of 476.98 feet to a ¾ inch I.D. iron pipe found at the southwest corner of said original 5.471 acre tract, at a corner of said original 6.540 acre tract and at the northwest corner of said original 2.529 acre tract;

thence S 2 deg. 14' 21" W along an east line of said original 6.540 acre tract and along the west line of said original 2.529 acre tract a distance of 219.95 feet to a ¾ inch I.D. iron pipe found at the southeast corner of said original 6.540 acre tract, at the southwest corner of said original 2.529 acre tract and at a corner of an original 29.501 acre tract of land conveyed to Mary Lou Zschach and Margaret Ann Slone by deed of record in Instrument 199712310179990, Recorder's Office, Franklin County, Ohio;

thence N 85 deg. 58' 31" W along the south line of said original 6.540 acre tract, along a portion of a north line of said original 29.501 acre tract and along a portion of the north line of a 20.652 acre tract of land conveyed to Tarrington Woods, LLC by deed of record in Instrument 199808100201439, Recorder's Office, Franklin County, Ohio a distance of 407.09 feet to a ¾ inch I.D. iron pipe set at the southwest corner of said original 6.540 acre tract and at the southeast corner of Shiloh Station Condominium Phase IV, as shown of record in Condominium Plat Book 28, Page 7, Recorder's Office, Franklin County, Ohio;

thence N 0 deg. 58' 38" E along the west line of said original 6.540 acre tract, along the east line of said Shiloh Station Condominium Phase IV and along the east line of Shiloh Office Park Condominiums, as shown of record in Condominium

Plat Book 43, pages 27-34, Recorder's Office, Franklin County, Ohio, a distance of 691.31 feet to a ¾ inch I.D. iron pipe set in the original centerline of Bethel Road and at the northwest corner of said original 6.540 acre tract (passing a ¾ inch I.D. iron pipe set in the south right-of-way line of Bethel Road at 661.28 feet);

thence S 86 deg. 38' 50" E along the original centerline of Bethel Road and along a portion of the north line of said original 6.540 acre tract a distance of 197.00 feet to the true place of beginning;

containing 9.850 acres of land more or less and being subject to all legal highways, easements and restrictions of record.

To Rezone From: CPD, Commercial Planned Development District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building and Zoning Services Department and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building and Zoning Services Department as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "**PROPOSED PHARMACY DRIVE-THRU FOR GIANT EAGLE #6504**," and text titled, "**CPD TEXT**," both signed by Jackson B. Reynolds III, Attorney for the Applicant, both signed and dated May 6, 2010, and the text reading as follows:

CPD TEXT

PROPOSED DISTRICT: CPD, Commercial Planned District

PROPERTY ADDRESS: 4747 Sawmill Road

OWNER: Inland Western Columbus Sawmill LLC

APPLICANT: Giant Eagle Inc

DATE OF TEXT: 5/6/10

APPLICATION NUMBER: Z10-003

1. INTRODUCTION: To amend the existing CPD for the site by relocating a pharmacy drive thru to the existing grocery store building.

2. PERMITTED USES: Allowable uses on the subject site shall be those governed by Chapter 3356, C-4, Commercial District, and City of Columbus Zoning Code. The following uses shall not be permitted:

Billboards or off-premises graphics

Bowling alley

Business engaged in the wholesale or retail sales of gasoline

Cabaret / dance hall / night club

Skating rink

Cellular Towers

3. DEVELOPMENT STANDARDS: Except as otherwise noted, the site shall be developed in accordance with the development standards contained in Chapter 3356, C-4, Commercial District, this written text, and the accompanying Site Plan incorporated in this limitation text by reference as if fully rewritten herein. Minor adjustments can be made due to engineering considerations if the Director, Department of Building and Zoning Services or his or her designee approves the same.

A. Density, Lot and/or Setback Commitments.

a. Along adjacent to Sawmill Road, a minimum setback of thirty (30) feet for all buildings and parking and maneuvering areas shall be required adjacent and parallel to Sawmill Road.

b. Along and adjacent to Bethel Road the building, parking and maneuvering setbacks shall be a minimum of twenty-five (25) feet.

B. Access, Loading, Parking, and/or Other Traffic Related Commitments.

a. No access shall be permitted to Sawmill Road or Bethel Road other than as provided on the site plan. The final design and location of each access point shall be reviewed and approved by either the Columbus Department of Public Service, Division of Planning and Operations or the County Engineer depending upon the jurisdiction.

b. All walkway/street intersections shall have wheelchair ramps. All medians, parking lot "end caps" and/or intersecting curbs shall have wheelchair ramps for intersecting walkways. The developer shall install sidewalks along Bethel and Sawmill at locations fronting the development where sidewalks are not installed.

c. The developer shall install a pedestrian crosswalk or signage that alerts drivers to pedestrians at the exit of the pharmacy drive-thru at its new location on the south end of the building.

C. Buffering, Landscaping, Open Space, and/or Screening Commitments.

a. Landscaping of the property shall be in accordance with the submitted site plan and with this text.

b. All parking areas adjacent to Sawmill Road and Bethel Road shall have headlight screening of minimum thirty (30) inches height parallel to such road frontage as measured from the elevation of the nearest section of the adjacent parking areas. Due to the slope of the property and the finish grades for the site said screening shall be achieved by lowering the parking area below the pavement level of Bethel and Sawmill Roads.

c. Tree planting shall be required within site parking and service areas. The number of trees required shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2 inch caliper per tree) to total site coverage by buildings and pavement.

1. Over 100,000 square feet: 20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.

d. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement. Maximum possible green space shall be provided to minimize extensive unbroken hard surface areas.

e. Landscape islands are required within the parking lots and shall be placed in such a manner as to visually break up large expanses of pavement.

f. Lot coverage for structures and paved areas may not exceed eighty-five percent (85%) of net usable area (gross zoned acreage excluding publicly dedicated streets).

g. Any dumpster shall be screened on three sides with a wall or fence to a height of seven (7) feet with a gate on the fourth side.

h. Landscaping shall be maintained in a neat condition and dead materials shall be replaced with new landscaping which meets the size requirements contained in this text and the accompanying site plan, within six months or the next planting season.

i. Six (6) foot fence shall be installed along the western and southern property lines as set forth in the site plan. Between the apartment complex to the west and the site, a natural drop in grade exists. Developer will install evergreen and shade

trees between the existing multi family site and the proposed development.

D. Building Design and/or Interior-Exterior Treatment Commitments.

- a. The property shall be developed in accordance with the submitted site plan. These plans may be slightly adjusted to reflect engineering, topographical or other site data developed at the time final development and engineering plans are completed. Any slight adjustment in the site plan shall be reviewed and may be approved by the Director, Department of Building and Zoning Services or his or her designee upon submission of the appropriate data regarding the proposed adjustment. The general layout and site concept shall, however, conform to the site plan, with the exception of any indicated interior wall/structure or dividers. In the drafting of this limitation text, care has been exercised to assure no conflict exists between all documents and plans to this ordinance. In the event, conflict is discovered in the future, the more restrictive interpretation governs as determined by the City of Columbus.
- b. This development shall adhere to a 35' maximum building height except that architectural features such as parapets and appendages may exceed 35' in height.
- c. Exterior facade materials for the proposed building shall be a combination of brick, EIFS (dryvit) and/or precast concrete.
- d. The proposed building shall be no larger than 130,00 square feet.
- e. Outdoor music shall be prohibited from the proposed building.
- f. Disposal of waste (trash) from the proposed building shall be removed from the site in a timely manner.

E. Lighting, Outdoor Display Areas and/or Environmental Commitments.

- a. All exterior outdoor lighting shall be cut-off fixtures (down lighting).
- b. All external outdoor lighting fixtures to be used shall be from the same or a similar manufacturer's type to ensure aesthetic compatibility.
- c. No external light or surge lighting sources shall project upon Don Scott Airfield or the take-off and approach zones to said airport.
- d. All light poles and standards shall be constructed of metal.
- e. Parking lot lighting shall no higher than twenty-eight (28) feet. However, areas that border the residential property on the south and west shall have lot lighting no higher than eighteen (18) feet.

F. Graphics and/or Signage Commitments.

All signage and graphics shall comply with provisions of a Graphics Plan as approved by the Columbus Graphics Commission.

G. Miscellaneous Commitments.

1. Multiple Jurisdiction

A portion of the development (approximately 2.4 acres) is located in the City of Upper Arlington as is shown on the site plan. It is the goal of the development to appear as if no governmental jurisdiction boundaries divide the property. To this end, the following applies:

- a. Cross Parking: Parking located in the City of Columbus can be counted to meet the requirements of a use located in the

City of Upper Arlington and parking located in the City of Upper Arlington can be counted to meet the requirements of the City of Columbus.

b. Building parking and maneuvering setbacks in Columbus shall be zero for the west and north boundaries of the 2.4 acre property located in the City of Upper Arlington as shown on the site plan.

c. The pharmacy drive thru shall not be open to the public between the hours of 9 p.m. and 8 a.m. seven days a week.

H. CPD Criteria

1. Natural Environment:

a. The property is located on the south side of Bethel Road west of Sawmill Road and contains an existing grocery store and its ancillary parking and loading areas.

2. Existing Land Uses:

a. The site is zoned CPD; to the north and northeast is property zoned C-2, C-4 and CPD and developed with retail commercial uses (existing CVS Pharmacy); to the south is zoned ORC for office development in the City of Upper Arlington which is undeveloped; to the east is zoned CPD and the property is developed with a gas station and is otherwise vacant; and property to the west is zoned CPD and AR-12 and is developed with office and residential condominiums.

3. Transportation and Circulation: The curb cut and internal circulation patterns are shown on the submitted site plan and otherwise limited as provided herein.

4. Visual Form of the Environment: Consideration has been given to the visibility and safety of the motorists and pedestrians as both on and off the subject property in the development of this site.

5. Proposed Development: Grocery store and Pharmacy Drive Thru.

6. Behavior Pattern: Existing development in the area has established behavior patterns to the motorists and pedestrians.

7. Emissions: No adverse effects from emissions shall result from the proposed development.

I. Variances:

1. A variance is requested to omit part of the required bypass lane for the pharmacy drive-thru (Section 3342.07).

2. To reduce the Building, Parking and Maneuvering Setback (Section 3342.18) from 30' to 14' along the Sawmill Road right-of-way.

3. To reduce the freestanding sign setback from 15' to 2' (Section 3377.17 (A)) along the Sawmill Road right of way.

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0844-2010

Drafting Date: 06/01/2010

Current Status: Passed

Explanation1. BACKGROUND

This is consent legislation with the Ohio Department of Transportation (ODOT) for an Installation of a queue cutter signal for the CSX grade crossing at SR-161 in Linworth.

The roadway east of the project location causes a significant amount of queueing, or traffic backup, during peak hours which extends across the CSX tracks. During site visits it was observed that numerous motorists stop on the tracks disregarding the existing signs that prohibit this. The concept is that the Queue Cutter will sense a queue developing east of the tracks, cause its signal to cycle from green to red, creating a break in traffic thus reducing the possibility that motorists will stop on the tracks.

Since this project lies within the City of Columbus, this consent ordinance is necessary. The Ohio Department of Transportation will be responsible for preliminary engineering and construction.

Construction is tentatively planned for spring 2011 with completion to be in fall 2011. This legislation also authorizes the Director of Public Service to enter into the necessary agreements to complete this project. (FRA-161-Queue Cutter, PID 87525)

2. FISCAL IMPACT

The estimated construction cost of this project is \$200,000.00. There is no funding required by the City for this project. TitleTo authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for the installation of a queue cutter signal for the CSX grade crossing at SR-161 in Linworth. (\$0)

Body The following is an Ordinance enacted by the City of Columbus, Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

WHEREAS, the State of Ohio has identified the need for the described project:

Installation of a queue cutter signal for the CSX grade crossing at SR-161 in Linworth; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

Section 1 - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

Section 2 - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

The Ohio Department of Transportation shall assume and bear one hundred percent of the necessary costs of the State's highway improvement project.

In the event that the City requests certain features or appurtenances be included within the highway improvement project's design and construction, and which features and appurtenances are determined by the State and the Federal Highway Administration to be not necessary for the State's highway improvement project, the City shall, prior to the project being advertised for construction contract bidding purposes, provide appropriate documentation that its Council has

appropriated, and its Auditor has certified as being available for such specific purposes, funds sufficient in amount to cover one hundred percent (100%) of the costs of incorporating such additional features or appurtenances within the State's project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto.

Section 3 - Utilities and Right-of-Way Statement

ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs.

ODOT agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 4 - Maintenance

Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

Section 5 - Authority to Sign

The Director of Public Service of said City is hereby empowered on behalf of the City of Columbus to enter into contracts with the Director of Transportation necessary to complete the above described project.

Section 6 - This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0848-2010

Drafting Date: 06/01/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Planning and Operations is responsible for street cleaning in Columbus. Debris gathered as a result of street cleaning, brush clearing and other street maintenance activities is dumped at the landfill operated by the Solid Waste Authority of Central Ohio (SWACO), cc#31-1338559. This legislation authorizes the expenditure of up to \$150,000.00 for tipping fees at SWACO's landfill. This legislation also waives the formal competitive bidding requirements of the Columbus City Code. Even though refuse disposal services are available in the market place other than those offered by SWACO, competitive bidding must be waived because of the City's contractual relationship with SWACO. Fees are determined based on SWACO's rate setting process in which the City of Columbus has participated, based upon its membership on the SWACO Board.

2. CONTRACT COMPLIANCE

SWACO's contract compliance number is 31-1338559 and expires 2/22/12

3. FICAL IMPACT

Monies are available in the Division of Planning and Operations 2010 Street Construction, Maintenance and Repair Fund appropriation for this expenditure. Tipping fee expenses were \$275,000.00 and \$225,000.00 in 2008 and 2009, respectively.

4. EMERGENCY DESIGNATION

Emergency action is necessary to ensure that funds are available and there is no lapse in service or late fee assessed. TitleTo authorize the Director of Public Service to establish a purchase order with the Solid Waste Authority of Central Ohio for landfill use by the Division of Planning and Operations; to authorize the expenditure of \$150,000.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund; to waive the formal competitive bidding requirements of the Columbus City Code; and to declare an emergency. (\$150,000.00)

Body**WHEREAS**, the Division of Planning and Operations is responsible for maintenance of roadways in Columbus; and

WHEREAS, debris collected from the street cleaning activities must be dumped at an approved landfill; and

WHEREAS, to ensure that funds are available and there is no lapse in service or late fee assessed; and

WHEREAS, the provision of Columbus City Code Section 329.06 must be waived; and

WHEREAS, an emergency exists in the daily operation of the Department of Public Service, Division of Planning and Operations, in that it is immediately necessary to pay tipping fees to the Solid Waste Authority of Central Ohio, thereby preserving the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and hereby is authorized to establish a purchase order with the Solid Waste Authority of Central Ohio, 4239 London Groveport Road, Columbus, Ohio 43123, in an amount not to exceed \$150,000.00, for payment of refuse tipping fees in accordance with the applicable specifications on file in the Office of Support Services, which are hereby approved.

Section 2. That for the purpose of paying the cost of the tipping fees, the sum of \$150,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Street Construction, Maintenance and Repair Fund, Fund 265, Department No. 59-11, Division of Planning and Operations, Object Level One Code 03, Object Level Three Code 3389, OCA Code 591155 (\$150,000.00) to the Solid Waste Authority of Central Ohio.

Section 3. That in accordance with Section 329.27 of the Columbus City Code, City Council has determined that it is in the best interest of the City of Columbus that Section 329.06 relating to formal competitive bidding requirements be waived and hereby waives said section.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0868-2010

Drafting Date: 06/03/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Department of Public Utilities entered into a contract with First Data Government Solutions, LP for the PayPoint Gateway, which provides an IVR (interactive voice response) and web portal capable of taking utility payments via the telephone and internet. This service is necessary to accommodate customers' growing demand to pay utility bills in a convenient and secure manner. The effective date of the contract was March 31, 2008 and extends for a term of four (4) years. The Department is pleased with their performance and request authority to modify the original contract for a total of \$120,000.00. The sole purpose of the modification is to increase the maximum monetary obligation. All terms and conditions of the original agreement remain in full force and effect.

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

Contract Compliance: 58-2582959, expires November 24, 2011
First Data Government Solutions, LP does not hold MBE/FBE status.

1. Amount of additional funds: The amount of additional funds needed for this contract is \$120,000.00. The original contract was established for \$100,000.00. The total cost of the original contract and all modifications is \$460,000.00. The modification represents funding added during the contract period for costs related to the services provided. The need for increased funding is to cover anticipated contract billings during fiscal year 2010.
2. Reason additional needs were not foreseen: The need for additional funds was foreseen. This legislation is to encumber the funds budgeted for fiscal year 2010 for the Division of Power and Water.
3. Reason other procurement processes not used: The same exact service is required and no lower pricing/more attractive terms and conditions are anticipated at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: Expenditures will be reprioritized as a result of the second quarter review to accommodate this expenditure without increasing the existing budget.

The following amounts were encumbered in 2008 and 2009 for similar services:

2008: \$100,000.00

2009: \$90,000.00

Title

To authorize the Director of Public Utilities to enter into a planned modification of the PayPoint Gateway with First Data Government Solutions, LP to provide an IVR, Interactive Voice Response and web portal for the Division of Power and Water, and to authorize the expenditure of \$120,000.00 from Water Systems Operating Fund. (\$120,000.00)

Body

WHEREAS, the Department of Public Utilities has a contract with First Data Government Solutions, LP, for the PayPoint Gateway, and

WHEREAS, the vendor has agreed to extend EL007958 at current prices and conditions, and it is in the best interest of the City to exercise this option, and

WHEREAS, these banking services are used by the Department of Public Utilities, for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Public Utilities Director be and is hereby authorized and directed to modify and increase EL007958 with First Data Government Solutions, LP. Total amount of modification No. 2 is ADD \$120,000.00. Total contract amount including this modification is \$460,000.00.

Section 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

Section 3. That the expenditure of \$120,000.00 or so much thereof as may be needed, is hereby authorized from Object Level One 03, Object level Three 3348, Fund Names and Numbers, Departments, OCA Codes and amounts listed below,

to pay the cost thereof.

| <u>Dept/Div</u> | <u>Fund Name</u> | <u>Fund Number</u> | <u>OCA</u> | <u>Amount</u> |
|-----------------|-----------------------|--------------------|------------|---------------|
| 60-09 | Water Works Operating | 600 602318 | | \$120,000.00 |

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0872-2010

Drafting Date: 06/03/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance appropriates and transfers \$250,000 within the general permanent improvement fund and to authorize and direct the Director of Development to enter into a grant agreement with the Southside Settlement House in order to provide for crucial roof and infrastructure repairs.

The Southside Settlement House is a neighborhood-based, multi-service settlement house that provides numerous social services including child care, social development for youths, counseling, adult groups, job-search and employment assistance, food pantry, and outreach to pregnant mothers and infants. Agency programs run year-round and are open to all, emphasizing building community, conflict resolution, and civic action and social justice.

FISCAL IMPACT: Funds are available for this transfer within the unallocated balance of the general permanent improvement fund.

Title

To appropriate and transfer \$250,000 within the General Permanent Improvement Fund; to authorize and direct the Director of Development to enter into a grant agreement with the Southside Settlement House for crucial roof repairs and infrastructure needs; to authorize the expenditure of \$250,000 from the General Permanent Improvement Fund; and to declare an emergency. (\$250,000.00)

Body

WHEREAS, The Southside Settlement House is a neighborhood-based, multi-service settlement house that provides numerous social services including child care, social development for youths, counseling, adult groups, job-search and employment assistance, food pantry, and outreach to pregnant mothers and infants. Agency programs run year-round and are open to all, emphasizing building community, conflict resolution, and civic action and social justice; and

WHEREAS, The Southside Settlement House is in need of critical roof and infrastructure repairs; and

WHEREAS, this ordinance appropriates and transfers \$250,000 within the general permanent improvement fund and authorizes and directs the Director of Development to enter into a grant agreement with the Southside Settlement House; and

WHEREAS, funds for the aforementioned application are available within the unallocated balance of the general permanent improvement fund; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to effect the transfer of funds within the general permanent improvement fund for provision of critical roofing and infrastructure needs at the Southside Settlement House for the immediate preservation of the public health, peace, property, safety and welfare; Now Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Auditor is hereby authorized to appropriate \$250,000.00 within the unallocated balance of the General Permanent Improvement Fund ,748, Dept. No 45-01, Project 748999, OCA 643114, Object Level One- 06.

SECTION 2. That funds need to be transferred within the General Permanent Improvement Fund, Fund 748 as follows:

From:

Dept 45-01: Project 748999-100000: OCA 643114: Obj Lvl One- 06: Amount \$250,000.00

To:

Dept 44-01: Project 748411-100000: OCA 748411: Obj Lvl One-03; Object Level Three 3337, Amount \$250,000.00

SECTION 3. That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with the Southside Settlement House for crucial roof and infrastructure repairs.

SECTION 4. For the purpose as stated in Section 3, the expenditure of \$250,000.00, or so much thereof as may be needed for the roof and infrastructure needs is hereby authorized from Dept/Div: 44-01, Fund 748, OCA 748411, Project 748411-100000, Object Level One- 03, Object Level Three- 3337.

SECTION 5. That the City Auditor is authorized to make the necessary transfer between funds, and such funds are hereby appropriated, to carry out the purposes of this ordinance.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0885-2010

Drafting Date: 06/04/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation will authorize the Director of Public Utilities accept Clean Ohio Grant in the amount of \$953,696.00 and enter into an agreement with the State of Ohio, Ohio Public Works Commission for the acquisition of land and the purchase of a conservation easement along the east shore of the Hoover Reservoir, to authorize an appropriation of \$953,696.00 and to declare an emergency.

The Clean Ohio grant has been awarded to the Department of Public Utilities for the fee simple purchase of 28.98 acres of land directly adjacent to Hoover Reservoir and the purchase of a conservation easement on an additional 8 acres of land adjacent to Hoover Reservoir. This action will protect the raw water supply by protecting the steeply sloped natural buffer along the banks of Hoover in the Twin Bridges Area. The award amount is \$953,696. The City's match requirement is \$317,000 and will come from the Water Build America Bonds fund.

Protecting the easily erodable, steep slopes along Hoover Reservoir is important to protect the quality of the City of Columbus' raw water source. The grant funding will allow for the fee simple purchase of 28.98 acres of land and the placement of a conservation easement on an additional 8 acres of steep sloped banks along Hoover Reservoir.

2. EMERGENCY:

The grant award has been offered to the Department of Public Utilities and it is immediately necessary to accept the grant and appropriate the funds. The Department of Public Utilities is requesting City Council to deem this legislation an emergency measure to allow the Director to enter into the grant agreement as soon as possible .

3. FISCAL IMPACT:

There is a \$317,000.00 match requirement for this grant. These matching funds will come from the Water Build America Bonds Fund, via internal transfer. This Ordinance also requests the authority for the City Auditor to appropriate the proceeds of said grant for purposes of funding this project work. The 2010 Capital Improvements Budget will also need to be amended.

Title

To authorize and direct the Director of Public Utilities accept and enter into a Grant Agreement with the State of Ohio, Ohio Public Works Commission for the acquisition of land and the purchase of a conservation easement along the east shore of the Hoover Reservoir; to authorize a transfer within the Water Build America Bonds Fund; to authorize the Director of Public Utilities to appropriate and expend \$317,000.00 from the Water Build America Bonds Fund for the match requirement for the grant; to authorize the appropriation and expenditure of \$953,696.00 from the Ohio Public Works Commission Grant; to authorize an amendment to the 2010 Capital Improvements Budget; and to declare an emergency. (\$1,270,696.00)

Body

WHEREAS, the State of Ohio, Ohio Public Works Commission, has issued a grant in the amount of \$953,696.00 to the City of Columbus Department of Public Utilities for the acquisition of land and the purchase of a conservation easement along the east shore of the Hoover Reservoir; and

WHEREAS, it is necessary to accept and enter into said grant agreement; to appropriate and expend the funds; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to funds within the Water Build America Bonds Fund; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

WHEREAS, the Director of Public Utilities is required to be authorized by Council to enter into the grant agreement; to accept the grant money; and appropriate the bond funds necessary for the required match; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to accept and enter into the grant agreement so the terms and conditions of the grant agreement between the City of Columbus and the State of Ohio, Ohio Public Works Commission are accomplished; for the immediate preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities, be and hereby is, authorized and directed accept a grant in the amount of \$953,696.00 and enter into a grant agreement with the State of Ohio, Ohio Public Works Commission for the acquisition of land and the purchase of a conservation easement along the east shore of the Hoover Reservoir; and to expend \$317,000.00 from the Water Build America Bonds fund for the match requirement of the grant.

Section 2. That the Department of Public Utilities has committed to administer the grant through grant coordination, grant reporting, grant fund pay requests, and contract administration services.

Section 3. That from the unappropriated monies in the State of Ohio, Ohio Public Works Commission Grant Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$953,696.00 shall be appropriated to the Department of Public Utilities, Department 60-05, as follows:

Grant Title: _____ | OCA Code: _____ | Object Level 3: 6601 | Amount: \$953,696.00.

Section 4. That for the purpose of paying the cost of the aforementioned grant project contract, the expenditure of \$953,696.00 is hereby authorized within the Division 60-09 | 620 Water Grant Fund | OCA Code: _____ | Object Level 3: 6601 | Amount: \$953,696.00.

Section 5. That the City Auditor is hereby authorized to transfer \$135,017.00 within the Department of Public Utilities, Division of Power and Water, Water Build America Bonds Fund, Fund No. 609, Dept./Div. No. 60-09, Object Level Three 6601, as follows:

Fund No. | Project No. | Project Name | OCA Code | Change

609 | 690236-100021 (carryover) | River South Phase II | 623621 | -\$135,017
609 | 690411-100000 (carryover) | Watershed Misc. Imp. Facilities | 609411 | +\$135,017

Section 6. That the 2010 Capital Improvements Budget is hereby amended as follows:

Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change

609 | 690236-100021 (carryover) | River South Phase II | \$2,500,000 | \$2,364,983 | -\$135,017
609 | 690411-100000 (carryover) | Watershed Misc. Imp. Facilities | \$250,000 | \$385,017 | +\$135,017

Section 7. That for the purpose of paying the costs associated with the required match for the grant project, the expenditure of \$317,000.00 is hereby authorized within the Division 60-09 | Fund No: 609 | Water Build America Bonds Fund | Project No: 690411-100000 (carryover) | OCA Code: 606411 | Object Level 3: 6601 | Amount : \$317,000.00.

Section 8. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project

account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 9. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 10. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

Section 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approved nor vetoes the same.

Legislation Number: 0886-2010

Drafting Date: 06/04/2010

Current Status: Passed

Version: 3

Matter Type: Ordinance

Explanation

Council Variance Application: CV10-009

APPLICANT: Columbus Housing Partnership; c/o Carrie Hiatt; 562 East Main Street; Columbus, OH 43215.

PROPOSED USE: A five-unit apartment building and a two-unit dwelling on one lot.

NEAR EAST AREA COMMISSION RECOMMENDATION: Disapproval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is undeveloped and zoned in the R-2F, Residential District. The requested Council variance will allow the construction of a five-unit apartment building and a two-unit dwelling on one lot. A variance is necessary because the R-2F, Residential District, allows one dwelling with a maximum of two units on each lot. Variances for area district requirements, building lines, minimum side yard, building height, vision clearance, and for four required parking spaces are included in the request. A hardship exists because there is no zoning district that allows both a five-unit apartment and 2-unit dwelling on one lot, and the configuration of the site having two street frontages poses challenges for compliance with yard and setback requirements. The site is located within the planning area of *The Near East Area Plan (2005)*, which recommends higher-density residential and mixed-use development for the site. The Plan also includes a number of residential design-related recommendations. The applicant has committed to elevation drawings which ensure compatibility with the Plan recommendations and incorporate architectural features of neighboring homes.

Title

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3312.49, Minimum number of parking spaces required; 3332.14, R-2F Area District Requirements; 3332.21, Building lines; 3332.26, Minimum side yard permitted; 3332.29, Height district; and 3332.30, Vision clearance, of the Columbus City Codes, for the property located at **1072 EAST LONG STREET (43203)**, to permit a five-unit apartment building and a two-unit dwelling with reduced development standards on one lot in the R-2F, Residential District (Council Variance # CV10-009). **...and to declare an emergency.**

Body

WHEREAS, by application No. CV10-009, the owner of the property at **1072 EAST LONG STREET (43203)**, is requesting a Council Variance to permit a five-unit apartment building and a two-unit dwelling with reduced development standards on one lot in the R-2F, Residential District; and

WHEREAS, Section 3332.037, R-2F, Residential District Use, permits one single-family or one two-family dwelling on a lot, while the applicant proposes a five-unit apartment building and a two-unit dwelling on one lot; and

WHEREAS, Section 3312.49, Minimum number of parking spaces required, requires 1.5 parking spaces per dwelling unit, or eleven (11) spaces, while the applicant proposes seven (7) parking spaces; and

WHEREAS, Section 3332.14, R-2F Area District Requirements, requires a two-story two-unit dwelling to be situated on a lot of no less than three thousand (3,000) square feet in area per dwelling unit, while the applicant proposes to construct a five-unit apartment building and a two-unit dwelling on one lot that contains 9,453± square feet which equals 1,351± square feet in area per dwelling unit; and

WHEREAS, Section 3332.21, Building lines, requires the setback to be the average distance of building setbacks on contiguous lots or parcels, but in no case less than ten (10) feet, while the applicant proposes building lines of eight (8) feet along East Long Street and three (3) feet along North Twenty-First Street; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a minimum side yard of no less than five (5) feet, while the applicant proposes a minimum side yard of three (3) feet along the west property; and

WHEREAS, Section 3332.29, Height district, requires that no building or structure shall exceed a height of thirty-five (35) feet, while the applicant proposes a maximum building height of thirty-six (36) feet for Building A and 36.5 feet for Building B; and

WHEREAS, Section 3332.30, Vision clearance, requires that a clear vision triangle shall be maintained on each residential lot adjacent to a street intersection, while the applicant proposes to encroach into the clear vision triangle for Building B at the intersection of East Long Street and North Twenty-First Street as shown on the site plan; and

WHEREAS, the Near East Area Commission recommends **disapproval of the request because the stipulation that if any brick in the alley is disturbed, that the brick be saved and reinstalled to the current alley elevation cannot be met. The existing alley is surfaced with asphalt, and the Department of Public Service will not approve the alley being returned to brick for this short segment; and**

WHEREAS, City Departments recommend approval because the requested Council variance will allow a seven-unit multi-family residential development that is consistent with the land use and residential design recommendations of *The Near East Area Plan* (2005). A hardship exists because there is no zoning district that allows both a five-unit apartment and 2-unit dwelling on one lot, and the configuration of the site having two street frontages poses challenges for compliance with yard and setback requirements; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, **an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; and)**

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1072 EAST LONG STREET (43203)**, in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance from the provisions of Sections 3332.037, R-2F, Residential District; 3312.49, Minimum number of parking spaces required; 3332.14, R-2F Area District Requirements; 3332.21, Building lines; 3332.26, Minimum side yard permitted; 3332.29, Height district; and 3332.30, Vision clearance, of the Columbus City Codes, is hereby granted for the property located at **1072 EAST LONG STREET (43203)**, insofar as said sections prohibit a five-unit apartment building and a two-unit dwelling on one lot, with a reduction in the required number of parking spaces from eleven (11) spaces to seven (7) spaces, only 1,351± square feet of lot area per dwelling unit, reduced building lines of eight (8) feet along East Long Street and three (3) feet along North Twenty-First Street, a reduced minimum side yard from five (5) feet to three (3) feet along the west property line, an increased building height of thirty-six (36) feet for Building A and 36.5 feet for Building B, and encroachment of Building B in the clear vision triangle; said property being more particularly described as follows:

1072 EAST LONG STREET (43203), being 0.21± acres located at the northwest corner of East Long Street and North Twenty-First Street, and being more particularly described as follows:

The following described real estate is situated in the County of Franklin, in the State of Ohio, and the in the City of Columbus, and bounded and described as follows:

Being Lot Number Eight (8) and Nine (9) of HENRY E. GILL'S SUBDIVISION of part of Half Section Number 13, Township Number 5, Range Number 22, Refugee Lands, as an Addition to said City of Columbus, Ohio, as the same are numbered and delineated upon the recorded plat of said Addition, of record in Plat Book Number 2, page 332, Recorder's Office, Franklin County, Ohio.

Said premises also known as 1072 E. Long Street, Columbus, Ohio 43203

PARCEL # 010-003798

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two (2) four-family dwellings and one (1) two-family dwelling on one lot, or those uses permitted in the R-2F, Residential District.

SECTION 3. That this ordinance is further conditioned on substantial compliance with the site plan and elevation drawings titled, "**LONG STREET TOWHUSES SITE PLAN**," and "**LONG STREET TOWHUSES ZONING EXTERIOR ELEVATIONS**," both drawn by Sullivan Bruck Architects, dated June 9, 2010, and signed Joseph W. Sullivan, Architect. The plans may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

SECTION 5. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Drafting Date: 06/07/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** The Division of Fire was awarded a grant from the Department of Homeland Security to purchase a truck (cab and chassis), to up-fit an existing Division of Fire Bomb Squad containment vessel, and to mount the vessel onto the truck chassis. The total amount of the grant is \$203,000. However, the total cost of purchasing the cab and chassis and up-fitting and mounting the containment vessel is \$248,788.00. The difference of \$45,788 will be funded from The Department of Public Safety's voted Bond Funds. The payment of \$203,000 will be issued by Franklin County, on behalf of the Department of Homeland Security and Ohio Emergency Management Agency. The City of Columbus and Franklin County entered into an Intergovernmental Agreement via Ordinance 1917-2005 to enable this type of purchase. This legislation will authorize and direct the Director of Finance and Management to execute those documents necessary for the purchases.

This legislation also authorizes the amendment of the 2010 Capital Improvement budget (CIB) and authorizes the City Auditor to transfer funds between projects within the Safety Voted Bond Fund.

Bid Information: Competitive bids were solicited by the Purchasing Office via solicitation SA003514 with two (2) vendors submitting bids as follows for the cab and chassis:

| | |
|-----------------------------|--------------|
| Fire Safety Services | \$143,788.00 |
| Ferrara Fire Apparatus Inc. | \$159,783.00 |

After review of the bids by the Division of Fire's office of research and development, it is recommended that the cab and chassis contract be awarded to Fire Safety Services for having the lowest and best bid. However, due to minor specification exceptions that are acceptable to the Division of Fire, the Public Safety Department recommends a waiver of the competitive bid requirements. The up-fitting and the mounting of the containment vessel onto the cab and chassis will be sole sourced to NABCO Inc., due to the specialized and proprietary nature of the containment vessel. Any other firm performing these upgrades and mounting will void all warranties on the vessel. All equipment that is funded through US Homeland Security grants must be approved by the United States Homeland Security Office of Domestic Preparedness to be eligible for funding. There are no other approved methods of up-fitting and mounting that meets Fire's requirement at this time.

These companies are not debarred according to the Excluded Parties listing of the Federal Government and are not listed in the Auditor of State database for Findings for Recovery.

Contract Compliance: Fire Safety Services-340962724 expires 02/01/2012; NABCO Inc. 251534103 expires 6/30/2012.

Emergency Designation: This legislation is to be declared an emergency measure so that grant deadlines can be met.

FISCAL IMPACT: This ordinance authorizes the Director of Finance and Management to enter into an agreement with NABCO Inc, to up-fit and mount an existing Fire bomb squad containment vessel onto a truck chassis to be purchased from Fire Safety Services. Funds from a Homeland Security grant will pay for \$203,000.00 of the expenses and Public Safety's Voted Bond funds will be used for the remaining \$45,788.00. The total cost of the project is \$248,788.00.

TitleTo authorize and direct the Director of Finance and Management to enter into contracts with Fire Safety Services for the purchase of a truck cab and chassis and with NABCO Inc. for the up-fit and mounting of a bomb squad containment vessel onto the truck chassis; to amend the 2010 CIB and transfer funds between projects within the Safety Voted Bond Fund; to authorize the expenditure of \$45,788 from Safety Voted Bond Funds; to waive the competitive bidding provisions of the Columbus City Codes with respect to the contract with Fire Safety Services and to award a contract with NABCO Inc. in accordance with the sole source provisions of the Columbus City Codes; and to declare an emergency. (\$45,788.00)

BodyWHEREAS, the Division of Fire has been awarded a grant from the Department of Homeland Security for the purchase of a truck cab and chassis and to properly up-fit an existing bomb containment vessel in order to mount it on the truck chassis; and

WHEREAS, formal competitive bids were solicited for the truck cab and chassis and the bids were waived due to minor exceptions that are acceptable to the Division of Fire; and

WHEREAS, it is necessary to up-fit and mount the bomb squad containment vessel in accordance with a sole source contract to NABCO Inc. due to the specialized nature of the task and the need to preserve all warranties on the NABCO vessel; and

WHEREAS, it is necessary to amend the 2010 CIB and authorize the City Auditor to transfer funds between projects within the Public Safety Voted Bond Fund; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Fire, Department of Public Safety, in that it is immediately necessary to authorize and direct the Director of Finance and Management to execute those documents necessary for the acquisition of said equipment prior to the expiration of the grant period, for the preservation of the public health, peace, property, safety and welfare; Now, therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance and Management be and is hereby authorized and directed to execute those documents necessary to enter into contracts with Fire Safety Services for the purchase of a truck cab and chassis, and with NABCO Inc. for the up-fit and mounting of the bomb squad containment vessel.

SECTION 2. That the 2010 Capital Improvement Budget is hereby amended as follows:

| <u>Project/Project # CIB</u> | <u>CIB Amount</u> | <u>Revised</u> |
|--|-------------------|----------------|
| Police Apparatus Repl. 330034-100000 (Carryover) | \$69,423 | \$23,635 |
| Fire Apparatus Replacement 340101-100000 (Carryover) | \$30,953 | \$76,741 |

SECTION 3. That the City Auditor is hereby authorized and directed to transfer funds within the Safety Voted Bond Fund as follows:

FROM:

Dept/Div: 30-03|Fund: 701|Project Number 330034-100000|Project Name - Police Apparatus Replacement|OCA Code 330034|Amount \$45,788.00

TO:

Dept/Div: 30-04|Fund: 701|Project Number 340101-100000|Project Name - Fire Apparatus Replacement|OCA Code 644559|Amount \$45,788.00

SECTION 4. That the Finance and Management Director is hereby directed to enter into contract with Fire Safety Services as partial payment for the purchase of a truck (cab and chassis) for the Division of Fire. The total cost of the cab and chassis is \$143,788.00, however, a check for \$98,000.00 will be issued by Franklin County directly to the company.

SECTION 5. That the expenditure of \$45,788.00, or so much as may be necessary, be and is hereby authorized from the Safety Bond Fund: 701|Dept/Div: 30-04|Project Number 340101-100000|Project Name - Fire Apparatus Replacement|OCA Code 644559| OL3 Code 6652 to pay the cost thereof.

SECTION 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts and contract modifications associated with this ordinance.

SECTION 7. That grant funds from the Department of Homeland Security are being administered via Franklin County in the amount of \$203,000.00.

SECTION 8. That in accordance with section 329.27 of the Columbus City Code, this Council finds it in the best interest of the City of Columbus to waive and does hereby waive section 329.27 (Formal Competitive bidding) of the City of Columbus Code in order to establish a contract with Fire Safety Services for the purchase of a truck, and that the upfit and installation of the bomb squad containment vessel be accomplished by NABCO Inc., in accordance with the Sole Source Provisions, 329.07(e), of the Columbus City Codes, 1959.

SECTION 9. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0895-2010

Drafting Date: 06/08/2010

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV10-010

APPLICANT: NRP Boulevard Homes LLC; c/o M. Neff Design Group 14855 #100-233; Maple Heights, OH 44137.

PROPOSED USE: To construct two single-unit dwellings with reduced development standards.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council variance to create two lots for two (2) single-unit dwellings in the C-4, Commercial District. A Council variance is necessary because dwellings are not permitted on the ground floor in the C-4 Commercial District. The site is one of twelve C-4 parcels surrounded by the AR-1, Apartment Residential and M, Manufacturing Districts. This C-4, District has been in place since 1928. The twelve parcels within the C-4, Commercial District are used for residential uses and there is one nonconforming warehouse. The surrounding AR-1, Apartment Residential District is characterized by residential uses, thus the request is consistent with the existing development pattern. The site is within the planning area of the *Franklinton Plan (2003)* which recommends commercial use for the site; however the site is also within an upcoming area rezoning application that is recommended by the *Franklinton Plan (2003)*. The proposed rezoning would change the zoning to R-2F, which would permit single-unit dwellings and would reflect the existing land uses in the area. The variances to standards are deemed minor and necessary for the proposed dwellings to fit within the existing development pattern.

Title

To grant a variance from the provisions of Sections 3356.03, C-4 Permitted uses; 3312.27(3), Parking Setback Line; 3321.05(B)(2), Vision clearance; and 3356.11, C-4 district setback lines; of the Columbus City codes, for the property located at **237 SOUTH DAKOTA AVENUE (43222)**, to permit two single-unit dwellings in the C-4 Commercial District with reduced development standards. (CV10-010)...**and to declare an emergency.**

Body

WHEREAS, by application No. CV10-010, the owner of property at **237 SOUTH DAKOTA AVENUE (43222)**, is requesting a Council Variance to permit a maximum of two (2) single-unit dwellings in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4, Permitted uses, does not allow dwellings on the ground floor, while the applicant proposes to permit a maximum of one (1) single-unit dwelling on each of the two (2) parcels; and

WHEREAS, Section 3312.27(3), Parking Setback Line, requires a 10-foot setback for parking along undeveloped frontage, while the applicant proposes a 4-foot parking setback along West Rich Street to accommodate a parking space next to the proposed garage; and

WHEREAS, Section 3321.05(B)(2), Vision clearance, requires the size of required clear vision triangles to be thirty (30) feet on each of the perpendicular sides, while the applicant proposes to reduce this to ten (10) feet on each of the two perpendicular sides along South Dakota Avenue and West Rich Street so that the proposed dwelling may match the front setback of adjacent existing dwellings per section 3356.11; and

WHEREAS, Section 3356.11, C-4 district setback lines, requires a 10-foot building setback line on the east side of West Rich Street, while applicant proposes a building setback line of approximately 5.7 feet along West Rich Street; and

WHEREAS, the Franklinton Area Commission recommends approval; and

WHEREAS, City Departments recommend approval to allow two (2) single-unit dwelling units in the C-4, Commercial District because this C-4, District has been in place since 1928. The twelve parcels within the C-4, Commercial District are used for residential uses and there is one nonconforming warehouse. The surrounding AR-1, Apartment Residential District is characterized by residential uses, thus the request is consistent with the existing development pattern. The site is within the planning area of the *Franklinton Plan* (2003) which recommends commercial use for the site; however the site is also within an upcoming area rezoning application that is recommended by the *Franklinton Plan* (2003). The proposed rezoning would change the zoning to R-2F, which would permit single-unit dwellings and would reflect the existing land uses in the area. The variances to standards are deemed minor and necessary for the proposed dwellings to fit in within the existing development pattern; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; and)

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner of the property located at **237 SOUTH DAKOTA AVENUE (43222)**, in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance from the provisions of Sections 3356.03, C-4 Permitted uses; 3312.27(3), Parking Setback Line; 3321.05(B)(2), Vision clearance; and 3356.11, C-4 district setback lines; of the Columbus City Codes for the property located at **237 SOUTH DAKOTA AVENUE (43222)**, insofar as said sections prohibit single-unit dwellings with parking setbacks reduced from ten feet to four feet; with vision clearance reduced from 30 feet to 10 feet; and with the building setback reduced to 5.7 feet along West Rich Street, said property being more particularly described as follows;

Situated in the City of Columbus, County of Franklin, State of Ohio and known as being all of Lot Number 282 in the West Park Addition as shown by the recorded map in Plat Book 4, Page 264 of Franklin County Records, being further bounded and described as follows: Beginning at a 5/8" iron pin found at the intersection of the southerly line of W. Rich Street, 60 feet wide, with the westerly line of S. Dakota Avenue, 50 feet wide;

Course 1 thence along the westerly line of S. Dakota Avenue, South 08°24'05" East, a distance of 32.75 feet to a 5/8" iron pin set at its intersection with the northerly line of Lot Number 283 in said West Park Addition;

Course 2 thence along the northerly line of said Lot Number 283, South 81°35'06" West, a distance of 129.06 feet to a 5/8" iron pin set on the easterly line of a 16 foot wide Alley;

Course 3 thence along the easterly line of said Alley, North 08°23'56" West, a distance of 32.76 feet to a 5/8" iron pin set on the southerly line of W. Rich Street;

Course 4 thence along the southerly line of W. Rich Street, North 81°35'15" East, a distance of 129.06 feet to the place of beginning and containing 0.0970 acre of land according to a survey by Matthew C. Neff, Ohio Professional Surveyor #7315, of the M Neff Design Group dated April 12, 2010, be the same more or less but subject to all legal highways.

Situated in the City of Columbus, County of Franklin, State of Ohio and known as being all of Lot Number 283 in the West Park Addition as shown by the recorded map in Plat Book 4, Page 264 of Franklin County Records, being further bounded and described as follows: Beginning at a 5/8" iron pin set at the intersection of the southerly line of Lot Number 282 in said West Park Addition with the westerly line of S. Dakota Avenue, 50 feet wide, said point being southerly 32.75 feet along the easterly line of S. Dakota Avenue from the southerly line of W. Rich Street, 60 feet wide;

Course 1 thence along the westerly line of S. Dakota Avenue, South 08°24'05" East, a distance of 32.75 feet to a 3/4" iron pipe found its intersection with the northerly line of Lot Number 284 in said West Park Addition;

Course 2 thence along the northerly line of said Lot Number 284, South 81°34'57" West, a distance of 129.06 feet to the easterly line of a 16 foot wide Alley, witness a 3/4" iron pipe found good North and South and 0.27 feet East;

Course 3 thence along the easterly line of said Alley, North 08°23'56" West, a distance of 32.76 feet to a 5/8" iron pin set at its intersection with the southerly line of said Lot Number 282;

Course 4 thence along the southerly line of said Lot Number 282, North 81°35'06" East, a distance of 129.06 feet to the place of beginning and containing 0.0971 acre of land according to a survey by Matthew C. Neff, Ohio Professional Surveyor #7315, of the M Neff Design Group dated April 12, 2010, be the same more or less but subject to all legal highways.

NOTE: Bearings shown hereon are based on State Plane Coordinates derived from City of Columbus data. Monuments described as 5/8" iron pins set are 5/8" diameter by 30" long rebar with cap stamped 'M NEFF 7315'.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with up to one (1) single-unit dwelling per parcel or those uses permitted in the C-4, Commercial District.

SECTION 3. That this ordinance is further conditioned on a commitment that the site be developed in conformance with

the site plans titled, "N-13 and N-14: 237 SOUTH DAKOTA AVENUE," signed by Matthew Neff, Agent for the Applicant, dated May 24, 2010. The Subject Site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. - ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0899-2010

Drafting Date: 06/09/2010

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV10-011

APPLICANT: NRP Boulevard Homes LLC; c/o M. Neff Design Group 14855 #100-233; Maple Heights, OH 44137.

PROPOSED USE: To construct one single-unit dwelling in the C-4, Commercial District.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council variance to construct a single-unit dwelling in the C-4, Commercial District. A Council variance is necessary because dwellings are not permitted on the ground floor in the C-4, Commercial District. The site is one of 32 C-4 zoned parcels located between West Capital Street and West Town Street, bounded by the R-4, Residential District to the west, the M, Manufacturing District across South Yale Avenue to the east. This C-4, District has been in place since 1928. Thirty-one of the 32 parcels within the C-4, Commercial District are used for dwellings. The site is within the planning area of the *Franklinton Plan* (2003) which recommends single-unit dwellings for the site and the site is also within an upcoming area rezoning to the R-2, Residential District as recommended by the *Franklinton Plan* (2003). The proposed rezoning to the R-2, Residential District would permit single-unit dwellings consistent with the existing land uses in the area.

Title

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 **45 SOUTH YALE AVENUE (43222)**, to permit a single-unit dwelling in the C-4 Commercial District. (CV10-011)....**and to declare an emergency.**

Body

WHEREAS, by application No. CV10-011, the owner of property at **45 SOUTH YALE AVENUE (43222)**, is requesting a Council Variance to permit a single-unit dwelling in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4, Permitted uses, does not allow dwellings on the ground floor, while the applicant proposes to permit a maximum of one (1) single-unit dwelling; and

WHEREAS, the Franklinton Area Commission recommends approval; and

WHEREAS, City Departments recommend approval because this C-4, District has been in place since 1928. The site is one of 32 C-4 zoned parcels located between West Capital Street and West Town Street, bounded by the R-4, Residential District to the west, the M, Manufacturing District across South Yale Avenue to the east. Thirty-one of the 32 parcels within the C-4, Commercial District are used for dwellings. The site is within the planning area of the *Franklinton Plan* (2003) which recommends single-unit dwellings for the site and the site is also within an upcoming area rezoning to the R-2, Residential District as recommended by the *Franklinton Plan* (2003). The proposed rezoning to the R-2, Residential District would permit single-unit dwellings consistent with the existing land uses in the area. The applicant is requesting a Council variance to construct a single-unit dwelling in the C-4, Commercial District. A Council variance is necessary because dwellings are not permitted on the ground floor in the C-4, Commercial District; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; and)

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner of the property located at **45 SOUTH YALE AVENUE (43222)**, in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance from the provisions of Sections 3356.03, C-4 Permitted uses; of the Columbus City Codes for the property located at **45 SOUTH YALE AVENUE (43222)**, insofar as said sections prohibit a single-unit dwelling in the C-4, Commercial District, said property being more particularly described as follows;

Real property in the City of Columbus, County of Franklin, State of Ohio, and is described as follows: Being Lot Number Six Hundred Fifteen (615), of WEST PARK ADDITION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 264, Recorder's Office, Franklin County, Ohio.

010-026310-00

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with up to one (1) single-unit dwelling per parcel or those uses permitted in the C-4, Commercial District.

SECTION 3. That this ordinance is further conditioned on a commitment that the site be developed in conformance with the site plan titled, "**N-33: 45 SOUTH YALE AVENUE**," signed by Matthew Neff, Agent for the Applicant, dated May 24, 2010. The Subject Site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services upon submission of the appropriate data regarding the proposed adjustment

~~.SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~
That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0900-2010

Drafting Date: 06/09/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:**

This legislation is to authorize the Director of the Department of Technology and the Director of the Equal Business Opportunity Commission Office, to enter into an agreement with BIP Software, Inc. for software support and upgrade services associated with the BizTrak system. This application is an automated tracking system, utilized by the Equal Business Opportunity Commission Office (EBOCO), pursuant to City Code (C.C.) 3922.02, and is responsible for tracking and monitoring minority and female participation in the city procurement process.

Without full functionality of the BizTrak system, the EBOCO will not be able to generate reports that support an outreach directory, track contract volume, track vendor dollar ranges, vendor utilization, minority and female participation, and other ethnicity participation.

The amount of \$5,000.00 will provide funding for the services necessary to support the BizTrak system with a coverage period of July 1, 2010 through June 30, 2011. During the next fiscal year, the City of Columbus may renew and modify this contract to provide additional similar services, contingent upon the written approval of both parties and the City's appropriation and authorization of funds.

Since, the Biztrak system is copyright owned by BIP Software, Inc., this contract is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07.

FISCAL IMPACT: During fiscal year 2009 the amount of \$3,500.00 was expended for software support and upgrade services, with BIP Software, Inc. During, the year of 2008, \$3,500.00 and \$10,000.00 in 2007, was expended for same services. The amount of \$5,000.00 will provide funding for the services necessary to support the BizTrak system for this contract period of July 1, 2010 through June 30, 2011. This amount is budgeted and available with the Department of Technology's Information Services fund.

CONTRACT COMPLIANCE: 74-3216756 Expiration: 9/30/2011

EMERGENCY: Emergency legislation is requested to maintain ongoing and uninterrupted services for the BizTrak system.

Title

To authorize the Director of the Department of Technology and the Director of the Equal Business Opportunity Commission Office, to enter into an agreement with BIP Software, Inc. for software support and upgrade services associated with the BizTrak system; and this agreement is being established in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$5,000.00 from the Department of Technology's Information Services Fund; and to declare an emergency (\$5,000.00)

BodyWHEREAS, this legislation is to authorize the Director of the Department of Technology and the Director of the Equal Business Opportunity Commission Office, to enter into an agreement with BIP Software, Inc. for software support and upgrade services associated with the BizTrak system, and

WHEREAS, this application is an automated tracking system, utilized by the Equal Business Opportunity Office, pursuant to C.C. 3922.02, and is responsible for tracking and monitoring minority and female participation in the city procurement process, and

WHEREAS, without full functionality of the BizTrak system, the EBOCO will not be able to generate reports that support an outreach directory, track contract volume, track vendor dollar ranges, vendor utilization, minority and female participation, and other ethnicity participation, and

WHEREAS, the amount of \$5,000.00 will provide funding for the services necessary to support the BizTrak system from the period July 1, 2010 through June 30, 2011, and

WHEREAS, this agreement is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07, and

WHEREAS, the City of Columbus may modify and renew this contract during the next fiscal year to provide additional similar services contingent upon the written approval of both parties and the City's appropriation and authorization of funds, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with BIP Software, Inc. to avoid service interruption, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Director of the Department of Technology and the Director of the Equal Business Opportunity Commission Office, be and is hereby authorized to enter into an agreement with BIP Software, Inc. for software support and upgrade services associated with the BizTrak system. The cost associated with this agreement is for an amount not to exceed \$5,000.00, for a coverage period of July 1, 2010 through June 30, 2011.

SECTION 2: That the expenditure of \$5,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.: 47-01|**Fund:** 514| **Subfund:** 010|**OCA Code:** 400347|**Obj. Level 1:** 03|**Obj. Level 3:**3369|**Amount:**\$5,000.00

SECTION 3: That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 4: That this agreement is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07.

SECTION 5: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0901-2010

Drafting Date: 06/09/2010

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV10-012

APPLICANT: NRP Boulevard Homes LLC; c/o M. Neff Design Group 14855 #100-233; Maple Heights, OH 44137.

PROPOSED USE: To construct one single-unit dwelling in the C-4, Commercial District.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council variance to construct a single-unit dwelling in the C-4, Commercial District. A Council variance is necessary because dwellings are not permitted on the ground floor in the C-4 Commercial District. The site is within the planning area of the *Franklinton Plan* (2003) which recommends single-unit dwellings for the site. The site is also within an upcoming area rezoning to the R-2, Residential District, sponsored by the City in accordance with the *Franklinton Plan* (2003). The proposed rezoning to the R-2, Residential District would permit single-unit dwellings.

Title

To grant a variance from the provisions of Section 3356.03, C-4 Permitted uses; of the Columbus City code, for the property located at **931 SULLIVANT AVENUE (43223)**, to permit a single-unit dwelling in the C-4 Commercial District. (CV10-012)...**and to declare an emergency.**

Body

WHEREAS, by application No. CV10-012, the owner of property at **931 SULLIVANT AVENUE (43223)**, is requesting a Council Variance to permit a single-unit dwelling in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4, Permitted uses, does not allow dwellings on the ground floor, while the applicant proposes to construct one (1) single-unit dwelling; and

WHEREAS, the Franklinton Area Commission recommends approval; and

WHEREAS, City Departments recommend approval because the site is within the planning area of the *Franklinton Plan* (2003) which recommends single-unit dwellings for the site. The site is also within an upcoming area rezoning to the R-2, Residential District. The proposed rezoning to the R-2, Residential District would permit single-unit dwellings; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values

within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; and)

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner of the property located at 931 SULLIVANT AVENUE (43223), in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance from the provisions of Sections 3356.03, C-4 Permitted uses; of the Columbus City Codes for the property located at **931 SULLIVANT AVENUE (43223)**, insofar as said section prohibits a single-unit dwelling in the C-4, Commercial District, said property being more particularly described as follows; and

Situated in the State of Ohio, County of Franklin and in the City of Columbus: Being Lot Number Eighty Two (82) in the Osborn Place Addition to said City, as the same is numbered and delineated on Plat Book 4, Page 365 and 366 Recorder's Office, Franklin County, Ohio.

Property Address: 931 Sullivant Ave., Columbus, Ohio
Auditor's Permanent Parcel No.: 010-12791

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with up to one (1) single-unit dwelling or those uses permitted in the C-4, Commercial District.

SECTION 3. That this ordinance is further conditioned on a commitment that the site be developed in conformance with the site plan titled, "**N-52: 931 SULLIVANT AVENUE,**" signed by Matthew Neff, Agent for the Applicant, dated May 24, 2010. The Subject Site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 0905-2010

Drafting Date: 06/09/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and federal identification number for contracts and purchase orders associated with EL008212 established with Oracle USA, Inc. to Oracle America, Inc., due to the company changing its' name and FID number, and to reflect this change. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus, Department of Public Utilities from Oracle USA, Inc. FID 841332677 to Oracle America, Inc. FID 942805249.

1. **Amount of additional funds:** No additional funds are necessary to modify the option contract.
2. **Reason additional needs were not foreseen:** The current supplier has changed their name and FID number.
3. **Reason other procurement processes not used:** The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.
4. **How cost was determined:** Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional monies are required to modify the option contract. Each agency must set aside their own funding for their estimated expenditures.

Oracle America, Inc., CC#942805249 (Expires 05-19-2012)

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

In order to maintain an uninterrupted supply of services to the Department of Public Utilities using this Contract and open Purchase Orders, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Director of the Department of Public Utilities to modify past, present and future contracts and purchase orders associated with EL008212 with Oracle USA, Inc. to reflect a new name and new Federal ID number; and to declare an emergency.

Body

WHEREAS, Oracle USA, Inc. has changed their name and FID number to Oracle America, Inc. FID #942805249, and in addition to notifying the City of Columbus, Department of Public Utilities of this change, Oracle America, Inc. has agreed to honor the past, present and future contracts and purchase orders established under EL008212, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to reflect a new name and new Federal ID number, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Public Utilities be and is hereby authorized and directed to modify all past, present and future contracts and purchase orders associated with EL008212 to reflect the change of the company name and FID number from Oracle USA, Inc. FID 841332677 to Oracle America, Inc. FID 942805249.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0909-2010

Drafting Date: 06/09/2010

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

APPLICANT: Walgreens; c/o Dave Perry, The David Perry Co.; 145 East Rich Street, 3rd Floor; Columbus, OH 43215 and Donald T. Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.

PROPOSED USE: Amending the CPD site plan to reflect right-of-way changes.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on November 12, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The Applicant's request for the CPD Commercial Planned Development District is consistent with the zoning and development patterns of the area. This rezoning maintains the commitments made in 1998 and any variances are either due to the dedication of right-of-way to the City or reaffirmations of variances from the current zoning.

Title

To rezone **4401 CLEVELAND AVENUE (43231)**, being 2.1± acres located at the southwest corner of Cleveland Avenue and Morse Road, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z09-024)

Body

WHEREAS, application #Z09-024 is on file with the Building Services Division of the Department of Development requesting rezoning of 2.1± acres from the CPD, Commercial Planned Development District to the CPD, Commercial Planned Development District; and,

WHEREAS, the Development Commission recommends approval of said zoning change; and,

WHEREAS, the City of Columbus has appropriated right of way from the site along both the Morse Road and Cleveland Avenue frontages (City of Columbus, Ohio vs. LRC Morse Investors Ltd., et al., and Triple Net, LLC, et al., Case Number 07CVH-02-2616, Court of Common Pleas, Franklin County, Ohio) for the road project known as "FRA-Morse Road Improvements-Phase 2" (2137 Dr); and,

WHEREAS, notwithstanding the provisions of Section 3125.17, Right of Way Requirement, of the Columbus City Codes, right of way dedication shall not be required in conjunction with this rezoning application or subsequent site plan approval; and,

WHEREAS, the City Departments recommend approval because the Applicant's request for the CPD Commercial Planned Development District is consistent with the zoning and development patterns of the area. This rezoning maintains the commitments made in 1998 and any variances are either due to the dedication of right-of-way to the City or reaffirmations of variances that have been already granted; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

1.646 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Quarter Township 1, Township 1, Range 18, United States Military Lands, and being more particularly described as follows:

Commencing at the intersection of the centerline of Morse Road with the centerline of Cleveland Avenue;

Thence, along the centerline of said Cleveland Avenue, South 03°43'43" West, 130.00 feet to a point;

Thence, across said Cleveland Avenue, North 86°16'17" West, 40.00 feet to point in the west line of said Cleveland Avenue and **THE TRUE POINT OF BEGINNING** of this description for **ZONING PURPOSES ONLY**;

Thence, along a west line of said Cleveland Avenue, **South 03°43'43" West, 154.72 feet** to a point;

Thence, along a west line of said Cleveland Avenue, **North 86°23'52" West, 5.00 feet** to a point;

Thence, along a west line of said Cleveland Avenue, **South 03°43'43" West, 86.55 feet**;

Thence, **North 86°26'24" West, 128.60 feet** to a point;

Thence, **South 03°33'36" West, 18.00 feet** to a point;

Thence, **North 86°26'24" West, 168.40 feet** to a point;

Thence, **North 03°43'43" East, 104.77 feet** to a point;

Thence, **South 86°23'52" East, 85.00 feet** to a point;

Thence, **North 03°43'43" East, 203.38 feet** to a point in the proposed south line of said Morse Road;

Thence, along the proposed south line of said Morse Road, **South 85°06'44" East, 177.18 feet** to a point of curvature;

Thence, along the proposed south line of said Morse Road and along an arc of a curve to the right having a radius of 30.00 feet, a delta angle of 88°39'44", and arc length of 46.42 feet and a chord bearing and distance of **South 40°46'52" East, 41.93 feet** to a point;

Thence, along a west line of said Cleveland Avenue, **South 03°33'00" West, 14.70 feet** to a point;

Thence, **South 86°16'17" East, 10.37 feet** to the place of beginning of this Zoning Description **CONTAINING 1.646 ACRES**.

The foregoing description was prepared from records only and is to be used for **ZONING PURPOSES ONLY**.
(508042008)

July 22, 2009

0.456 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Quarter Township 1, Township 1, Range 18, Unites Stated Military Lands, and being more particularly described as follows:

Commencing at the intersection of the centerline of Morse Road with the centerline of Cleveland Avenue;

Thence, along the centerline of said Cleveland Avenue, South 03°43'43" West, 371.28 feet to a point;

Thence, across said Cleveland Avenue, North 86°16'17" West, 45.00 feet to a point in the west line of said Cleveland Avenue and **THE TRUE POINT OF BEGINNING** of this description for **ZONING PURPOSES ONLY**;

Thence, along the west line of said Cleveland Avenue, **South 03°43'43" West, 77.15 feet** to a point;

Thence, **North 86°23'50" West, 296.95 feet** to a point;

Thence, **North 03°43'43" East, 58.93 feet** to a point;

Thence, **South 86°26'24" East, 168.40 feet** to point;

Thence, **North 03°33'36" East, 18.00 feet** to a point;

Thence, **South 86°26'24" East, 128.60 feet** to the place of beginning **CONTAINING 0.456 ACRES**

The foregoing description was prepared from records only and is to be used for **ZONING PURPOSES ONLY**.

To Rezone From: CPD, Commercial Planned Development District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Department of Building and Zoning Services and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Department of Building and Zoning Services as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "**ZONING CASE NUMBER Z09-024,**" and text titled, "**COMMERCIAL PLANNED DEVELOPMENT TEXT** " both signed by Donald Plank, Attorney for the Applicant, and dated April 7, 2010, and the text reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICT: CPD, Commercial Planned Development
PROPERTY ADDRESS: 4401 Cleveland Avenue
APPLICANT: Walgreens c/o Dave Perry, David Perry Co., Inc, 145 East Rich Street, 3rd Floor, Columbus, OH 43215 and Donald Plank, Plank Law Firm, LPA, 145 East Rich Street, 3rd Floor, Columbus, OH 43215
OWNER: LRC Morse Investors Ltd and Triple Net LLC c/o Donald Plank, Plank Law Firm, LPA, 145 East Rich Street, 3rd Floor, Columbus, OH 43215
AREA: 2.1 +/- Acres (Sub-Area A: 1.646 Acres; Sub-Area B: 0.456 Acres)
DATE OF TEXT: April 7, 2010
APPLICATION NUMBER: Z09-024

INTRODUCTION: The site was rezoned in 1998 to the CPD, Commercial Planned Development District (Z98-075) for commercial development of the site, including a retail drug store. The retail drug store portion of the site, now Sub-Area A, was conditioned upon a site plan, as part of rezoning Z98-075. By appropriation, the City of Columbus has acquired right of way on both the Morse Road and Cleveland Avenue frontages of the property for road widening and intersection improvements. The right of way acquisition has impacted compliance with the 1998 site plan by eliminating certain parking spaces, eliminating most of the Morse Road parking setback, and has necessitated the relocation of the ground sign (See Graphics Commission application 09320-00105, approved June 16, 2009). Due to the affect of the right of way appropriation, the site (Sub-Area A) is not in compliance with code required parking, the required Morse Road parking setback and other code standards, as itemized in Section F, Code Modifications, of the Sub-Area A text. Applicant is rezoning the property from CPD to CPD to condition the retail store development on a new site plan that reflects the now existing conditions of Sub-Area A and to provide modifications of code sections itemized in Section H, Code Modifications, of the Sub-Area A text, caused by the City's appropriation, so the site is compliant with zoning based this rezoning and the site plan for Sub-Area A. The plan titled "Zoning Case Number Z09-024", hereafter referred to as the Plan, dated April 7, 2010, as further referenced in Section I., Miscellaneous Commitments, is the development plan for

Sub-Area A for use of Sub-Area A as a retail store and for the delineation of Sub-Area B. Because this application to rezone is due to the City's appropriation of land from the owner for right of way purposes, right of way dedication shall not be required in conjunction with this rezoning application or subsequent site plan approval, notwithstanding the provisions of Section 3125.17, Right of Way Requirement, of the Columbus City Codes. See letter dated May 20, 2010, from Patricia A. Austin, P.E., Administrator, Division of Planning and Operations, attached as an exhibit to the ordinance for this rezoning.

SUB-AREA A

1. **PERMITTED USES:** Permitted uses: Those uses permitted in Chapter 3356 (C-4, Commercial) of the Columbus City Code, including a retail drugstore with a double drive-thru window, with the following exclusions: Billboards, Bowling Center, College, Cabaret, Coin Operated Laundry, Commercial radio transmitting or television station and appurtenances, Dry Cleaning and Laundry Services, Funeral parlor, Hotel, Motel, Night club, Poolroom, Private club, Parking lots and Garages.

For as long as Sub-Area A is developed with a retail drug store, motor vehicles sales, service, maintenance and/or leasing shall be prohibited on the entire site (Sub- Areas A and B, inclusive).

2. **DEVELOPMENT STANDARDS:** Unless otherwise indicated, the applicable development standards are contained in Chapter 3356 (C-4, Commercial) of the Columbus City Code.

A. Density, Height, Lot Coverage, and Setback Requirements:

1. Structures shall not exceed 45 feet in height.
2. Building setbacks for future development(s), other than the building shown on the submitted site plan, shall be a minimum of 70 feet from Morse Road and a minimum of 50 feet from Cleveland Avenue.
3. Parking/maneuvering setbacks shall be six (6) feet along Morse Road and zero (0) to ten (10) feet along Cleveland Avenue, as delineated on the Plan.
4. Lot coverage shall not exceed 85% for structures and paved areas.

B. Access, Loading, Parking and/or Traffic Related Commitments.

1. Major driving aisles and curb lanes shall be defined with raised-curb island dividers or medians. Raised areas shall be planted and maintained with trees and other landscaping to increase visibility of the island or divider.
2. A retail store with a maximum square footage of 16,000 square feet shall require only one loading space.

C. Buffering, Landscaping, Open space and Screening requirements:

1. All parking areas adjacent to Morse Road and Cleveland Avenue shall have the headlight screening along the street frontage, excluding access points, with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area subject to the clear vision triangle at the access points. Headlight screening shall be in the form of shrubbery, earth mounding, or walls individually or in any combination thereof.
2. There shall be a six (6) foot board on board fence installed along the southern property line unless the adjacent property is controlled by the owner of the Property; then the fence may be eliminated.
3. One tree shall be planted for every 40 feet of frontage, excluding access points. Trees may be grouped or spaced.
4. One tree shall be planted for every 10 parking spaces, including for parking lots with less than sixty (60) parking spaces. Trees shall be planted in islands or medians at least 5 feet wide.

5. Minimum deciduous tree diameter shall be 2 ½ inches. Evergreens shall be at least 5 feet high. Ornamental trees shall be at least 1 inch in diameter.

6. All trees and landscaping shall be well maintained. Dead items shall be replaced within 6 months.

D. Building design and/or Interior-Exterior treatment commitments:

Building materials shall be brick, synthetic plaster, glass, aluminum fascia and trim, individually or in any combination thereof. The building(s) shall contain these materials individually or in any combination thereof on all four sides of the building(s).

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments:

1. All non-decorative lighting shall use cut off fixtures.

2. All external outdoor lighting fixtures within a given area shall be from the same or similar manufacturer's type to insure compatibility.

3. Parking lot lighting standards shall not exceed 24 feet in height.

4. In parking lots, lights shall be placed in raised islands or medians to protect both lights and vehicles from damage.

5. Wiring within a development shall be underground.

6. Trash dumpsters and trash compactor shall be fully screened by structures, fencing and/or landscaping to a minimum height of 6 feet. Such screening shall maintain at least 90% opacity.

7. No outdoor display areas shall be permitted.

8. Ground mounted illumination other than for signage or for lighting on parking lot poles shall be concealed from view of the public right-of-way by a landscape screen of low shrubs or equivalent.

F. Graphics and Signage requirements:

1. All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code as it applies to the C-4, Commercial classification unless otherwise varied by the Columbus Graphics Commission. See also Graphics Commission application 09320-00105, passed June 16, 2009, for variance permitting a zero (0) ground sign setback.

2. Signs shall be internally illuminated or silhouette lighted.

3. Any free-standing signage shall be supported by two poles, or be of a monument style. The base of the sign shall be landscaped.

4. There shall be no more than one ground sign located in Sub-Area A. Freestanding signage may include any tenant(s) within the Property and the sign(s) may be located on any tax parcel within the Property.

G. CPD Requirements:

1. Natural Environment and Existing Land Uses: The site is flat and is undeveloped. The site is presently zoned for commercial use and is adjacent to other commercially zoned property.

2. Existing Land Use: The site is developed with a retail store building, accessory parking and double lane pickup window,

as depicted on the referenced site plan for Sub-Area A.

3. Transportation and Circulation: The site is located at the southwest corner of Morse Road and Cleveland Avenue.

4. Visual Form of the Environment: The property is Sub-Area A of this rezoning. Property in all directions is zoned for commercial use. Cleveland Avenue and Morse Road are both arterial right of ways.

5. Proposed Development: The site is developed. See referenced site plan for Sub-Area A.

6. Behavior Pattern: The CPD site is located at the southwest corner of Cleveland Avenue and Morse Road.

7. Emissions: No adverse effect from emissions shall result from the existing or future development of the site.

H. Code Modifications:

1. 3342.28, Minimum Number of Parking Spaces, to reduce code required parking from 61 spaces to 57 spaces for the existing retail building.

2. 3342.29, Minimum Number of Loading Spaces Required, to reduce loading spaces from 2 to 1.

3. 3342.18, Parking Setback Line, to reduce the required parking setback from 10 feet to 6 feet along Morse Road and from ten (10) feet to zero (0) to ten (10) feet along Cleveland Avenue, as depicted on the site plan for Sub-Area A.

4. 3356.11, C-4 District Setback Lines, which section requires a building setback of one-half of the right of way width designated on the Columbus Thoroughfare Plan, which plan designates Morse Road as a 6-2DS right of way (220 feet), requiring a 110 foot building setback, while applicant proposes a building setback of 70 feet, as presently permitted by CPD Z98-075.

5. 3372.804(B), Setback requirements, which section of the Regional Commercial Overlay requires a minimum setback of ten (10) feet, while a six (6) foot parking setback is provided along Morse Road and a zero (0) to ten (10) foot parking setback is provided along Cleveland Avenue, as depicted on the site plan for Sub-Area A.

6. Sub-Area A consists of four (4) tax parcels with different owners and lease arrangements. The parcels cannot be combined until all parcels are owned by the same owner. The internal property lines of the four (4) parcels shall be disregarded for any/all regulatory purposes, including the issuance of site plan approval and/or permit(s). For purposes of the current and any future development of the property, Sub-Area A shall be considered to be one (1) parcel regardless of internal parcel lines, unless and until, if ever, the parcels can be combined. Upon redevelopment, Sub-Area A may be split.

7. When Sub-Area B is developed, the parking layout and circulation areas south and west of the building on Sub-Area A may be reconfigured to provide shared access, circulation and parking between uses on Sub-Areas A and B, subject to the combined total number of parking spaces provided for Sub-Area A and the future commercial development on Sub-Area B being no less than the sum of the total required number of parking spaces for use(s) on Sub-Areas A and B. Building(s), curbcut(s), parking spaces, circulation aisles and maneuvering may cross, and be divided by, tax parcel lines of Sub-Areas A and B as needed to accommodate site development.

I. Miscellaneous commitments:

1.A site plan titled "Zoning Case Number Z09-024" dated April 7, 2010 and signed April 7, 2010 by David B. Perry, Agent, and Donald Plank, Attorney, depicts Sub-Areas A and B. Sub-Area A is presently developed with a retail drug store (Walgreens), as depicted, and Sub-Area B is undeveloped. Sub-Area A shall be developed and used as depicted as long as the site is used for a retail drug store. The site plan shall not be applicable to future redevelopment of Sub-Area A. The Sub-Area A site plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time final development and engineering plans are completed, including a new Site Compliance Plan. Any slight adjustment to this plan shall be reviewed and approved by the Development Director or his designee upon submission of the appropriate data regarding the proposed adjustment. The general layout and site concept shall however conform to the site plan.

Sub-Area B is depicted solely for the purpose of locating Sub-Area B and showing the relationship of Sub-Areas A and B.

2. Sub-Area A consists of four (4) tax parcels with different owners and lease arrangements. The parcels cannot be combined until all parcels are owned by the same owner. The internal property lines of the four (4) parcels shall be disregarded for any/all regulatory purposes, including the issuance of site plan approval and/or permit(s). For purposes of the current and any future development of the property, Sub-Area A shall be considered to be one (1) parcel, regardless of internal parcel lines, unless and until, if ever, the parcels can be combined. Upon redevelopment, Sub-Area A may be split.

3. The site shall comply with the Regional Commercial Overlay (RCO), except no change for any applicable standard of the RCO shall be required for Sub-Area A until or unless Sub-Area A is redeveloped in its entirety.

4. When Sub-Area B is developed, the parking layout and circulation areas south and west of the building on Sub-Area A may be reconfigured to provide shared access, circulation and parking between uses on Sub-Area A and B, subject to the combined total number of parking spaces provided for Sub-Area A and the future commercial development on Sub-Area B being no less than the sum of the total required number of parking spaces for use(s) on Sub-Areas A and B. Building, curbcut(s), parking spaces, circulation aisles and maneuvering may cross, and be divided by, tax parcel lines of Sub-Areas A and B as needed to accommodate site development.

SUB-AREA B

1. **PERMITTED USES:** Permitted uses: Those uses permitted in Chapter 3356 (C-4, Commercial) of the Columbus City Code, except for the following: Billboards, Bowling Center, College, Cabaret, Coin Operated Laundry, Commercial radio transmitting or television station and appurtenances, Dry Cleaning and Laundry Services, Funeral parlor, Hotel, Motel, Night club, Poolroom, Private club, Parking lots and Garages.

For as long as Sub-Area A is developed with a retail drugstore, motor vehicles sales, service, maintenance and/or leasing shall be prohibited on the entire site (Sub- Areas A and B, inclusive).

2. **DEVELOPMENT STANDARDS:** Unless otherwise indicated, the applicable development standards are contained in Chapter 3356 (C-4, Commercial) of the Columbus City Code.

A. Density, Height, Lot Coverage, and Setback Requirements:

1. Structures shall not exceed 45 feet in height.
2. Lot coverage shall not exceed 85% for structures and paved areas.

B. Access, Loading, Parking and/or Traffic Related Commitments.

1. Major driving aisles and curb lanes shall be defined with raised-curb island dividers or medians. Raised areas shall be planted and maintained with trees and other landscaping to increase visibility of the island or divider.

C. Buffering, Landscaping, Open space and Screening requirements:

1. All parking areas adjacent to Cleveland Avenue shall have headlight screening along the street frontage excluding access points with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area subject to the clear vision triangle at the access points. Headlight screening shall be in the form of shrubbery, earth mounding, or walls individually or in any combination thereof.

2. There shall be a 6 foot board on board fence installed along the southern property line unless the adjacent property is controlled by the owner of the Property; then the fence may be eliminated.

3. One street tree shall be planted for every 40 feet of frontage excluding access points. Trees may be grouped or

spaced.

4. One tree shall be planted for every 10 parking spaces, including for parking lots with less than sixty (60) parking spaces. Trees shall be planted in islands or medians at least 5 feet wide.
5. Minimum deciduous tree diameter shall be 2 ½ inches. Evergreens shall be at least 5 feet high. Ornamental trees shall be at least 1 inch in diameter.
6. All trees and landscaping shall be well maintained. Dead items shall be replaced within 6 months.

D. Building design and/or Interior-Exterior treatment commitments:

Building materials shall be brick, synthetic plaster, glass, aluminum fascia and trim, individually or in any combination thereof. The building(s) shall contain these materials individually or in any combination thereof on all four sides of the building(s).

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments:

1. All non-decorative lighting shall use cut off fixtures.
2. All external outdoor lighting fixtures within a given area shall be from the same or similar manufacturer's type to insure compatibility.
3. Parking lot lighting standards shall not exceed 24 feet in height.
4. In parking lots, lights shall be placed in raised islands or medians to protect both lights and vehicles from damage.
5. Wiring within a development shall be underground.
6. Trash dumpsters and trash compactor shall be fully screened by structures, fencing and/or landscaping to a minimum height of 6 feet. Such screening shall maintain at least 90% opacity.
7. No outdoor display areas shall be permitted.
8. Ground mounted illumination other than for signage or for lighting on parking lot poles shall be concealed from view of the public right-of-way by a landscape screen of low shrubs or equivalent.

F. Graphics and Signage requirements:

1. All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code as it applies to the C-4, Commercial classification unless otherwise varied by the Columbus Graphics Commission.
2. Signs shall be internally illuminated or silhouette lighted.

G. CPD Requirements:

1. Natural Environment and Existing Land Uses. The site is flat and is undeveloped. The site is presently zoned for commercial use and is adjacent to other commercially zoned property.
2. Existing Land Use: Undeveloped
3. Transportation and Circulation: The site is located on the west side of Cleveland Avenue, south of Polaris Parkway.

4. Visual Form of the Environment: The property is Sub-Area B of this rezoning. Property in all directions is zoned for commercial use. Cleveland Avenue is an arterial right of way.

5. Proposed Development: No specific development is proposed at this time. Development shall conform to the requirements of this CPD rezoning and applicable requirements of the Columbus City Code.

6. Behavior Pattern: The CPD site is located on the west side of Cleveland Avenue, south of Morse Road. Access to the site shall be from Cleveland Avenue.

7. Emissions: No adverse effect from emissions shall result from development of the site.

H. Miscellaneous Commitments:

1. A site plan titled "Zoning Case Number Z09-024" dated April 7, 2010 and signed April 7, 2010 by David B. Perry, Agent, and Donald Plank, Attorney, depicts existing development on Sub-Area A and Sub-Area B, an undeveloped separate parcel south of Sub-Area A. Sub-Area B is depicted solely for the purpose of locating Sub-Area B and showing the relationship of Sub-Areas A and B.

Break1

2. When Sub-Area B is developed, at the discretion of the property owners and/or lessee's, the parking layout and circulation areas south and west of the building on Sub-Area A may be reconfigured to accommodate shared access, circulation and parking between Sub-Area A and Sub-Area B, as long as the combined total number of parking spaces provided on Sub-Area A and Sub-Area B is no less than the sum of the total required number of parking spaces for each use per the applicable development standards. Building, parking and maneuvering may cross tax parcel lines as required to accommodate shared access, circulation and parking.

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0910-2010

Drafting Date: 06/10/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health and the Columbus City Schools have collaborated for several years to offer quality health services to Columbus City School employees and students that are both efficient and responsive to the district's needs. It is necessary to enter into a revenue contract to provide public health consultation services. Under this revenue contract, the Columbus City Schools will reimburse the Board of Health for the provision of public health consultation services, in an amount not to exceed \$10,000.00, for the period of August 15, 2010 through June 30, 2011.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The Columbus City Schools will reimburse the Board of Health for the services provided. The revenue from the Columbus City Schools will be deposited into the Health Special Revenue Fund.

Title

To authorize the Board of Health to enter into a revenue contract with the Columbus City Schools for the provision of public health consultation services in an amount not to exceed \$10,000.00, and to declare an emergency. (\$10,000.00)

Body

WHEREAS, it is necessary to enter into a revenue contract to allow for quality health services to Columbus City School employees and students that are both efficient and responsive to the district's needs; and,

WHEREAS, it is necessary to enter into a revenue contract for the provision of public health consultation

services; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to appropriate these funds for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing program services; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized to enter into a revenue contract with the Columbus City Schools for the provision of public health consultation services, in an amount not to exceed \$10,000.00, for the period of August 15, 2010 through June 30, 2011.

SECTION 2. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0915-2010

Drafting Date: 06/10/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Department of Public Safety, Division of Police needs to purchase replacement tasers, taser cartridges, holsters and warranties. The Division of Police asserts that only the taser manufactured by Taser International Inc., is acceptable due to the training, certification, and re-certification required for all police officers. The Division of Police negotiated with Vance's Outdoors Inc. for this contract under the sole source procurement provisions of the Columbus City Codes. There is only one supplier in the Ohio area authorized to sell tasers, cartridges, warranty and accessories. Taser International has stated that Vance's Outdoors Inc., is the only authorized supplier in Ohio for their tasers and accessories as well as performing warranty work.

The Division of Police is requesting that the Director of Finance and Management enter into contract for the purchase of replacement tasers, taser cartridges, taser holsters, and taser warranties in the amount of \$98,528.85 from Vance's Outdoors Inc based upon the sole source procurement provisions of the Columbus City Codes.

This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

Emergency Designation: Emergency legislation is requested to replenish current taser training cartridges as soon as possible.

Contract Compliance Number: 54-2072038, expires 01/06/2012

FISCAL IMPACT: This ordinance authorizes an expenditure of \$98,528.25 from the Law Enforcement Drug Seizure fund for the purchase of replacement tasers, taser supplies, and warranties from Vance Outdoors Inc. The Division of Police spent \$90,682.88 for taser supplies in 2008 and \$114,745.00 in 2009. Since funding is from the Drug Seizure Fund, there is no financial impact on the General Fund.

Title

To authorize the Director of Finance and Management to enter into a contract for the purchase of replacement tasers, taser cartridges, holsters, warranties with Vance's Outdoors Inc. for the Division of Police in accordance with the sole source procurement provisions of the Columbus City Codes: to authorize the expenditure of \$98,528.85 from the Law Enforcement Drug Seizure Fund; and to declare an emergency. (\$98,528.85)

Body

WHEREAS, the Division of Police negotiated a bid price in accordance with sole source provisions of the Columbus City Codes; and

WHEREAS, Vance's Outdoors Inc. is the only authorized dealer in Ohio for Taser International; and

WHEREAS, it is necessary to enter into this contract in accordance to Section 329.07e (Sole Source) of the Columbus City Codes; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into contract for the purchase of replacement tasers, taser cartridges, holsters, and warranties, thereby preserving the public peace, property, health, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into a contract with Vance's Outdoors Inc., for the option to purchase replacement tasers, taser cartridges, holsters, and warranties in accordance with the negotiated pricing of all items specified.

SECTION 2. That the expenditure of \$98,528.85, or so much thereof as may be needed, be and the same is hereby authorized as follows:

DIV 30-03 | FUND 219 | OBJ LEVEL (1) 02 | OBJECT LEVEL (3) 2215 | OCA # 300988 | SUBFUND 016

SECTION 3. That Council finds it is in the best interest of the City of Columbus to procure these items in accordance with Section 329.07e (Sole Source) of the Columbus City Codes.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from the after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0916-2010

Drafting Date: 06/11/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the John Glenn Avenue Improvement Project.

Fiscal Impact: It has been determined that Funding for this project will come from the Streets and Highways G.O. Bonds Fund.

Emergency Justification: Emergency action is requested to allow the City Attorney's Real Estate Division to immediately begin acquisition of the additional rights-of-way needed so that construction of this improvement project can proceed as currently scheduled.

Title

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the John Glenn Avenue Improvement Project, to authorize the expenditure of \$36,808.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$36,808.00).

Body

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the John Glenn Avenue Improvement Project; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted **Resolution No. 0202X-2008, on the 24th day of November 2008**, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Division of Design and Construction, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That fee simple title and lesser interests in and to the parcels listed in Section 4 hereof, as are fully described in Resolution No. 0202X-2008, on the 24th day of November, 2008, said descriptions being incorporated herein, be appropriated for the public purpose of the John Glenn Avenue Improvement Project, #530161-100000, pursuant to the power and authority granted to the City of Columbus by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909.

Section 2. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 3. That the Council of the City of Columbus hereby declares its intention to obtain immediate possession of the real property interests described herein.

Section 4. That the Council of the City of Columbus hereby declares the value of said fee simple title and /or lesser interests as follows:

- | | | | |
|----|-----------------|---------------------------|--------------|
| 1. | 1WD | Gordo LLC | \$26,728.00. |
| 2. | 6WD-1, WD-2, 6S | Steeplechase Village LTD. | \$10,080.00 |

Section 5. That the City Attorney be and he hereby is authorized to file complaints for appropriation of real property, in the Franklin County Court of Common Pleas, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 6. That the expenditure of \$36,808.00, or so much thereof as may be necessary from the Streets and Highways G.O. Bonds Fund, Dept./Div. 59-12; Project No. 530161-100000; OCA Code 590046; Object Level Three 6601, Original Auditor Certificate(s) #AC027757 for acquisition costs related to the aforesaid purpose is hereby authorized.

Section 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

Section 8 That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 9. That for the reasons state in the preamble hereto, which is hereby made a part hereof, this ordinance is

hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0919-2010

Drafting Date: 06/11/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Mayor to apply for and participate in the FY2010 Bureau of Justice Assistance (BJA) Bulletproof Vest Partnership (BVP). The program provides federal funds to support the purchase of armor vests for law enforcement officers. The program will provide up to 50 percent of the funds for both new and replacements vests. Federal award amounts can be requested for vests purchased through the second fiscal year beyond the application approval year. Deputy Chief of Police, Jeffrey Blackwell is authorized to be the official city program contact. Vests can be funded for both police officers and fire fighters.

Emergency Designation: Emergency legislation is necessary to expedite the approval for the online application deadline.

FISCAL IMPACT: The Bulletproof Vest Partnership could provide up to 50 percent of the vest costs. The maximum estimated funding support for 800 Division of Police vests is \$279,600.00. The maximum estimated funding support for 87 Fire Fighter vests would be \$108,750.00.

Title

To authorize the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2010 program; and to declare an emergency.

Body

WHEREAS, the City of Columbus is committed to protecting the lives of its law enforcement officers by providing armor vests; and

WHEREAS, the Bureau of Justice Assistance Bulletproof Vest Partnership program goal is to protect law enforcement officer lives by helping states and units of government fund the purchase of armor vests; and

WHEREAS, Deputy Chief of Police Jeffrey Blackwell has been identified as the official city representative to act in connection with the FY2010 Bulletproof Vest Partnership program and to provide information as required; and

WHEREAS, emergency legislation is needed due to the FY2010 Bulletproof Vest Partnership application period which ends June 2010; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the application and participation in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2010 program, for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2010 program.

SECTION 2. That Deputy Chief of Police Jeffrey Blackwell is designated as the official city program contact and authorized to act in connection with the FY2010 Bulletproof Vest Partnership program and provide information as needed.

SECTION 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby

declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0921-2010

Drafting Date: 06/14/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and Federal Identification number for contracts and purchase orders established with CRISNet, Inc to Motorola, Inc., as CRISNet has been acquired by Motorola, Inc., and to modify FL002972, for the Public Safety Department, Police Division, to reflect this change. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus from CRISNet, Inc FID 541210813 to Motorola, Inc. FID 361115800.

1. Amount of additional funds: No additional funds are necessary to modify the option contract.
2. Reason additional needs were not foreseen: CRISNet has been acquired by Motorola, Inc and a change is required in the name and FID number.
3. Reason other procurement processes not used: The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.
4. How cost was determined: Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional monies are required to modify the contract.

Motorola inc. CC#361115800 (Expires 4-8-2012)

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database. In order to maintain an uninterrupted supply of services to the City and any additional open Purchase Orders, this ordinance is being submitted as an emergency.

Title To authorize and direct the Finance and Management Director to modify past, present and future contracts and purchase orders with CRISNet, Inc. to reflect a new name and new Federal ID number; and to declare an emergency.

Body WHEREAS, the Finance and Management/Purchasing Office established contract FL002972 for Maintenance and Support of Computerized National Incident Based Reporting System (NIBRS); and there are in existence purchase orders with CRISNET, Inc.; and WHEREAS, CHRISNET, Inc. has been acquired by Motorola Inc and a change in the name and FID number to Motorola Inc. FID #361115800, and in addition to notifying the City of this change, Motorola I

Legislation Number: 0922-2010

Drafting Date: 06/14/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance appropriates and transfers \$84,000 within the general permanent improvement fund and to authorize and direct the Director of Development to enter into a grant agreement with St. Stephen's Community House in order to provide for crucial roof and infrastructure repairs.

St. Stephen's Community House serves the residents of the Greater Linden area through programs and services such as employment, social development, community organization, education, childcare and healthcare. In addition, St. Stephen's Community House Material Assistance Program provides food, clothing, counseling and other emergency services.

FISCAL IMPACT: Funds are available for this transfer within the unallocated balance of the general permanent improvement fund.

Title

To appropriate and transfer \$84,000 within the General Permanent Improvement Fund; to authorize and direct the Director of Development to enter into a grant agreement with the St. Stephen's Community House for crucial roof repairs and infrastructure needs; to authorize the expenditure of \$84,000 from the General Permanent Improvement Fund; and to declare an emergency. (\$84,000.00)

Body

WHEREAS, St. Stephen's Community House serves the residents of the Greater Linden area through programs and services such as employment, social development, community organization, education, childcare and healthcare. In addition, St. Stephen's Community House Material Assistance Program provides food, clothing, counseling and other emergency services; and

WHEREAS, St. Stephen's Community House is in need of critical roof and infrastructure repairs; and

WHEREAS, this ordinance appropriates and transfers \$84,000 within the general permanent improvement fund and authorizes and directs the Director of Development to enter into a grant agreement with the St. Stephen's Community House; and

WHEREAS, funds for the aforementioned application are available within the unallocated balance of the general permanent improvement fund; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to effect the transfer of funds within the general permanent improvement fund for provision of critical roofing and infrastructure needs at the St. Stephen's Community House for the immediate preservation of the public health, peace, property, safety and welfare; Now Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Auditor is hereby authorized to appropriate \$84,000.00 within the unallocated balance of the General Permanent Improvement Fund ,748, Dept. No 45-01, Project 748999, OCA 643114, Object Level One- 06.

SECTION 2. That funds need to be transferred within the General Permanent Improvement Fund, Fund 748 as follows:

From:

Dept 45-01: Project 748999-100000: OCA 643114: Obj Lvl One- 06: Amount \$84,000.00

To:

Dept 44-07: Project 748447-100000: OCA 748447: Obj Lvl One-03; Object Level Three 3337, Amount \$84,000.00

SECTION 3. That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with the St. Stephen's Community House for the provision of crucial roof and infrastructure repairs.

SECTION 4. For the purpose as stated in Section 3, the expenditure of \$84,000.00, or so much thereof as may be needed for the roof and infrastructure needs is hereby authorized from Dept/Div: 44-07, Fund 748, OCA 748447, Project 748447-100000, Object Level One- 03, Object Level Three- 3337.

SECTION 5. That the City Auditor is authorized to make the necessary transfer between funds, and such funds are hereby

appropriated, to carry out the purposes of this ordinance.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0923-2010

Drafting Date: 06/14/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Liquefied Petroleum Gas (Propane) UTC for Various City Agencies. Liquefied Petroleum Gas (Propane) is necessary for a variety of construction, reconstruction and repair needs.

The term of the proposed option contract will be for approximately three (3) years, expiring June 30, 2013. The contract may be extended for one (1) additional one year subject to mutual agreement by both parties. The Purchasing Office opened formal bids on June 10, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003604) six (MBE:0, FBE:0) bids were solicited; One (1) bid proposals (MBE:0, FBE:0) was received.

The Purchasing Office is recommending award of contract to the lowest, responsive, responsible and best bidder as follows:

Ferrellgas Propane. CC#431698481 (expires July 23, 2010).

Total Estimated Annual Expenditure: \$40,000.00

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund.

Title

To authorize and direct the Finance and Management Director to enter into a UTC contract for the option to purchase Liquefied Petroleum Gas (Propane) with Ferrellgas Propane, 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)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 10, 2010 and selected the lowest, responsive, responsible and best bid. One (1) bid was received; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, this Liquefied Petroleum Gas (Propane) is necessary for a variety of construction, reconstruction and repair needs; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into one (1) contract for an option to purchase Liquefied Petroleum Gas (Propane) to ensure uninterrupted supply of materials and services, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Liquefied Petroleum Gas (Propane) in accordance with Solicitation No. SA003604; contract is through June 30, 2013 and may be extended for one (1) additional one year subject to mutual agreement by both parties:

Ferrellgas Propane: All Items: Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0924-2010

Drafting Date: 06/14/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Safety Director of the City of Columbus to enter into an agreement with the Columbus City Schools that defines the guidelines and tasks regarding funding to be received through the federal Secure Our Schools (SOS) grant program. This ordinance also authorizes the Mayor of the City of Columbus to accept a FY 2009 Secure Our Schools (SOS) Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS). The City of Columbus Division of Police (CPD) and the Columbus City School District (CCS) have collaborated on an SOS grant project to improve the safety of the CCS school building environment by expanding video surveillance technology into the District Elementary Schools. The video equipment will assist CCS and CPD personnel in maintaining a safe learning environment. The Columbus City School District will provide the required 50% cash match for the grant award and the personnel and/or funding necessary to install, maintain and upgrade the video system expansion. The City of Columbus, Division of Police (CPD), as recipient of the grant will purchase the grant funded equipment following the city purchasing guidelines and the grant terms and conditions. CPD will be the administrator and fiscal agent for the grant. The Secure Our Schools (SOS) Program is a federal program that focuses on improving the security in schools and on school grounds. The collaborative application by the CPD and CCS for enhancements to the current school camera security received the maximum 50% federal funding requested and includes

digital video recorders and interior and exterior cameras.

EMERGENCY DESIGNATION: Emergency legislation is necessary to begin project activities at the earliest possible time in order for the security system enhancements to be operational for the upcoming school year.

FISCAL IMPACT: This ordinance authorizes an appropriation of \$292,250.00 in the General Government Grant Fund for the Secure Our Schools (SOS - 2009) Grant Project. The federal award amount reimbursable through the COPS office is \$146,125.00. The required 50% cash match amount is \$146,125.00 and will be provided by the Columbus City School District to the City of Columbus Department of Public Safety, Division of Police to meet the grant match requirement. Therefore, there will be no financial impact on the City's General Fund. All grant expenditures will be reimbursed by COPS grant and the cash match from the Columbus City School District.

Title

To authorize and direct the Public Safety Director of the City of Columbus to enter into an agreement with the Columbus City Schools on the Secure Our Schools (SOS) Grant collaboration; to authorize the Mayor of the City of Columbus to accept a FY2009 Secure Our Schools (SOS) Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS); to authorize an appropriation of \$292,250.00 from the unappropriated balance of the General Government Grant funds; and to declare an emergency (\$292,250.00)

Body

WHEREAS, the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) has awarded a FY2009 Secure Our Schools Grant for a collaborative SOS project submitted by the City of Columbus and Columbus City Schools in the amount of \$146,125.00; and

WHEREAS, representatives of the City of Columbus and Columbus City Schools have entered into an agreement, a copy of which is attached hereto, to define the guidelines and tasks regarding the Secure Our Schools Grant collaboration; and

WHEREAS, the Columbus City School District (CCS) and the Columbus Division of Police (CPD) are committed to a safe, secure and orderly educational environment and developed the SOS Grant Project to expand the video surveillance technology into the District Elementary Schools to improve the safety of the school building environment; and

WHEREAS, The Columbus City Schools District will provide the required 50% cash match amount of \$146,125.00 to the City of Columbus Division of Police for grant project expenditures and all personnel and/or funding necessary to install, maintain and upgrade the video system expansion; and

WHEREAS, the City of Columbus Division of Police will purchase the grant funded equipment following the city purchasing guidelines and the grant terms and conditions, and will be the administrator and fiscal agent for the SOS Grant; and

WHEREAS, emergency legislation status is needed to begin project activities as soon as possible in order for the security system enhancements to be operational for the upcoming school year.

WHEREAS, an emergency exists in the daily operation of the City of Columbus Public Safety Department, Division of Police in that it is immediately necessary to enter into an agreement with the Columbus City Schools on the Secure Our Schools Grant collaboration, to authorize the Mayor to accept a FY2009 Secure our Schools Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services and to authorize an appropriation for the SOS Grant activities for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Public Safety Director of the City of Columbus be and is hereby authorized and directed to enter into an agreement with the Columbus City Schools that defines the guidelines and tasks regarding the funding to be received through the federal Secure Our Schools (SOS) Grant program.

SECTION 2. That the Mayor of the City of Columbus be and is hereby authorized and directed to accept a FY2009 Secure Our Schools (SOS) Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) for the expansion of video surveillance technology into the Columbus City School District Elementary Schools.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the grant period, the sum of \$292,250.00 is hereby appropriated as follows:

| DIV | FUND | OBJ LEVEL(1) | OBJ LEVEL (3) | OCACD | GRANT | AMOUNT |
|-------|------|--------------|---------------|--------|--------|------------|
| 30-03 | 220 | 02 | 2206 | 339048 | 339048 | 292,250.00 |

SECTION 4. That the monies appropriated in the foregoing Section 3 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0925-2010

Drafting Date: 06/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance amends the 2010 Capital Improvements Budget and authorizes the transfer of \$155,400.00 between projects within the Safety Voted Bond Fund. This ordinance also authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Farber Corporation for the replacement of HVAC equipment at the Rhodes State Office building communication site, 30 East Broad Street. The Support Services Division has a communication tower atop the Rhodes State Office building to support 800 Mhz radio communications for Public Safety Divisions. The HVAC equipment keeps the hardware at a temperate condition during periods of extreme weather. This ordinance authorizes the replacement of the failing computer room air conditioning equipment. The work will include the demolition of the old equipment and installation of the new equipment.

Formal bids were solicited and six companies submitted bids on May 11, 2010 as follows (0 MBE, 0 FBE):

| | |
|------------------------|--------------|
| Farber Corporation | \$155,400.00 |
| Kirk Williams Company | \$170,000.00 |
| Fox Mechanical | \$178,000.00 |
| Taylor Made Mechanical | \$181,000.00 |
| Air Force One, Inc. | \$185,700.00 |
| TP Mechanical | \$198,000.00 |

The Office of Construction Management recommends the bid be awarded to the most responsive and responsible bidder, Farber Construction.

Emergency action is requested so that this needed work may be completed as soon as possible to replace failing HVAC

equipment, in order to meet the operational needs of the Division of Support Services.

Fiscal Impact: This ordinance authorizes an expenditure of \$155,400.00 from existing cash in the Safety Voted Bond Fund. It also transfers \$155,400.00 between projects in the Safety Voted Bond Fund.

Farber Corporation Contract Compliance No. 31-0746886; expiration date June 10, 2012.
Title

To amend the 2010 Capital Improvements Budget; to authorize the transfer of \$155,400.00 between projects in the Safety Voted Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Farber Corporation for the replacement of HVAC equipment at the Rhodes State Office Tower communication site; to authorize the expenditure of \$155,400.00 from the Safety Voted Fund; and to declare an emergency. (\$155,400.00)

Body

WHEREAS, it is necessary to amend the 2010 Capital Improvements Budget and transfer cash between projects in the Safety Voted Bond Fund; and

WHEREAS, it is necessary for replacement of HVAC equipment at the Rhodes State Office Tower communication site, 30 East Broad Street; and

WHEREAS, formal bids were solicited and six companies submitted bids; and

WHEREAS, Farber Corporation was deemed the lowest, most responsive and responsible bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract with Farber Corporation for the replacement of the HVAC equipment at the Rhodes State Office Tower communication site, 30 East Broad Street, so that needed work may be completed as soon as possible to replace failing HVAC equipment and in order to meet the operational needs of the Division of Support Services, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the 2010 Capital Improvements Budget is hereby amended as follows:

| <u>Project/Project # CIB</u> | <u>CIB Amount</u> | <u>Revised</u> |
|--|-------------------|----------------|
| Fire Station #35 Waggoner Rd 340113-100000 (Voted Carryover) | \$121,801 | \$0 |
| Police Training Academy 330022-100000 (Voted Carryover) | \$128,956 | \$95,357 |
| Communication Facility Renovation 457001-100000 | \$0 | \$155,400 |

SECTION 2. That the City Auditor is hereby authorized and directed to transfer funds within the Safety Voted Bond Fund as follows:

FROM:

Dept/Div: 30-04 | Fund: 701 | Project Number 340113-100000 |Project Name - Fire Station #35 Waggoner Road |OCA Code: 644559 | Amount: \$121,800.66

Dept/Div: 30-04 | Fund: 701 | Project Number 330022-100000 |Project Name - Police Training Academy |OCA Code: 644476 | Amount: \$33,599.34

TO:

Dept/Div: 30-02 | Fund: 701 | Project Number: 457001-100000| Project Name - Communication Facility Renovation |OCA Code: 644468 | Amount: \$155,400.00

SECTION 3. That the Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction Management with Farber Corporation for the replacement of HVAC equipment at the Rhodes State office Tower communication site, 30 East Broad Street.

SECTION 4. That the expenditure of \$155,400.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Dept/Div: 30-02 | Fund: 701 | Project: 457001-100000 | OCA Code: 644468 | Obj. Level: 6620 | Amount: \$155,400.00

SECTION 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0929-2010

Drafting Date: 06/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes an additional appropriation of \$172,397.00 from the unappropriated balance of the Federal and State Law Enforcement Contraband/Seizure Funds for the Division of Police. Funds were received from seized and forfeited property and are used solely for law enforcement purposes as specified in Ordinance 1850-85. These funds will be used to purchase Helicopter Insurance, maintenance services, and travel and training needs for the Division of Police.

BID INFORMATION: N/A

CONTRACT COMPLIANCE NUMBER: N/A

EMERGENCY DESIGNATION: Emergency legislation is requested in order to provide immediate appropriation authority for future maintenance contracts, to purchase helicopter insurance, and to conduct training.

FISCAL IMPACT: This ordinance authorizes an appropriation of \$172,397.00 in the Federal and State Law Enforcement Contraband/Seizure Funds for the Division of Police. There is no financial impact on the General Fund due to this legislation.

Title

To authorize an additional appropriation of \$172,397.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police to purchase insurance, travel and training needs, and maintenance services; and to declare an emergency. (\$172,397.00)

Body

WHEREAS, monies were received from seized and forfeited property; and

WHEREAS, funds received from these forfeitures must be solely used for law enforcement purposes as specified in Ordinance #1850-85; and

WHEREAS, an emergency exists in the usual daily operations of the Public Safety Department, Division of Police, in that it is immediately necessary to appropriate funds in the Law Enforcement Contraband Seizure Fund in order to purchase insurance, maintenance services, and travel and training needs for the Division of Police for the preservation of public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That from the unappropriated monies in the Law Enforcement Contraband Seizure Fund, Fund No. 219, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 the sum of \$172,397.00 is appropriated to the Division of Police, #30-03, as follows:

| OBJ LEVEL 1 | OBJ LEVEL 3 | OCA | Sub-Fund | AMOUNT | |
|--------------------|--------------------|------------|-----------------|---------------|-----------|
| 03 | 3330 | 301838 | 002 | 15,000.00 | |
| 03 | | 3331 | 301838 | 002 | 10,000.00 |
| 03 | 3372 | 301838 | 002 | 10,517.00 | |
| 03 | 3392 | 300988 | 016 | 136,880.00 | |

SECTION 2. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Public Safety Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0930-2010

Drafting Date: 06/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Title

To authorize an appropriation of \$34,500.00 from the unappropriated balance of the Non-Bond Fund 785 for the purchase of tables, chairs, and office furnishings for Griggs Reservoir Boathouse. (\$34,500.00)

Body

WHEREAS, it is necessary to appropriate funding in order to purchase furnishings for the facility; and

WHEREAS, all funding has been provided by The Ohio State University and deposited in Fund 785 previously; **NOW, THEREFORE,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That from the unappropriated monies in the Recreation and Parks Non-Bond Fund No. 785, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$34,500.00 is appropriated to the Recreation and Parks Department No. 51-01 as follows:

| <u>Fund Type</u> | <u>Project No.</u> | <u>Project Title</u> | <u>Object Level 3</u> | <u>OCA Code</u> | <u>Amount</u> |
|------------------|--------------------|----------------------|-----------------------|-----------------|---------------|
| Non bond | 785002 | Reservoir Boathouse | 2140 | 785002 | \$34,500.00 |

SECTION 2. That the monies in the foregoing Section 1 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law..

Legislation Number: 0931-2010

Drafting Date: 06/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Homeland Security Department through the Ohio Emergency Management Agency. This ordinance is needed to authorize a contract with the Central Ohio Trauma System (COTS) for \$84,971.12 for the period of July 1, 2010 through November 30, 2010.

The purpose of the contract is to establish caches of equipment and associated training programs to enhance the capabilities of local emergency response agencies to efficiently triage and evacuate victims at the scene of large-scale mass casualty incidents.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible given the grant start date of August 1, 2009. The Notice of Award was recently received and accepted and appropriated by Council May, 17 2010. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The program is funded by the Homeland Security Department and does not generate revenue.

Title

To authorize and direct the Board of Health to authorize a contract with the Central Ohio Trauma System; to authorize the expenditure of \$84,971.12 from the Health Department Grants Fund, and to declare an emergency. (\$84,971.12)

Body

WHEREAS, the Central Ohio Trauma System will establish caches of equipment and associated training programs to enhance the capabilities of local emergency response agencies to efficiently triage and evacuate victims at the scene of large-scale mass casualty incidents; and,

WHEREAS, this contract is necessary per the requirements of the Ohio Emergency Management Agency proposal; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to authorize this contract for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with the Central Ohio Trauma System for the period July 1, 2010 through November 30, 2010.

SECTION 2. This ordinance is in accordance with Section 329.02 of the Columbus City Code.

SECTION 3. That to pay the cost of said contract the expenditure of \$84,971.12 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department No. 50, Grant Number 501047, OCA 501047, Object Level One 03, Object Level Three 3336.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0933-2010

Drafting Date: 06/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes and directs the Director of the Department of Finance and Management on behalf of the Franklin County Municipal Court Clerk (herein referred to as "Municipal Court Clerk") to establish a purchase order with TAB Products Company LLC for the purchase of case file folders and unit buckets.

The Franklin County Municipal Court Clerk utilizes case file folders and unit buckets to store civil, criminal, traffic, and environmental court documents for Municipal Court Clerk's Office.

The case file folders and buckets will be purchased through a State of Ohio, State Term Schedule (STS), schedule number 800023; expiration date: 8/31/2013. Ordinance 0582-87 authorizes the City of Columbus to purchase from this contract. Due the time constraints and the need to have an exact match to the file folders (color coding) used in the past years, it was deemed to be in the best interest of the Clerk's Office to purchase from the State of Ohio, State Term Schedule with TAB Products Company LLC.

Contract Compliance: 52-2390162

Expiration Date: 9/22/2011

This company is not debarred according to the excluded party listing system of the Federal Government or prohibited from being awarded a contract according to the Auditor of State unresolved finding for recovery certified search.

Fiscal Impact: Funding for this purchase is available within the Municipal Court Clerk 2010 general fund budget.

Contract:

FP018791 - \$1,737.05

Emergency: To maintain uninterrupted storage of civil, criminal, traffic, and environmental court documents for the Municipal Court Clerk's Office.

Title

To authorize and direct the Director of the Department of Finance and Management on behalf of the Municipal Court Clerk to establish a purchase order with TAB Products Company LLC for the purchase of case file folders and unit buckets for the Clerk's Office; to authorize the expenditure of \$101,414.83 from the Municipal Court Clerk general fund; and to declare an emergency. (\$101,414.83)

Body

Whereas, the Franklin County Municipal Court Clerk has a need to purchase case file folders and unit buckets to store civil, criminal, traffic, and environmental court documents; and

Whereas, an emergency exists in the daily operation of the Municipal Court Clerk's Office in that it is immediately necessary for the Director of the Department of Finance and Management to establish a purchase order with TAB Products Company LLC, in order to maintain uninterrupted supply of case file folders and storage services, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Finance and Management be and hereby is authorized to establish a purchase order with TAB Products Company LLC on behalf of the Municipal Court Clerk for the purchase of case file folders and unit buckets through a State of Ohio, State Term Schedule (STS), schedule number 800023.

Section 2. That the expenditure sum of \$101,414.83 or so much as may be needed, be and hereby is authorized within the Franklin County Municipal Court Clerk, department number 2601, general fund, fund number 010, subfund number 001, oca 260158, object level 1 - 02, object level 3 - 2211.

Section 3. That for reasons stated in the preamble hereto, where is hereby made a part hereof, this ordinance is hereby declared an emergency measure, which shall take effect and be in force from and after its passage and approved by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0934-2010

Drafting Date: 06/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND

The Division of Refuse Collection maintains a large fleet of vehicles in order to service the refuse collection needs of its customers. The vehicles in this fleet require regular washing for the purpose of keeping them clean and free of debris to minimize any fire hazards.

The Division of Refuse Collection advertised and solicited competitive bids for Truck Washing Services in accordance with Section 329.06 and opened them on June 9, 2010.

This ordinance authorizes the Director of the Department of Public Service to enter into contract for truck washing services for the timeframe of August 1, 2010 through February 28, 2011, with 2-1 year renewal options, and to authorize the expenditure of \$30,000.00 for the first term of service.

The service start date is estimated to be August 1, 2010. The term of the proposed contract will be August 1, 2010 to

February 28, 2011 with the option of 2-1 year renewal periods thereafter. One bid was received from TNT Powerwash, Inc., a majority vendor, on June 09, 2010.

Award is to be made to TNT Powerwash, Inc., as the lowest, best, most responsive and most responsible bidder. Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against TNT Powerwash, Incorporated.

2. CONTRACT COMPLIANCE

TNT Powerwash, Incorporated's contract compliance number is 92-0184385; and it expires April 29, 2012.

3. FISCAL IMPACT

The Division of Refuse Collection total estimated expenditure for the first term of this contract is \$30,000.00. Funds are budgeted and available for this service in the Division of Refuse Collection's 2010 General Fund budget.

4. EMERGENCY DESIGNATION

Emergency action is requested to allow timely execution of this contract and to ensure an uninterrupted supply of service.

TitleTo authorize the Director of Public Service to enter into contract for the purchase of Truck Washing Services with TNT Powerwash Inc.; to authorize the expenditure of \$30,000.00 from the General Fund, for the Division of Refuse Collection; and to declare an emergency. (\$30,000.00)

Body**WHEREAS**, the Division of Refuse Collection advertised and solicited formal bids for Truck Washing Services and selected the lowest, responsive, responsible and best bid; and

WHEREAS, this service is used to keep the Division of Refuse Collection's vehicles clean and minimize the fire hazard from debris; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Refuse Collection in that it is immediately necessary to enter into a contract for Truck Washing Services to ensure an uninterrupted supply of service, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Service be and is hereby authorized and directed to enter into a contract for Truck Washing Services with TNT Powerwash Inc., 708 Internet Drive, Columbus, OH 43207 through February 28, 2011.

Section 2. That for the purpose of paying for Truck Washing Services for the Division of Refuse Collection, the Director of Public Service be and hereby is authorized to expend \$30,000.00 or so much thereof as may be needed from Fund 010, the General Fund, Department No. 59-02, Division of Refuse Collection, Object Level One Code 03, Object Level Three Code 3373 and OCA Code 593566.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0936-2010

Drafting Date: 06/16/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Development Department to amend a contract with The Ransom Company for the demolition of structures found to be unsafe and public nuisances under the Demolition Program. The Development Department solicited competitive bids through Solicitation No. SA -002936 in 2008 and received one bid. The Ransom Company bid 24 cents per cubic foot. The contract allows for a one year extension.

Contract Compliance # is 26-9401266 and is effective until 2-26-2012.

Emergency action is requested so that the demolition of unsafe structures can continue uninterrupted.

FISCAL IMPACT: Funding for this contract increase is available within the Development Department's General Fund budget and the General Permanent Improvement Fund. The contract amount was \$165,000, with this increase of \$89,975, the new total will be \$254,975.

Title

To authorize the Director of the Development Department to amend a contract with The Ransom Company for the demolition of structures determined to be unsafe and public nuisances under the Demolition Program; to authorize the appropriation of \$4,671.11 from the General Permanent Improvement Fund; to authorize the expenditure of \$50,000.00 from the General Fund; to authorize the expenditure of \$39,975 from the General Permanent Improvement Fund; and to declare an emergency. (\$89,975.00)

Body

Whereas, this legislation authorizes the Director of the Development Department to amend a contract with The Ransom Company for the demolition of structures found to be unsafe and public nuisances under the Demolition Program by increasing the contract amount by \$89,975.00; and

Whereas, the Columbus City Code, Chapter 4109, authorizes the demolition of unsafe buildings; and

Whereas, the Columbus City Code, Chapter 4701, authorizes the demolition of buildings declared to be public nuisances, and

Whereas, the Columbus City Code, Chapter 4509, authorizes the demolition of buildings posing an imminent danger to the public health and safety; and

Whereas, emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to amend the contract with the Ransom Company so that the demolition of unsafe structures can continue uninterrupted, all for the preservation of the public peace, health, safety and welfare; **Now, therefore,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Development Department is authorized to amend the contract with The Ransom Company in accordance with Columbus City Code for the demolition of structures determined to be unsafe and public nuisances under the Demolition Program.

Section 2. That the sum of \$4,671.11 be appropriated from the General Permanent Improvement Fund, Fund 748, Department of Development, Code Enforcement Division, Division 44-03, OCA Code 743447, Project 748447, Object Level Three 3292.

Section 3. That the sum of \$50,000.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Fund 010, Department of Development, Code Enforcement Division, Division No. 44-03, OCA Code 499046, Object Level Three 3292.

Section 4. That the sum of \$39,975.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Permanent Improvement Fund, Fund 748, Department of Development, Code Enforcement Division, Division No. 44-03, OCA Code 743447, Project 748447, Object Level Three 3292.

Section 5. That the monies appropriated in the foregoing Section 2 shall be paid upon order of the Director of The Columbus Department of Development, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 6. That this contract amendment is made pursuant to Chapter 329.16 of the Columbus City Codes, 1959.

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0940-2010

Drafting Date: 06/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Traffic Detector Loop Sealant for the Department of Public Service, Division of Planning and Operations, the largest user. Traffic Detector Loop Sealant is used for traffic signal loop detector installations along roadways throughout the City of Columbus. The term of the proposed option contract would be through June 30, 2012 with the option to extend one additional one year period, subject to mutual agreement by both parties, in accordance with formal bid SA003549. The Purchasing Office opened formal bids on May 6, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003549). Twelve (12) bids were solicited (MAJ: 12); Five (5) bids were received (MAJ: 4, F1: 1).

Key Cable and Supply was the low bidder for Item 2. The bid stated the award for Items 1 and 2 would be made to the overall low bidder for both items; therefore, this bidder is not recommended for an award and the recommendation is to award all items to HD Supply Construction Supply, Inc.; however, an error was made by the bidder requiring waiver legislation. A non-emergency waiver of regulations is being submitted to accept the low bid.

The Purchasing Office is recommending award of one contract to the lowest, responsible, and best bidder:

HD Supply Construction Supply, Ltd., CC#260100647, Exp. 9/02/2011
Total Estimated Annual Expenditure: \$20,000.00

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of States database for Findings for Recovery.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish these option contracts is budgeted in the Mail, Print Services, and UTC Fund. City agencies will be required to obtain approval to expend from their own appropriations. TitleTo authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Traffic Signal Loop Sealant for the Department of Public Service with HD Supply Construction Supply, Ltd.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 6, 2010 and selected the lowest, responsible and best bid; and

WHEREAS, this ordinance addresses the Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing an effective option contract for the Department of Public Service to efficiently maintain its supply chain and service to the public; and

WHEREAS, in order to ensure Traffic Signal Loop Sealant is supplied without interruption to enable the installation of traffic signal loop detectors throughout the City of Columbus, this is being submitted for consideration as an emergency measure; and

WHEREAS, this is being submitted in accordance with section 329.27; to waive section 329.06 of the Columbus City Code; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service Division of Planning and Operations in that it is immediately necessary to enter into a contract for an option to purchase Traffic Signal Loop Sealant thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contract for the option to purchase Traffic Signal Loop Sealant for the term ending June 30, 2012 with the option to extend for one additional one-year period in accordance with Solicitation No. SA003549 as follows:

HD Supply Construction Supply, Ltd. Items: 1 and 2. Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services, and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Section 329.06 (Competitive Sealed Bidding. the procurement of materials, supplies and equipment) of the Columbus City Code.

SECTION 4. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0941-2010

Drafting Date: 06/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Planning and Operations is responsible for snow and ice control and removal on the City's roadway system. To enhance these efforts of the Division of Planning and Operations, it is necessary to provide reimbursement to the Franklin County Engineering Department for snow and ice removal.

The Division of Planning and Operations will reimburse the Franklin County Engineering Department for snow and ice

removal provided to the City of Columbus during the 2009-2010 winter season. To capture operating efficiencies, county and city forces occasionally service portions of the others' roadways that lie within the other's jurisdiction. The county always services more city roadways than the city services county roadways.

This ordinance authorizes the Director of Public Service to reimburse the Franklin County Engineering Department \$381,290.94 for snow and ice removal provided to the City of Columbus during the 2009-2010 winter season.

2. EMERGENCY DESIGNATION

Emergency action is requested to provide payment to Franklin County at the earliest possible time for the invoiced amount for work provided by Franklin County.

3. FISCAL IMPACT

This expense is budgeted in the Division of Planning and Operations 2010 Municipal Motor Vehicle License Tax Fund Budget.

Title To authorize the Director of Public Service to reimburse the Franklin County Engineer in the amount of \$381,290.94 for snow and ice removal rendered during the 2009-2010 winter season; to authorize the expenditure of \$381,290.94 or so much thereof as may be needed from the Municipal Motor Vehicle License Tax Fund; and to declare an emergency. (\$381,290.94)

Body WHEREAS, the Division of Planning and Operations is responsible for snow and ice control and removal on the City's roadway system; and

WHEREAS, to capture operating efficiencies, county and city forces occasionally service portions of the others' roadways that lie within the other's jurisdiction; and

WHEREAS, it is necessary to authorize the Director of Public Service to reimburse the Franklin County Engineering Department \$381,290.94 for snow and ice removal provided to the City of Columbus during the 2009-2010 winter season.

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize the Director of the Department of the Department of Public Service to reimburse the Franklin County Engineer at the earliest possible time for the amount invoiced to the City of Columbus by Franklin County, for snow removal services during the 2009-2010 winter season, for the preservation of public health, peace, property, safety and welfare; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and hereby is authorized to make payment of \$381,290.94 to the Franklin County Engineer for snow and ice removal services rendered by the county engineer on city streets during the 2009-2010 winter season for the Division of Planning and Operations.

Section 2. That the expenditure of \$381,290.94, or so much thereof as may be needed, be and hereby is authorized from Fund 266, the Municipal Motor Vehicle License Tax Fund, Department No. 59-11, Division of Planning and Operations.

| Title | Amount | O.L. 01 | O.L. 03 | OCA |
|--------------------------|--------------|---------|---------|--------|
| Franklin County Engineer | \$381,290.94 | 03 | 3375 | 591128 |

Section 3. That this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Drafting Date: 06/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Traffic Pedestal Poles for the Department of Public Service, Division of Planning and Operations, the largest user. Traffic Pedestal Poles are used as supports for traffic signals and associated equipment along roadways throughout the City of Columbus. The term of the proposed option contracts would be through April 30, 2012 with the option to extend one additional one year period, subject to mutual agreement by both parties, in accordance with formal bid SA003552. The Purchasing Office opened formal bids on May 13, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003552). Thirty-seven (37) bids were solicited (MAJ: 36, F1: 1); Four (4) bids were received (MAJ: 5).

Loeb Electric Company was the apparent low bidder for items 6 and 9; Graybar Electric Company was the apparent low bidder for item 13; both companies tied for low bid of item 8. These two companies are not recommended for award as they did not include shipping costs in their bid price. Kevin Lehr Associates was the low bidder for item 15; however, the bid had a minimum order quantity requirement that was greater than the City anticipates ordering at any one time. This company is not recommended for an award.

The Purchasing Office is recommending award of one contract to the lowest, responsible, and best bidder:

Path Master, Inc., CC#341233777, Exp. 05/17/2012
Total Estimated Annual Expenditure: \$20,000.00

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of States database for Findings for Recovery.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services, and UTC Fund. City agencies will be required to obtain approval to expend from their own appropriations.

Title To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Traffic Pedestal Poles for the Department of Public Service with Path Master, Inc.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 13, 2010 and selected the lowest, responsible and best bid; and

WHEREAS, this ordinance addresses the Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing an effective option contract for the Department of Public Service to efficiently maintain its supply chain and service to the public; and

WHEREAS, in order to ensure Traffic Pedestal Poles are supplied without interruption to enable the installation of traffic signals and associated equipment throughout the City of Columbus this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service Division of Planning and Operations in that it is immediately necessary to enter into a contract for an option to purchase Traffic Pedestal Poles thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contract for the option to purchase Traffic Pedestal Poles for the term ending April 30, 2012 with the option to extend for one additional year in accordance with Solicitation No. SA003552 as follows:

Path Master, Inc. Items: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17. Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services, and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0970-2010

Drafting Date: 06/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The City of Columbus, Department of Public Service, Division of Design and Construction currently holds a contract with Infrastructure Management Services (IMS). This legislation authorizes the Director of Public Service to modify and increase this contract with IMS in the amount of \$75,000.00.

Work performed to date on this contract includes survey of the condition of all the streets in the entire City network using a Road Surface Tester (RST) and collection of right-of-way asset information. Work to be performed as part of future tasks includes re-survey of the condition of the arterial street network in the City using the RST along with Dynaflect-based deflection testing equipment. This pavement survey testing is to update the City's pavement condition database. Software training will also be provided for the latest version of the PavePRO Manager pavement management software.

This additional work can be completed within a period of approximately one year.

It was not planned to re-survey the arterial streets in the City's network using funds from the original contract. However, funds remained on this contract due to the reduction of the original scope (fewer right-of-way assets were collected than scoped). The amount of funds remaining on the contract is insufficient to complete all of the proposed deflection testing, thus the amount being requested as part of the modification is to make up the difference.

A majority of the proposed work can be performed using existing funds on the current contract making it cost and time efficient to have the same consultant finish the remaining work with a modification. Additionally, it would provide directly comparable data.

There is \$211,672.60 remaining on the original contract amount of \$500,000.00. The consultant's proposal estimates the task for re-surveying the arterial streets at \$280,236.00. This would require an additional \$68,563.40 in funds. However, since the work performed under this contract is compensated on a fee schedule and the City is charged for actual work performed, it is requested that the modification is for \$75,000.00 to allow for contingencies.

The original contract amount was \$500,000 and was authorized by ordinance 1165-2007. This is modification #1. It is desired to increase the contract amount by \$75,000.00 for the described testing. The total contract amount including this modification is \$575,000.00.

Ordinance 1165-2007 authorized the contract for IMS as a sole source vendor in that the asset management database utilized is proprietary. The information contained within the database can only be duplicated by IMS, and the equipment they own and operate to collect the data is highly specialized and serves to populate only this database. It would be uneconomical for the City to consider purchasing this type of equipment and collecting data necessary for input into the system.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Infrastructure Management Services.

2. CONTRACT COMPLIANCE

Infrastructure Management Service's contract compliance number is 20-0843083 and expires 12/5/10.

3. FISCAL IMPACT

Funding for this modification is available within the Streets and Highways G.O. Bond Fund due to cancellation of encumbrances from completed projects.

4. EMERGENCY DESIGNATION

Emergency action is requested to allow this modification to proceed on schedule to provide funding for necessary roadway surveying and testing to determine priority roadway and asset management projects.

TitleTo authorize the Director of Public Service to execute a contract modification with Infrastructure Management Services in connection with the Resurfacing - Pavement and Asset Management project; to amend the 2010 Capital Improvements Budget; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$75,000.00 from the Streets and Highways G.O. Bonds Fund for this contract modification; and to declare an emergency. (\$75,000.00)

Body**WHEREAS**, the Department of Public Service currently holds the contract for the Resurfacing - Pavement and Asset Management project with Infrastructure Management Services; and

WHEREAS, City Auditor's Contract No. EL007889 was authorized by Ordinance No. 1165-2007, passed July 23, 2007, executed April 2, 2008 and approved by the City Attorney on April 4, 2008; and

WHEREAS, the Director of Public Service has identified the need to modify and increase this professional service contract to provide for additional roadway testing and surveying by Infrastructure Management Services; and

WHEREAS, this legislation authorizes the first modification to this contract in the amount of \$75,000.00; and

WHEREAS, a satisfactory proposal has been submitted by Infrastructure Management Services; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that this contract should be modified immediately so that funding can be made available for necessary roadway surveying and testing to determine priority roadway and asset management projects; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and is hereby authorized to modify and increase a contract with Infrastructure Management Services, Inc., 1895 Rohlwing Road, Suite D, Rolling Meadows, Illinois 60008 for the Resurfacing - Pavement and Asset Management project in the amount of \$75,000.00, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services.

Section 2. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended due to encumbrance cancellations as follows:

Fund/Project / Project Name /OCA/ Current / Change / Amended

704 / 530161-100000 / Roadway Improvements / \$0 (Carryover) / \$138,511.00 (Carryover) / \$138,511.00 (Carryover)

704 / 530282-100000 / Resurfacing / \$0 (Carryover) / \$31.00 (Carryover) / \$31.00 (Carryover)

Section 3. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended to provide sufficient authority for this project as follows:

Fund/Project / Project Name /OCA/ Current / Change / Amended

704 / 530161-100000 / Roadway Improvements / \$138,511.00 (Carryover) / (\$74,970.00) (Carryover) / \$63,541.00 (Carryover)

704 / 530282-100000 / Resurfacing / \$31.00 (Carryover) / (\$31.00) (Carryover) / \$0.00 (Carryover)

704 / 530282-100001 / Resurfacing - Pavement and Asset Management / \$0.00 (Carryover) / \$75,000.00 (Carryover) / \$75,000.00

Section 4. That the transfer of cash and appropriation within The Streets and Highways G.O. Bonds Fund, 704, be authorized as follows:

Transfer From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100000 / Roadway Improvements / 06-6600 / 590046 / \$74,969.09

704 / 530282-100000 / Resurfacing / 06-6600 / 590048 / \$30.91

Transfer To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100001 / Resurfacing - Pavement and Asset Management / 06-6600 / 742001 / \$75,000.00

Section 5. That for the purpose of paying the cost of this contract mod, the sum of \$75,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100001 / Resurfacing - Pavement and Asset Management / 06-6600 / 742001 / \$75,000.00

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0972-2010

Drafting Date: 06/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: By authority of ORC Section 5709.82, the City is required to pay affected school districts 50 percent (50%) of the municipal income tax revenue attributable to tax abated projects where the annual 'new employee' payroll for a project is one million dollars or more, in a given tax year, during the abatement. This municipal income tax revenue sharing with affected school districts applies to all property tax abatements approved by the legislative authority after July 1, 1994 and is based on the 'new employee' wages paid in a tax year, during the years of tax exemption, and also on the wages of the construction workers.

For tax year 2009, the City of Columbus has a total of sixteen (16) projects requiring revenue sharing and the total amount of revenue to be shared is \$1,467,630.50. The sixteen (16) projects are located in three different school districts with the revenue share subtotals as follows: \$1,130,881.02 to Columbus City School District for 13 projects; \$40,222.57 to Hilliard City School District for 1 project; and \$296,526.91 to the Olentangy Local School District for 2 projects.

Emergency action is requested in order to expedite payment to the three school districts to compensate them for property tax revenues forgone due to tax abatements.

FISCAL IMPACT: This ordinance authorizes and directs the City Auditor to transfer \$366,907.63 from the special income tax fund to the General Fund and authorizes the expenditure of \$1,467,630.50 from the General Fund. The transfer amount of \$366,907.63 has been factored into the current special income tax analysis and resultant capital capacity.

Title

To authorize and direct the City Auditor to appropriate and transfer \$366,907.63 from the Special Income Tax Fund to the General Fund; to authorize and direct payments to the Columbus City School District, the Hilliard City School District and the Olentangy Local School District for income tax revenue sharing totaling \$1,467,630.50; to authorize the expenditure of \$1,467,630.50 from the General Fund; and to declare an emergency. (\$1,467,630.50)

Body

WHEREAS, the Ohio Revised Code Section 5709.82 requires the City to pay affected school districts fifty percent (50%) of municipal income tax revenue attributable to tax abated projects where 'new employee' payroll for a project is one million dollars or more in a tax year, during the years of tax exemption; and

WHEREAS, the City of Columbus is subject to the income tax revenue sharing provisions of Ohio Revised Code 5709.82; and

WHEREAS, the City of Columbus has a total of sixteen (16) tax abated projects subject to the income tax revenue sharing provisions and these projects are located in three school districts as follows: Thirteen (13) projects in the Columbus City School District, one (1) project in the Hilliard City School District, and two (2) projects in the Olentangy Local School District; and

WHEREAS, it is necessary at this time to authorize payment of \$1,130,881.02 to the Columbus City School District, \$40,222.57 to the Hilliard City School District, and \$296,526.91 to the Olentangy Local School District; and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to authorize payment to the Columbus City School District, the Hilliard City School District, and the Olentangy Local School District to compensate them for property tax revenues forgone due to tax abatements, thereby preserving the public health, peace, prosperity, safety and welfare; **NOW, THEREFORE,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$366,907.63 is hereby appropriated from the unappropriated balance of the special income tax fund, fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5501.

Section 2. That the City Auditor is hereby authorized to transfer said funds (cash only) to the General Fund, Economic Development Division, Division 44-02, Object Level One 05, Object Level Three 5513, OCA 440314.

Section 3. That the City Auditor, for the purposes of income tax revenue sharing, is hereby authorized to make payment to the Columbus City School District in the amount of \$1,130,881.02, to the Hilliard City School District in the amount of \$40,222.57, and to the Olentangy Local School District in the amount of \$296,526.91.

Section 4. That for the purpose stated in Section 3 the expenditure of \$1,467,630.50 is hereby authorized from the General Fund, Fund 010, Department of Development, Economic Development Division No. 44-02, Object Level One 05,

Object Level Three 5513, OCA Code 440314.

Section 5. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Director of The Columbus Department of Development, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, the ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0973-2010

Drafting Date: 06/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Resolution 0088X-2007, adopted June 4, 2007, supported the continuation of the Columbus Downtown Office Incentive Program (DOI) as one of the development tools needed to implement the Downtown Business Plan. This legislation authorizes the payments to employers who have met the requirements of their Downtown Office Incentive Program agreement.

For tax year 2009, the City of Columbus had a total of 12 active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2009. The total dollar amount to be disbursed for these 12 2009 DOI payments is \$903,408.40. The 12 projects with the DOI payment subtotals are as follows: \$11,918.97 to BHDP Architecture; \$14,597.59 to Brady, Ware & Shoenfeld; \$23,339.73 to Eye Center of Columbus; \$209,093.67 to GatesMcDonald & Company; \$3,717.61 to GSP/OH Inc.; \$21,974.67 to Motorists Insurance Group; \$19,004.40 to Ohio Credit Union League & Affiliate; \$250,000.00 to OhioHealth Corporation; \$140,151.14 to Plante & Moran and Affiliates (Agreement #1); \$3,522.39 to Plante & Moran and Affiliates (Agreement #2); \$135,002.67 to Resource Interactive; and \$71,085.56 to SBC Advertising.

FISCAL IMPACT: The total dollar amount to be disbursed for these 12 2009 DOI payments is \$903,408.40. The transfer amount of \$225,852.10 has been factored into the current special income tax analysis and resultant capital capacity. The remaining amount of the payment is included in the 2010 General Fund Budget.

Title

To authorize and direct the City Auditor to appropriate and transfer \$225,852.10 from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments totaling \$903,408.40 in accordance with the Downtown Office Incentive Program agreements; to authorize the expenditure of \$903,408.40 from the General Fund; and to declare an emergency. (\$903,408.40)

Body

WHEREAS, Resolution No. 0088X-2007, adopted June 4, 2007, supported the continuation of the Downtown Office Incentive Program as one of the development tools needed to implement the Downtown Business Plan; and

WHEREAS, it is necessary to authorize payments to employers who have met the requirements under their Downtown Office Incentive Program agreement; and

WHEREAS, the City of Columbus had a total of 12 active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2009 and the total dollar amount to be disbursed for these 12 2009 DOI payments is \$903,408.40; and

WHEREAS, it is necessary at this time to authorize payment of \$11,918.97 to BHDP Architecture; \$14,597.59 to Brady, Ware & Shoenfeld; \$23,339.73 to Eye Center of Columbus; \$209,093.67 to GatesMcDonald & Company; \$3,717.61 to GSP/OH Inc.; \$21,974.67 to Motorists Insurance Group; \$19,004.40 to Ohio Credit Union League & Affiliate; \$250,000.00 to OhioHealth Corporation; \$140,151.14 to Plante & Moran and Affiliates (Agreement #1); \$3,522.39 to Plante & Moran and Affiliates (Agreement #2); \$135,002.67 to Resource Interactive; and \$71,085.56 to SBC Advertising; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Downtown Office Incentive Program agreements, all for the preservation of the public health, property, safety; and welfare; **NOW, THEREFORE**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$225,852.10 is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5501.

Section 2. That the City Auditor is hereby authorized to transfer said funds (cash only) to the General Fund, Economic Development Division, Division 44-02, Object Level One 05, Object Level Three 5513, OCA 442020.

Section 3. That the City Auditor is hereby authorized and directed to make payments in accordance with the Downtown Office Incentive Program agreements as follows: \$11,918.97 to BHDP Architecture; \$14,597.59 to Brady, Ware & Shoenfeld; \$23,339.73 to Eye Center of Columbus; \$209,093.67 to GatesMcDonald & Company; \$3,717.61 to GSP/OH Inc.; \$21,974.67 to Motorists Insurance Group; \$19,004.40 to Ohio Credit Union League & Affiliate; \$250,000.00 to OhioHealth Corporation; \$140,151.14 to Plante & Moran and Affiliates (Agreement #1); \$3,522.39 to Plante & Moran and Affiliates (Agreement #2); \$135,002.67 to Resource Interactive; and \$71,085.56 to SBC Advertising.

Section 4. That the expenditure of \$903,408.40, or so much as may be necessary, be and is hereby authorized from the Development Department, Department 44-01, General Fund, Fund 010, OCA Code 442020, DOI Payments From Non-Tax Revenues, Object Level One 05, Object Level Three 5513.

Section 5. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Director of The Columbus Department of Development, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0974-2010

Drafting Date: 06/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Audible Pedestrian Signal Equipment for the Department of Public Service, Division of Planning and Operations, the largest user. Audible Pedestrian Signals will be installed at various traffic signal locations throughout the City of Columbus. The term of the proposed option contracts would be through June 30, 2012 with the option to extend one additional one year, subject to mutual agreement by both parties, in accordance with formal bid SA003584. The Purchasing Office opened formal bids on June 3, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003584). Forty-eight (48) bids were solicited (MAJ: 47, FI: 1); Two (2) bids were received (MAJ: 2).

The Purchasing Office is recommending award to the lowest responsive, responsible, and best bidder:

Path Master, Inc., CC#341233777, Exp. 05/17/2012
Total Estimated Annual Expenditure: \$50,000.00

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of States database for Findings for Recovery.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services, and UTC Fund. City agencies will be required to obtain approval to expend from their own appropriations.

Title To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Audible Pedestrian Signal Equipment for the Department of Public Service with Path Master, Inc.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 3, 2010 and selected the lowest responsive, responsible and best bid; and

WHEREAS, this ordinance addresses the Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing an effective option contract for the Department of Public Service to efficiently maintain its supply chain and service to the public; and

WHEREAS, in order to ensure Audible Pedestrian Signal Equipment is supplied without interruption to various locations throughout the City of Columbus to be installed at traffic signal sites, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service Division of Planning and Operations in that it is immediately necessary to enter into a contract for an option to purchase Audible Pedestrian Signal Equipment thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contract for the option to purchase Audible Pedestrian Signal Equipment for the term ending June 30, 2012 with the option to extend for one additional year in accordance with Solicitation No. SA003584 as follows:

Path Master, Inc. Item: 1. Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services, and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Drafting Date: 06/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes payments to employers who have met the requirements of their Jobs Growth Incentive Program (JGI) agreement and are eligible for payment for the 2009 reporting (tax) year.

For tax year 2009, the City of Columbus had a total of fourteen (14) active JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for 2009. The total dollar amount to be disbursed for these 14 2009 JGI payments is \$1,317,182.00. The 14 projects with the JGI payment subtotals are as follows: \$8,682.75 to Advanced Engineering Consultants Ltd.; \$355.38 to Castor Connection, Inc.; \$4,290.80 to ComResource; \$13,521.93 to eCommerce, Inc.; \$14,210.16 to Fitch, Inc.; \$99,712.54 to Grange Mutual Casualty Company; \$8,680.16 to International Diversified Funding, Inc.; \$18,860.87 to Mission Essential Personnel; \$794,449.45 to Nationwide Children's Hospital; \$301,503.24 to Ohio State University Physicians, Inc.; \$12,370.98 to Ohio Valley Cable Services; \$32,968.34 to Red Roof Inns, Inc., and Red Roof Franchising, LLC; \$2,152.19 to Syscom Advanced Materials; and \$5,423.21 to Zyvex Performance Materials, Inc.

FISCAL IMPACT: This ordinance authorizes the transfer of \$241,302.08 within the General Fund from the Department of Finance & Management to the Department of Development and authorizes the expenditure of \$1,317,182.00 from the General Fund.

Title

To authorize and direct the City Auditor to transfer \$241,302.08 within the General Fund; to authorize and direct the City Auditor to make payments totaling \$1,317,182.00 in accordance with the Jobs Growth Incentive Program agreements; to authorize the expenditure of \$1,317,182.00 from the General Fund; and to declare an emergency. (\$1,317,182.00)

Body

WHEREAS, The Columbus Jobs Growth Incentive Program is one of the development tools utilized by the City of Columbus to encourage new job creation; and

WHEREAS, it is necessary to authorize payments to employers who have met the requirements under their Jobs Growth Incentive Program agreement; and

WHEREAS, the City of Columbus had a total of fourteen (14) active JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for 2009 and the total dollar amount to be disbursed for these fourteen (14) 2009 JGI payments is \$1,317,182.00; and

WHEREAS, it is necessary at this time to authorize payment of \$8,682.75 to Advanced Engineering Consultants Ltd.; \$355.38 to Castor Connection, Inc.; \$4,290.80 to ComResource; \$13,521.93 to eCommerce, Inc.; \$14,210.16 to Fitch, Inc.; \$99,712.54 to Grange Mutual Casualty Company; \$8,680.16 to International Diversified Funding, Inc.; \$18,860.87 to Mission Essential Personnel; \$794,449.45 to Nationwide Children's Hospital; \$301,503.24 to Ohio State University Physicians, Inc.; \$12,370.98 to Ohio Valley Cable Services; \$32,968.34 to Red Roof Inns, Inc., and Red Roof Franchising, LLC; \$2,152.19 to Syscom Advanced Materials; and \$5,423.21 to Zyvex Performance Materials, Inc.; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Jobs Growth Incentive Program agreements, all for the preservation of the public health, property, safety; and welfare; **NOW, THEREFORE**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor be and is hereby authorized and directed to transfer \$241,302.08 within the General Fund, Fund No. 010 from the Department of Finance & Management, Department/Division 45-01, Object Level One 10, Object Level Three 5501, OCA 904508 to the Department of Development, Economic Development Division, Division No. 44-02, Object Level One 05, Object Level Three 5513, OCA 440314.

Section 2. That the City Auditor is hereby authorized and directed to make payments in accordance with the Jobs Growth Incentive Program agreements as follows: \$8,682.75 to Advanced Engineering Consultants Ltd.; \$355.38 to Castor Connection, Inc.; \$4,290.80 to ComResource; \$13,521.93 to eCommerce, Inc.; \$14,210.16 to Fitch, Inc.; \$99,712.54 to Grange Mutual Casualty Company; \$8,680.16 to International Diversified Funding, Inc.; \$18,860.87 to Mission Essential Personnel; \$794,449.45 to Nationwide Children's Hospital; \$301,503.24 to Ohio State University Physicians, Inc.; \$12,370.98 to Ohio Valley Cable Services; \$32,968.34 to Red Roof Inns, Inc., and Red Roof Franchising, LLC; \$2,152.19 to Syscom Advanced Materials; and \$5,423.21 to Zyvex Performance Materials, Inc.

Section 3. That for the purpose stated in Section 2 the expenditure of \$1,317,182.00, or so much as may be necessary, be and is hereby authorized from the Development Department, Department 44-01, General Fund, Fund 010, OCA Code 440314, Object Level One 05, Object Level Three 5513.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0977-2010

Drafting Date: 06/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council, by Ordinance Number 1082-2005, passed June 20, 2005, authorized the City to enter into an Enterprise Zone Agreement (the Agreement) with Columbus Wood Products, LLC, Continental Millworks Company, LLC, Nacht Holdings, LLC, and 1800 Fifth Ave. Holdings, LLC (Enterprise) for a tax abatement of sixty-five percent (65%) for a period of seven (7) years in consideration of a \$2.4 million investment in real property improvements, a \$160,000 investment in personal property, the retention of 98 permanent full-time jobs, and the creation of 21 permanent full-time jobs related to the renovation of a facility of approximately 117,000 square feet on Parcel Number 010-014784 at 1800 E. Fifth Avenue, located in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective August 2, 2005 (EZA# 023-05-06) and was subsequently authorized by Council to be amended for the first time by Ordinance Number 1551-2008, passed October 20, 2008, effective April 20, 2009, to allow the full-time jobs that are generated by tenants at the project site to be counted toward the full-time job creation commitment in the Agreement and was again subsequently authorized by Council to be amended for the second time by Ordinance Number 0614-2009, passed on May 11, 2009, effective January 1, 2009 that eliminated any and all language from the Agreement that pertained to personal property investment.

During the most recent tax abatement reporting cycle following Report Year 2009 which ended December 31, 2009, the \$1,000 monitoring fee check submitted by Enterprise as part of their annual reporting submission was returned as the account from which payment was to be made had been closed. Subsequent attempts made by the City to contact Enterprise both by telephone and by site visits were unsuccessful in making contact with Enterprise. On May 27, 2010 a package was received by the City which contained paperwork detailing the Chapter 7 Bankruptcy filing made on May 22, 2010 by Enterprise in the United States Bankruptcy Court for the Southern District of Ohio Eastern Division. This legislation is to formally dissolve the Agreement.

As of the most recent Tax Incentive Review Council (TIRC) review on August 18, 2009, Enterprise had exceeded their real property investment goal of \$2.4 million with a reported \$8.12 million investment (338% attainment), had exceeded their personal property investment goal of \$160,000 with a reported \$7.79 million investment (4,869% attainment), but had not met their job retention goal of 98 jobs with a reported 85 jobs (87% attainment), and had not met their new job creation goal of 21 jobs with a reported 3 new jobs (14% attainment). The TIRC recommended that the City request from

Enterprise a written plan regarding the attainment of the job retention and creation goals of the Agreement with which Enterprise complied.

If the Agreement is dissolved, 2008 will have been the final tax year for any possible incentives and the City will not seek repayment of any taxes which may have been exempted from prior years. This legislation is presented as an emergency measure in order for the dissolution to be in effect prior to the 2010 TIRC.

FISCAL IMPACT: No funding is required for this legislation.

Title

To dissolve the Enterprise Zone Agreement with Columbus Wood Products, LLC, Continental Millworks Company, LLC, Nacht Holdings, LLC, and 1800 Fifth Ave. Holdings, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

Body

WHEREAS, Columbus City Council approved an Enterprise Zone Agreement (EZA) with Columbus Wood Products, LLC, Continental Millworks Company, LLC, Nacht Holdings, LLC, and 1800 Fifth Ave. Holdings, LLC (Enterprise) by Ordinance Number 1082-2005 on June 20, 2005, entered into and effective August 2, 2005 (EZA# 023-05-06); and

WHEREAS, the EZA grants Enterprise a 65%/7-Year abatement on real and personal property investment; and

WHEREAS, the EZA requires Enterprise to invest \$2.4 million in real property improvements, \$160,000 in personal property, create 21 new full-time jobs, and retain 98 full-time jobs at its 1800 E. Fifth Avenue facility; and

WHEREAS, the EZA was subsequently authorized by Council to be amended for the first time by Ordinance Number 1551-2008, passed October 20, 2008, effective April 20, 2009, and was again subsequently authorized by Council to be amended for the second time by Ordinance Number 0614-2009, passed on May 11, 2009, effective January 1, 2009; and

WHEREAS, Enterprise has fulfilled the real and personal property investment terms but has not fulfilled the job retention and creation terms of their EZA but has complied with the request of the Tax Incentive Review Council to provide a written job creation plan; and

WHEREAS, the City has received notice of the Chapter 7 Bankruptcy filing by Enterprise; and

WHEREAS, the City desires to dissolve the EZA and end the possibility of Enterprise receiving tax incentives as a result of this project as of December 31, 2008; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on these agreements in order for the respective dissolutions to be in effect prior to the 2010 TIRC, all for the preservation of the public health, property, safety and welfare; **NOW, THEREFORE**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Columbus City Council hereby dissolves the Columbus Wood Products, LLC, Continental Millworks Company, LLC, Nacht Holdings, LLC, and 1800 Fifth Ave. Holdings, LLC Enterprise Zone Agreement as of December 31, 2008, with 2008 as the final tax year for the exemptions.

Section 2. That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the Columbus Wood Products, LLC, Continental Millworks Company, LLC, Nacht Holdings, LLC, and 1800 Fifth Ave. Holdings, LLC Enterprise Zone Agreement.

Section 3. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 0978-2010

Drafting Date: 06/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council, by Ordinance No. 1356-2004, passed July 21, 2004, authorized the City to enter into an Enterprise Zone Agreement (the Agreement) with Unico Alloys and Metals (Enterprise) for a tax abatement of sixty percent (60%) for a period of six (6) years in consideration of a \$400,000 investment in real property improvements, a \$1.2 million investment in personal property, the retention of 26 permanent full-time jobs, and the creation of 14 permanent full-time jobs related to the relocation and expansion from their previous location at 1555 Joyce Avenue to 1177 Joyce Avenue, both located in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective August 2, 2005 (EZA# 023-05-08) and was subsequently authorized by Council to be amended for the first time by Ordinance Number 1025-2006, passed June 19, 2006, effective July 17, 2006, to modify the tax exemption window and was again subsequently authorized by Council to be amended for the second time by Ordinance Number 0614-2009, passed on May 11, 2009, effective January 1, 2009 that eliminated any and all language from the Agreement that pertained to personal property investment.

Following the most recent tax abatement reporting period which ended December 31, 2009 it was brought to the attention of the City by Enterprise that Enterprise had to the best of their knowledge not received any benefit from the tax abatement. Upon consultation with the office of the Franklin County Auditor it was confirmed that there would be no benefit to Enterprise as there was no increase in real property valuation from the project but that there was some possible personal property tax benefit for tax year 2008. Additionally, although Enterprise had filed their Form DTE-24 (the application for the abatement) in 2007, the abatement had yet to be granted by the State of Ohio. Subsequently, Enterprise provided a letter dated February 22, 2010 to the office of the Franklin County Auditor formally requesting the withdrawal of the DTE Form 24, Auditor's Application 07-4-E which the County Auditor subsequently forwarded to the Ohio Department of Development. This legislation is to formally dissolve the Agreement.

As of the most recent Tax Incentive Review Council (TIRC) review on August 18, 2009, Enterprise had exceeded their real property investment goal of \$400,000 with a reported \$5.89 million investment (1,474% attainment), had exceeded their personal property investment goal of \$1.2 million with a reported \$15.59 million investment (1,300% attainment), had exceeded their job retention goal of 26 jobs with a reported 29 jobs (112% attainment), and had exceeded their end-of-2008 interim new job creation goal of 9 jobs with a reported 13 new jobs (144% attainment). Enterprise has fulfilled the investment, job retention, and job creation terms of their Agreement but based on the valuation of these investments have not and will not in the future have the ability to receive any benefit from maintaining the Agreement.

If the Agreement is dissolved, 2008 will have been the final tax year for any possible incentives and the City will not seek repayment of the exempted taxes from prior years as there have not been any taxes exempted. Enterprise has received no tax abatement benefit as a result of this project.

This legislation is presented as an emergency measure in order for the dissolution to be in effect prior to the 2010 TIRC.

FISCAL IMPACT: No funding is required for this legislation.

Title

To dissolve the Enterprise Zone Agreement with Unico Alloys and Metals; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

Body

WHEREAS, Columbus City Council (Council) approved an Enterprise Zone Agreement (EZA) with Unico Alloys and Metals (Enterprise) by Ordinance Number 1356-2004 on July 21, 2004, entered into and effective August 2, 2005 (EZA# 023-05-08); and

WHEREAS, the EZA grants Enterprise a 60%/6-Year abatement on real and personal property investment; and

WHEREAS, the EZA requires Enterprise to invest \$400,000 in real property improvements, \$1.2 million in personal property, create 14 new full-time jobs, and retain 26 full-time jobs at its 1177 Joyce Avenue facility; and

WHEREAS, the EZA was subsequently authorized by Council to be amended for the first time by Ordinance Number 1025-2006, passed June 19, 2006, effective July 17, 2006, and was again subsequently authorized by Council to be amended for the second time by Ordinance Number 0614-2009, passed on May 11, 2009, effective January 1, 2009; and

WHEREAS, Enterprise has fulfilled the real and personal property investment terms and the job retention and creation terms of their EZA but based on the valuation of these investments have not and will not in the future have the ability to receive any benefit from maintaining the EZA; and

WHEREAS, Enterprise has requested that the EZA be dissolved; and

WHEREAS, the City concurs with the request and desires to dissolve the EZA and end the possibility of Enterprise receiving tax incentives as a result of this project as of December 31, 2008; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on these agreements in order for the respective dissolutions to be in effect prior to the 2010 TIRC, all for the preservation of the public health, property, safety and welfare; **NOW, THEREFORE,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Columbus City Council hereby dissolves the Unico Alloys and Metals Enterprise Zone Agreement as of December 31, 2008, with 2008 as the final tax year for the exemptions.

Section 2. That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the Unico Alloys and Metals Enterprise Zone Agreement.

Section 3. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 0979-2010

Drafting Date: 06/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The 2009 Columbus Tax Incentive Review Council (TIRC) reviewed the status of the Enterprise Zone Agreement (EZA) between the City of Columbus and Core Molding Technologies, Inc. (Enterprise) on August 19, 2009, and recommended that the City should request from Enterprise a written plan regarding the attainment of the job creation and retention goals as set forth in the EZA. Additionally, the TIRC recommended that the City should request an itemized breakdown of the reported real property improvements related to the project. Following a series of meetings between the

City and representatives of Enterprise, a letter was received by the City sent by Enterprise requesting that the EZA between the City and Enterprise (EZA# 023-06-01) be dissolved. The City concurs with this request.

Columbus City Council approved the EZA by Ordinance Number 0198-2006, adopted February 27, 2006. The EZA was entered into effective May 18, 2006 and granted a 75%/10-Year abatement on real property improvements and personal property investment with a commitment of \$1.02 million in real property improvements, \$2.51 million in personal property investment, the creation of 52 new permanent full-time jobs by December 31, 2009, and the retention of 380 permanent full-time jobs related to the expansion of approximately 20,000 square feet at their facility located on parcel number 570-105330 at 800 Manor Park Drive within the City of Columbus Enterprise Zone.

Additionally, the City of Columbus entered into a 60%/7-Year Jobs Creation Tax Credit (JCTC) Agreement with Enterprise effective May 18, 2006, approved by Ordinance No. 0198-2006, adopted February 27, 2006.

If the EZA and JCTC are dissolved, 2008 will have been the final tax year for the incentives and the City will not seek repayment of the exempted or credited taxes from prior years.

As of the TIRC review on August 19, 2009, Enterprise had exceeded their real property investment goal with a reported \$1.92 million investment, had exceeded their personal property investment goal with a reported \$2.71 million investment, had met their job retention goal of 380 jobs, but was deficient in the interim end-of-2008 new job creation goal of 32 with a reported 8 new jobs being created as a result of the project. As per the most recent reporting period ending December 31, 2009, retained jobs were reported to be 297, 78% of the goal, and new jobs were reported to be zero. Enterprise has fulfilled the investment terms of their EZA thus far but market conditions have resulted in the inability to maintain and expand employment at this facility as per the EZA and the JCTC Agreements.

This legislation is presented as an emergency measure in order for the respective dissolutions to be in effect prior to the 2010 TIRC.

FISCAL IMPACT: No funding is required for this legislation.

Title

To dissolve the Enterprise Zone Agreement and Jobs Creation Tax Credit Agreement with Core Molding Technologies, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

Body

WHEREAS, Columbus City Council approved an Enterprise Zone Agreement ("EZA") and a Jobs Creation Tax Credit ("JCTC") with Core Molding Technologies, Inc. ("Enterprise") by Ordinance No. 0198-2006 on February 27, 2006; and

WHEREAS, the EZA grants Enterprise a 75%/10-Year abatement on real and personal property investment and the JCTC Agreement grants a 60%/7-Year JCTC; and

WHEREAS, the EZA requires Enterprise to invest \$1.02 million in real property improvements, \$2.51 million in personal property, create 52 new full-time jobs, and retain 380 full-time jobs at its 800 Manor Park Drive facility; and

WHEREAS, the JCTC Agreement requires Enterprise to create 52 new jobs and retain 380 jobs and the JCTC grants Enterprise a non-refundable tax credit in an amount of sixty percent (60%) of the new municipal income tax revenues generated by new jobs at the project site, for seven (7) years; and

WHEREAS, Enterprise has fulfilled the real and personal property investment terms and the job retention terms of their EZA as well as the job retention terms of the JCTC thus far but market conditions have resulted in the inability to expand employment at this facility as per the respective agreements; and

WHEREAS, Enterprise has requested that both the EZA and JCTC Agreements be dissolved; and

WHEREAS, the City concurs with the request and desires to dissolve the EZA and the JCTC Agreement and end the tax incentives as of December 31, 2008; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on these agreements in order for the respective dissolutions to be in effect prior to the 2010 TIRC, all for the preservation of the public health, property, safety and welfare; **NOW, THEREFORE**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Columbus City Council hereby dissolves the Core Molding Technologies, Inc. Enterprise Zone Agreement as of December 31, 2008, with 2008 as the final tax year for the exemptions.

Section 2. That Columbus City Council hereby dissolves the Core Molding Technologies, Inc. Jobs Creation Tax Credit Agreement as of December 31, 2008, with 2008 as the final tax year for the incentive.

Section 3. That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the Core Molding Technologies, Inc. Enterprise Zone and Jobs Creation Tax Credit Agreements.

Section 4. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 0981-2010

Drafting Date: 06/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND

This ordinance authorizes the Administrative Judge of the Franklin County Municipal Court to accept a grant in the amount of \$346,205.00 from the State of Ohio, Department of Rehabilitation and Correction, and to appropriate from the unappropriated balance of the general government grant fund to the Probation Department of the Franklin County Municipal Court, the total amount of the grant. This grant will fund a the salaries and fringe benefits of three probation officers who will perform specialized supervision to individuals with multiple convictions for operating a vehicle under the influence of alcohol or drugs and the work release program.

FISCAL IMPACT

Emergency legislation is requested to expedite funding for the new grant cycle as close to its commencement on July 1, 2010 as possible.

Title

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Department of Rehabilitation and Correction; to appropriate \$346,205.00 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court; and to declare an emergency. (\$346,205.00)

Body

WHEREAS, , it is in the city's best interest that the Franklin County Municipal Court continue to receive support for its enhanced probationary services for offenders with multiple convictions for operating a vehicle under the influence of alcohol or drugs; and

WHEREAS, grant monies from the State of Ohio, Department of Rehabilitation and Correction, in the amount of \$346,205.00 are available to provide for salaries and benefits of three probation officers and to pay for the work release program; and

WHEREAS, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to accept the aforementioned grant to continue probationary services in this area and to appropriate the necessary funds for the program thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Administrative Judge of the Franklin County Municipal Court be and is hereby authorized to accept a grant in the amount of \$346,205.00 from the State of Ohio, Department of Rehabilitation and Correction.

SECTION 2. That from the unappropriated balance in the general government grant fund, fund 220, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the twelve months ending June 30, 2011, the sum of \$346,205.00 is appropriated to the Franklin County Municipal Court, department number 2501 as follows: grant number 251006, oca 251006, object level 1 - 01, object level 3 - 1101, \$204,333.00 and object level 1 - 03, object level 3 - 3336, \$141,872.00.

SECTION 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Administrative Judge of the Franklin County Municipal Court and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that these transactions are properly accounted for and recorded accurately on the city's financial records.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0982-2010

Drafting Date: 06/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Fire Helmets & Accessories for the Fire Division in order to help ensure the safety of Firefighters exposed to dangerous situations during the course of their duties. The term of the proposed option contract would be two (2) years, with the option to extend the contract for two (2) additional one-year periods. The initial term of the contract is through September 30, 2012. The Purchasing Office opened formal bids on June 10, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation SA003585. One-hundred (100) bids were solicited (MBR: 2; F1: 2). Four (4) bids were received. Two vendors bid the exact helmets as specified, and two bidders bid an alternate manufacturer. The low numeric bidder, The Fire House, bid an alternate helmet that was deemed non-responsive because the eye-shields are not NFPA 1971 certified as required in the bid. In addition, The Fire House was non-responsive because they did not provide pricing for the individual accessories as

required on the proposal pages.

The Purchasing Office is recommending award of the contract to the lowest, responsive, responsible and best bidder:

Pro Protection Group, LLC dba Phoenix Safety, CC#412241348 (Expires February 24, 2012), \$1.00, All Items.

Total Estimated Annual Expenditure: \$60,000.00

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into contract for the option to purchase Firefighter Helmets & Accessories with Pro Protection Group, LLC; 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)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 10, 2010 and selected the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, because the Firefighter Helmets are used to protect Firefighters exposed to dangerous situations during the course of their daily employment and the Helmets are needed for the current recruit class, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fire Division in that it is immediately necessary to enter into a contract for an option to purchase the Firefighter Helmets, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Firefighter Helmets & Accessories for the Fire Division for the term ending September 30, 2012, with the option to extend the contract for two (2) additional one-year periods if mutually agreed upon, in accordance with Solicitation No. SA003585 as follows:

Pro Protection Group, LLC dba Phoenix Safety, All items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is

hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0984-2010

Drafting Date: 06/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Campus Compact Pay It Forward Student Philanthropy Project of Nursing for the Pay It Forward Under-Immunization of Children Under Five Project. This ordinance is needed to accept and appropriate \$2,250.00 in grant money to fund this project.

The goal of this grant is to increase the childhood immunization rate in children under the age of five that reside in the 43203 ZIP code district. This will be accomplished by multiple methods and through various partnering organizations. This grant will enhance current immunization outreach in this area by providing internet access to review immunization records through Impact SIIS, the statewide immunization registry and by purchasing grocery gift cards as incentives for keeping children up to date on their immunizations. Additionally, the grant will provide assistance for a door-to-door campaign that will promote the importance of childhood immunizations and advertisement of direct service outreach activities. This grant is for the period June 1, 2010 through May 31, 2011.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: This program is funded by Ohio Campus Compact, and will not generate revenue or require a City match.

Title

To authorize and direct the Columbus Health Department to accept a grant from Ohio Campus Compact in the amount of \$2,250.00 for the Pay It Forward Under-Immunization of Children Under Five Project; to authorize the appropriation of \$2,250.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$2,250.00)

Body

WHEREAS, \$2,250.00 in grant funds have been made available through the Ohio Campus Compact Pay It Forward Student Philanthropy Project of Nursing for the Pay It Forward Under-Immunization of Children Under Five Project; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from Ohio Campus Compact and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award of \$2,250.00 from Ohio Campus Compact for the Pay It Forward Under-Immunization of Children Under Five Project for the

period June 1, 2010 through May 31, 2011.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2010, the sum of \$2,250.00 is hereby appropriated to the Health Department, Department No. 50-01, as follows:

OCA: 501051; Grant No.: 501051; OL1:02; Amount: \$1,660

OCA: 501051; Grant No.: 501051; OL1:03; Amount: \$ 590

Total for Grant No. 501051: \$2,250

SECTION 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0986-2010

Drafting Date: 06/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The City of Columbus, Department of Public Service, Division of Design and Construction currently holds a contract with CTL Engineering, Inc. for materials testing and inspection. This legislation authorizes the Director of Public Service to modify and increase this contract with CTL Engineering, Inc. in the amount of \$31,860.00.

Work performed to date on this contract includes Soil classification, asphalt lab support, concrete/asphalt plant mix inspection and preliminary field investigation.

Work to be performed as part of the proposed contract modification includes but is not limited to:

performing batch plant inspections at various Ready-Mixed Concrete and Hot-Mixed Asphalt plants, provide density data on all construction projects with asphalt pavement layers in compliance with Construction and Materials SpecificationS (CMS) item 416,

supplement the City Laboratory sampling and coring program especially for coring pavement layers greater than 12" in depth,

review and verify concrete and asphalt mixes submitted by suppliers / producers on an annual basis before incorporation in the City approved list.

In addition, CTL Engineering, Inc will support the City in the procurement and establishment of an Asphalt Laboratory that is required as condition of continued funding by other government agencies. The City indicated to Federal Highway Administration during an American Recovery and Reinvestment Act (ARRA) audit of a project that we are taking necessary steps to establish our own Laboratory.

After an ARRA project Audit, it became clear that a main requirement in order to keep funding is to establish our own asphalt laboratory and to retain independent testing lab such as CTL as long as federal or state funding is being utilized in the corresponding City projects.

If this modification is not granted, then most of the tasks listed above will not be performed especially for asphalt

pavements (The City lab is not equipped to perform any asphalt testing yet). The subsurface investigation, special problem studies, cross reference testing, and Asphalt batch plant inspection will be subbed out to a private consultant, which beats the original purpose of cost control.

But most importantly, Funding may be lost for the following Federally Funded projects:

| | |
|---------------------------------|-----------------------|
| Lockbourne Rd | \$4,660,867.50 |
| Williams Road OPWC- | \$2,239,121.43 |
| Parsons/Livingston Av | \$14,582,105.41 |
| FRA Resurfacing 2009 Project 2- | \$2,671,166.28 |
| FRA Alum Creek Trail- | \$3,253,881.33 |
| FRA River South Phase 2- | <u>\$9,463,389.40</u> |
| TOTAL = \$36,870,529.00 | |

This contract could not be bid out as the City already has an obligation under a 3-year contract with an independent consultant. The City has always kept an independent consultant to support its testing and Quality control/quality assurance activities on a 3-year contractual basis. The successful bidder this period (3-years renewed yearly) was CTL/Lee testing, they are currently through their second year.

Consultant activities depend on the actual volume of work performed for the yearly construction season; such activities vary depending on projects letting and delivery and hence dictate a need for a contractual period more than one year to support City QC/QA and testing.

The original contract amount was \$19,900.00 This is modification #1. It is desired to increase the contract amount by \$31,860.00 for the described testing. This amount has been calculated based on current and projected testing and inspection needs for the 2010 construction season.

The total contract amount including this modification is \$51,760.00.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against CTL Engineering, Inc.

2. CONTRACT COMPLIANCE

CTL Engineering, Inc's contract compliance number is 31-0680767 and expires 6/17/12.

3. FISCAL IMPACT

Funding for this modification is available within the Streets and Highways G.O. Bond Fund due to cancellation of encumbrances from completed projects.

4. EMERGENCY DESIGNATION

Emergency action is requested to allow this modification to proceed on schedule to provide funding for necessary testing services for Department of Public Service Capital improvement projects occurring this construction season.

TitleTo authorize the Director of Public Service to execute a contract modification with CTL Engineering, Inc. in connection with the Roadway Improvements - Materials Testing and Inspection project; to amend the 2010 Capital Improvements Budget; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$31,860.00 from the Streets and Highways G.O. Bonds Fund for this contract modification; and to declare an emergency. (\$31,860.00)

Body**WHEREAS**, the Department of Public Service currently holds the contract for the Roadway Improvements - Materials Testing project with CTL Engineering, Inc; and

WHEREAS, City Auditor's Contract No. ED039770 for materials testing and inspection was executed September 29, 2009 and approved by the City Attorney on September 30, 2009; and

WHEREAS, the Director of Public Service has identified the need to modify and increase this professional service contract to provide for additional materials testing and inspection by CTL Engineering, Inc; and

WHEREAS, this legislation authorizes the first modification to this contract in the amount of \$31,860.00; and

WHEREAS, a satisfactory proposal has been submitted by CTL Engineering, Inc; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that this contract should be modified immediately so that funding can be made available for necessary testing and inspection services for capital improvement projects during this construction season; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and is hereby authorized to modify and increase a contract with CTL Engineering, Inc, 2860 Fisher Road, Columbus, Ohio, 43204 for the Roadway Improvements - Materials Testing and Inspection project in the amount of \$31,860.00, for the Division of Design and Construction.

Section 2. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended to provide sufficient authority for this project as follows:

Fund/Project / Project Name /OCA/ Current / Change / Amended

704 / 530161-100000 / Roadway Improvements / \$63,541.00 (Carryover) / (\$31,860.00) (Carryover) / \$31,681.00 (Carryover)

704 / 530161-100088 / Roadway Improvements - Materials Testing and Inspection / \$0.00 (Carryover) / \$31,860.00 (Carryover) / \$31,860.00 (Carryover)

Section 3. That the transfer of cash and appropriation within The Streets and Highways G.O. Bonds Fund, 704, be authorized as follows:

Transfer From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100000 / Roadway Improvements / 06-6600 / 590046 / \$31,860.00

Transfer To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100088 / Roadway Improvements - Materials Testing and Inspection / 06-6600 / 746188 / \$31,860.00

Section 4. That for the purpose of paying the cost of this contract mod, the sum of \$31,860.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100088 / Roadway Improvements - Materials Testing and Inspection / 06-6631 / 746188 / \$31,860.00

Section 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0988-2010

Drafting Date: 06/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Resurfacing - Resurfacing 2010 Project 4 resurfacing project.

This project resurfaces 7 city streets and constructs 260 ADA curb ramps along those streets. The work consists of milling the existing pavement, overlaying with new asphalt concrete, replacing curb and sidewalk associated with installing ADA wheelchair ramps. Where warranted, the plans also call for areas of partial depth pavement reconstruction.

The estimated Notice to Proceed date is August 16, 2010. The contract length is 90 days from the Notice to Proceed date. The project was let by the Office of Support Services through vendor services. 5 bids were received on June 10, 2010 (5 majority) and tabulated on June 11, 2010 as follows:

| <u>Company Name</u> | <u>Bid Amt</u> | <u>City/State</u> | <u>Majority/MBE/FBE</u> |
|-------------------------------------|----------------|-------------------|-------------------------|
| Kokosing Construction Company, Inc. | \$4,410,060.96 | Columbus, OH | Majority |
| Decker Construction. | \$4,458,501.15 | Columbus, OH | Majority |
| Strawser Paving Company, Inc. | \$4,530,387.00 | Columbus, OH | Majority |
| Shelly and Sands, Inc. | \$4,569,290.36 | Columbus, OH | Majority |
| The Shelly Company | \$5,014,650.00 | Columbus, OH | Majority |

Award is to be made to Kokosing Construction Company, Inc., as the lowest, best, most responsive and most responsible bidder.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Kokosing Construction Company, Inc.

2. CONTRACT COMPLIANCE

Kokosing Construction Company, Inc.'s contract compliance number is 311023518 and expires 3/3/12.

3. FISCAL IMPACT

This project is budgeted within the 2010 Capital Improvement Budget. This expense can be accommodated within the Streets and Highways G.O. Bonds Fund, Resurfacing - Resurfacing 2010 Project 4 project, by appropriating and transferring \$4,851,067.00 within the Special Income Tax Fund. This funding method is a temporary measure and this amount will be restored to the Special Income Tax Fund subsequent to the next note/bond sale for the Division of Design and Construction Capital Improvement Projects.

Bonds have yet to be sold for the whole project, necessitating a certification of \$4,851,067.00 against the Special Income Tax Fund. Upon sale of bonds, this will be reimbursed.

4. EMERGENCY DESIGNATION

Emergency action is requested for this project in order to to maintain an accelerated project schedule.

TitleTo authorize the Director of Public Service to enter into a contract with Kokosing Construction Company, Inc.; and to provide for the payment of inspection services, in connection with the Resurfacing 2010 Project 4 Project; to authorize and direct the City Auditor to transfer \$4,851,067.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$4,851,067.00 within the Streets and Highways G.O. Bonds Fund; and to authorize the expenditure of \$4,851,067.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$4,851,067.00)

roadways within the City of Columbus; and

WHEREAS, it is necessary to enter into contract to provide for the rehabilitation of these City streets as part of the Resurfacing 2010 Project 4 project; and

WHEREAS, bids were received on June 10, 2010, and tabulated on June 11, 2010, for the Resurfacing 2010 - Project 4 project and a satisfactory bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount which the city will issue to finance this project is presently expected not to exceed \$4,851,067.00; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that the funding should be authorized immediately to maintain an accelerated project schedule, thereby preserving the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and is hereby authorized to enter into contract with Kokosing Construction Company, Inc., 886 McKinley Avenue, Columbus, Ohio, 43222 for the construction of the Resurfacing 2010 Project 4 project in the amount of \$4,410,060.96 or so much thereof as may be needed, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$441,006.04.

Section 2. The sum of \$4,851,067.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 3. That the City Auditor is hereby authorized to transfer said funds to the Streets and Highways G.O. Bonds Fund, 704, at such time as it is deemed necessary by the City Auditor and to expend said funds or so much thereof as may be necessary.

Section 4. That \$4,851,067.00 is hereby appropriated within Fund 704, the Streets and Highways G.O. Bonds Fund, Dept-Div. 59-12, Division of Design and Construction, Object Level One Code 06, Object Level Three Code 6631, OCA Code 742855 and Project 530282-100055 for the Resurfacing 2010 - Project 4 for the Division of Design and Construction.

Section 5. That the monies appropriated in the foregoing Section 4 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 6. That upon obtaining other funds for this capital improvement, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount to repay the Special Income Tax Fund the amount transferred under Section 3 above.

Section 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract(s) or contract modification(s) associated with the expenditure of the funds transferred under Section 3 above.

Section 8. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$4,851,067.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

Section 9. All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

Section 10. That for the purpose of paying the cost of the contract and inspection, the sum of \$4,851,067.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704 for the Division of Design and Construction, Dept.-Div. 59-12, OCA Code 742855, O.L. 01-03 06-6631 and project 530282-100055.

Section 11. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0989-2010

Drafting Date: 06/22/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Resurfacing - Resurfacing 2010 Project 5 resurfacing project.

This contract repairs and resurfaces thirty-six (36) city streets and constructs 335 ADA curb ramps along those streets. The work consists of milling the existing pavement, overlaying with new asphalt concrete, minor curb replacement, and replacing curb and sidewalk associated with installing ADA wheelchair ramps. Where warranted, the plans also call for areas of full depth pavement repair.

The estimated Notice to Proceed date is August 8, 2010. The contract length is 120 days from the Notice to Proceed date. The project was let by the Office of Support Services through vendor services. 4 bids were received on June 17, 2010 (4 majority) and tabulated on June 18, 2010 as follows:

| <u>Company Name</u> | <u>Bid Amt</u> | <u>City/State</u> | <u>Majority/MBE/FBE</u> |
|---------------------|----------------|-------------------|-------------------------|
|---------------------|----------------|-------------------|-------------------------|

| | | | |
|-------------------------------------|----------------|--------------|----------|
| Shelly and Sands, Inc. | \$3,668,226.33 | Columbus, OH | Majority |
| Strawser Paving Company, Inc. | \$3,720,634.07 | Columbus, OH | Majority |
| Decker Construction. | \$4,113,078.81 | Columbus, OH | Majority |
| Kokosing Construction Company, Inc. | \$4,139,514.01 | Columbus, OH | Majority |

Award is to be made to Shelly and Sands, Inc., as the lowest, best, most responsive and most responsible bidder.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Shelly and Sands, Inc.

2. CONTRACT COMPLIANCE

Shelly and Sands, Inc's contract compliance number is 314351261 and expires 2/26/12.

3. FISCAL IMPACT

This project is budgeted within the 2010 Capital Improvement Budget. This expense can be accommodated within the Streets and Highways G.O. Bonds Fund, Resurfacing - Resurfacing 2010 Project 5 project, by appropriating and transferring \$4,035,049.00 within the Special Income Tax Fund. This funding method is a temporary measure and this amount will be restored to the Special Income Tax Fund subsequent to the next note/bond sale for the Division of Design and Construction Capital Improvement Projects.

Bonds have yet to be sold for the whole project, necessitating a certification of \$4,035,049.00 against the Special Income Tax Fund. Upon sale of bonds, this will be reimbursed.

Title To authorize the Director of Public Service to enter into a contract with Shelly and Sands, Inc.; and to provide for the payment of inspection services, in connection with the Resurfacing 2010 Project 5 project; to authorize and direct the City Auditor to transfer \$4,035,049.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$4,035,049.00 within the Streets and Highways G.O. Bonds Fund; and to authorize the expenditure of \$4,035,049.000 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$4,035,049.00)

Body **WHEREAS**, the Division of Design and Construction is responsible for the construction and rehabilitation of roadways within the City of Columbus; and

WHEREAS, it is necessary to enter into contract to provide for the rehabilitation of these City streets as part of the Resurfacing - Resurfacing 2010 Project 5 project; and

WHEREAS, bids were received on June 17, 2010, and tabulated on June 18, 2010, for the Resurfacing - Resurfacing 2010 Project 5 project and a satisfactory bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount which the city will issue to finance this project is presently expected not to exceed \$4,035,049.00; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that the funding should be authorized immediately to maintain an accelerated project schedule, thereby preserving the public

health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and is hereby authorized to enter into contract with Shelly and Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio 43223 for the construction of the Resurfacing - Resurfacing 2010 Project 5 project in the amount of \$3,668,226.33 or so much thereof as may be needed, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$366,822.67.

Section 2. The sum of \$4,035,049.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 3. That the City Auditor is hereby authorized to transfer said funds to the Streets and Highways G.O. Bonds Fund, 704, at such time as it is deemed necessary by the City Auditor and to expend said funds or so much thereof as may be necessary.

Section 4. That \$4,035,049.00 is hereby appropriated within Fund 704, the Streets and Highways G.O. Bonds Fund, Dept.-Div. 59-12, Division of Design and Construction, Object Level One Code 06, Object Level Three Code 6631, OCA Code 742856 and Project 530282-100056 for the Resurfacing - Resurfacing 2010 Project 5 for the Division of Design and Construction.

Section 5. That the monies appropriated in the foregoing Section 4 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 6. That upon obtaining other funds for this capital improvement, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount to repay the Special Income Tax Fund the amount transferred under Section 3 above.

Section 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract(s) or contract modification(s) associated with the expenditure of the funds transferred under Section 3 above.

Section 8. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$4,035,049.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

Section 9. All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

Section 10. That for the purpose of paying the cost of the contract and inspection, the sum of \$4,035,049.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704 for the Division of Design and Construction, Dept.-Div. 59-12, OCA Code 742856, O.L. 01-03 06-6631 and project 530282-100056, Resurfacing - Resurfacing 2010 Project 5.

Section 11. That the City Auditor is authorized to make any accounting changes to revise the funding source for all

contracts or contract modifications associated with this ordinance.

Section 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0990-2010

Drafting Date: 06/23/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation1. BACKGROUND

The City of Columbus, Department of Public Service, received a request from State Automobile Mutual Insurance Company asking that the City sell the right-of-way identified as the north-south alley, east of Washington Avenue, between East Broad and Capital Streets. Transfer of this right-of-way will allow for the construction of improved parking facilities. Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that the City will not be adversely affected by the transfer of this right-of-way. The Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for this right-of-way. A value of \$56,250.00 was established for this right-of-way. After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to State Automobile Mutual Insurance Company for \$56,250.00.

2. FISCAL IMPACT

The City will receive a total of \$56,250.00 that will be deposited in Fund 748, Project 537650, as consideration for the transfer of the requested right-of-way.

3. EMERGENCY JUSTIFICATION

Emergency action is requested to allow this transfer to occur as soon as possible, thereby allowing State Automobile Mutual Insurance Company to complete their transfer and allow State Automobile Mutual Insurance Company to proceed with construction plans without further delay in order to avoid incurring additional costs that would place strain on the project budget.

Title

To authorize the Director of the Department of Public Service to execute those documents required to transfer the north-south alley, east of Washington Avenue, between East Broad and Capital Streets, to State Automobile Mutual Insurance Company; and to declare an emergency.

Body

WHEREAS, the City of Columbus, Department of Public Service, received a request from State Automobile Mutual Insurance Company, asking that the City transfer the north-south alley, east of Washington Avenue, between East Broad and Capital Streets, to them; and

WHEREAS, acquisition of the right-of-way will allow State Automobile Mutual Insurance Company to construct improved parking facilities on property that is currently owned by State Automobile Mutual Insurance Company; and

WHEREAS, per current practice, comments were solicited from interested parties, including City agencies, private utilities and applicable area commissions, before it was determined that the City will not be adversely affected by the transfer of this right-of-way to State Automobile Mutual Insurance Company; and

WHEREAS, the Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for this right-of-way; and

WHEREAS, a value of \$56,250.00 was established for this right-of-way; and

WHEREAS, the Land Review Commission voted to recommend that the above referenced right-of-way be transferred to State Automobile Mutual Insurance Company for the amount of \$56,250.00; and now therefore

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director to execute those documents which will provide for immediate transfer of the north-south alley, east of Washington Avenue, between East Broad and Capital Streets to State Automobile Mutual Insurance Company, thereby allowing proposed construction to proceed without delay and preserving the public health, peace, property, safety and welfare now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Service be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to State Automobile Mutual Insurance Company; to-wit:

Situated in the State of Ohio, County of Franklin, City Of Columbus, being all in a 15 wide alley as shown on Danforth E. Ball's Heirs Subdivision of Outlot 65 and the north part of Outlot 64 as the same is numbered and delineated upon the record plat of record in Plat Book 1, Page 334, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning at a MAG nail set at the northeast corner of Lot 4 of said Subdivision and at the intersection of the south Right of Way line of East Broad Street (120 feet wide) with the west Right of Way line of said Alley;

Thence, across said Alley, North 89° 56' 04" East, 15.00 feet to an iron pipe set at the northwest corner of Lot 5 of said Subdivision and at the intersection of the south Right of Way line of said East Broad Street and the east Right of Way of said Alley;

Thence, along the east Right of Way line of said Alley and the west line of said Lot 5, SOUTH, 187.50 feet to a MAG nail set at the southwest corner of said Lot 5 and at the intersection of the north Right of Way line of East Capital Street (30 feet wide; formerly Centre Alley);

Thence, across said Alley, South 89° 56' 04" West, 15.00 feet to a point at the southeast corner of said Lot 4 and the intersection of the north Right of Way line of said East Capital Street with the west Right of Way line of said Alley (passing the face of a two story block building at 14.88 feet);

Thence, along the west Right of Way line of said Alley and the east line of said Lot 4 NORTH, 187.50 feet to the place of beginning CONTAINING 0.065 ACRES. Iron pipes set are 30" x 1" O.D. with orange plastic caps inscribed P.S. 6579, unless otherwise noted. The foregoing description was prepared from actual field measurements in accordance with Chapter 4733-37 Ohio Administrative Code by Joseph P. Myers, Registered Professional Surveyor Number 7361, in January 2010. Basis of bearings is the west line of said 15 foot wide Alley assumed as NORTH.

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

Section 3. That the \$56,250.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0991-2010

Drafting Date: 06/23/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Fire Turnout Gear Cleaning and Repair Services for the Fire Division. These services are necessary in order to maintain and repair Fire Division gear and to remain in compliance with the NFPA 1851 (Standard on Selection, Care and Maintenance of Protective Ensembles for Structural Fire Fighting and Proximity Fire Fighting). The term of the proposed option contract would be three (3) years, with the option to extend the contract for two (2) additional one-year periods if mutually agreed upon. The initial term of the contract is through March 31, 2013. The Purchasing Office opened formal bids on February 25, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation SA003493. Sixty-two (62) bids were solicited (MBR: 2; F1: 1). Six (6) bids were received.

The Purchasing Office is recommending award of the contract to the lowest, responsive, responsible and best bidder:

Pro Protection Group, LLC dba Phoenix Safety, CC#412241348 (Expires February 24, 2012), \$1.00, All Items.

Total Estimated Annual Expenditure: \$250,000.00

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The Fire Division will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into contract for the option to purchase Fire Turnout Gear Cleaning and Repair Services with Pro Protection Group, LLC, 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).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on February 25, 2010 and selected the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, because the Fire Turnout Gear Cleaning and Repair Services are needed to remain in compliance with NFPA 1851 and keep current Turnout Gear serviceable, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fire Division in that it is immediately necessary to enter into a contract for an option to purchase the Fire Turnout Gear Cleaning and Repair Services, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Fire Turnout Gear Cleaning and Repair Services for the Fire Division for the term ending March 31, 2013, with the option to extend the contract for two (2) additional one-year periods if mutually agreed upon, in accordance with Solicitation No. SA003493 as follows:

Pro Protection Group, LLC dba Phoenix Safety, All items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0993-2010

Drafting Date: 06/23/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to expend previously encumbered, but unspent funds, for lead hazard control projects in the Lead Safe Columbus program.

Lead Safe Columbus provides grants to qualified property owners in order to remove lead based hazards in owner and tenant occupied units. Funds are provided through the 2007 Lead Hazard Reduction Demonstration Grant received from the Office of Healthy Homes and Lead Hazard Control of the U.S. Department of Housing and Urban Development (HUD). Funds for projects are encumbered to include contingency. The \$66,561.33 represents unspent contingency funds and/or cancelled projects. These funds will increase the production of lead safe housing units and enable the program to meet the targets of the lead grant and comply with the Title X Federal regulations.

This legislation is submitted as an emergency to allow the program's activities to continue uninterrupted.

FISCAL IMPACT: Funds for this expenditure are provided through the 2007 Lead Hazard Reduction Demonstration Grant received from HUD.

Title

To authorize the Director of the Department of Development to expend \$66,561.33 for lead hazard control projects in the Lead Safe Columbus program; to authorize the expenditure of \$66,561.33 from the General Government Grant Fund; and to declare an emergency. (\$66,561.33)

Body

Whereas, the Director of the Department of Development desires to expend previously encumbered, but unspent funds, for lead hazard control projects in the Lead Safe Columbus program; and

Whereas, the Lead Safe Columbus program provides grants to qualified property owners in order to remove lead based paint hazards in owner and tenant occupied housing units; and

Whereas, the funds from the Lead Hazard Control Demonstration Grant must be expended in a timely manner; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to expend previously encumbered, but unspent funds for lead hazard control projects in the Lead Safe Columbus program, in order to preserve the public peace, health, safety, and welfare; and **NOW, THEREFORE**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

- Section 1.** That the Director of the Department of Development is hereby authorized to expend previously encumbered, but unspent funds, for lead hazard control projects in the Lead Safe Columbus program.
- Section 2.** That for the purpose as stated in Section 1, the expenditure of \$66,561.33 or so much thereof as may be necessary from the Department of Development, Housing Division, Department No. 44-10, Fund 220, Grant Number 447027, Object Level Three 5517, OCA Code 447027.
- Section 3.** That in the reasons stated in the preamble hereto, which is hereby made a part thereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0997-2010

Drafting Date: 06/23/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

This legislation authorizes the Director of the Department of Public Service to expend up to \$34,460.13 for utility relocation expenses in connection with the Arterial Street Rehabilitation - Parsons/Livingston Avenue improvement project. Utility relocations performed by private utility companies were a necessary part of the work for this project and the relocation expenses incurred by AT&T must now be paid. This legislation authorizes payment for completed utility relocation work based on an invoice received from AT&T in the amount of \$34,460.13.

The purpose of this public improvement project is to widen and improve Livingston Avenue from Ninth Street east to Ohio Avenue and to widen and improve Parsons Avenue from Jackson Street north to a point approximately 200 feet north of Kennedy Drive. This project includes full depth pavement replacement, installation of traffic medians and installation of upgraded tree lawns, street lighting, sidewalks and ADA compliant ramps.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against AT&T.

2. CONTRACT COMPLIANCE

AT&T's contract compliance number is 363258076 and expires 5/8/11.

3. FISCAL IMPACT

Funding for this project is available within the Streets and Highways G.O. Bonds Fund due to cancellation of encumbrances from completed projects. These Funds will be transferred from the Streets and Highways G.O. Bonds Fund to the Parsons/Livingston Grant within the Fed-State Highway Engineering Fund and appropriated and expended from there.

4. EMERGENCY DESIGNATION

Emergency action is requested to pay this utility for this invoice received at the earliest possible time to maintain proper

accounting practices.

TitleTo authorize the expenditure of \$34,460.13 or so much thereof as may be necessary for the payment of Utility Relocation expenses to AT&T for the Arterial Street Rehabilitation - Parsons/Livingston Avenue improvement project; to amend the 2010 CIB; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; to authorize the transfer of funds from the Streets and Highways G.O. Bonds Fund to the Fed-State Highway Engineering Fund; and to declare an emergency. (\$34,460.13)

Body**WHEREAS**, the City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the Arterial Street Rehabilitation - Parsons/Livingston Avenue improvement project; and

WHEREAS, the purpose of this project is to widen and improve Livingston Avenue from Ninth Street east to Ohio Avenue and to widen and improve Parsons Avenue from Jackson Street north to a point approximately 200 feet north of Kennedy Drive; and

WHEREAS, improvements contemplated by this project include full depth pavement replacement, installation of traffic medians and installation of upgraded tree lawns, street lighting, sidewalks and ADA compliant ramps; and

WHEREAS, an invoice has been received from AT&T for utility relocation expenses and it is necessary to provide payment at this time for these expenses; and

WHEREAS, this legislation authorizes the Director of Public Service to make payment to these utilities for the above described expenses; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction in that it is immediately necessary to authorize the expenditure of these funds to provide payment to AT&T at the earliest possible time for invoices received and to maintain proper accounting thereby preserving the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Service be and is hereby authorized to expend \$34,460.13, or so much thereof as may be necessary from the Fed-State Highway Engineering Fund to pay AT&T, 150 East Gay Street, Columbus, OH, 43215 for utility relocation work performed in connection with the Arterial Street Rehabilitation - Parsons/Livingston Avenue improvement project as follows.

Division of Design and Construction, Dept-Div 59-12

Fund / Project No. / Project / O.L. 03 Codes / OCA Code / Amount

765 / 598091-200000 / Parsons/Livingston / 06-6631 / 598091 / \$34,460.13

Section 2. That the 2010 CIB authorized within ordinance 0564-2010 be amended due to cancellations as follows:

Fund / Project Number / Project / Current CIB Amount / amendment amount / CIB amount as amended

704 / 590955-100000 / Operation Safewalks (Carryover) / \$0.00 (Carryover) / \$4,293.00 (Carryover) / \$4,293.00 (Carryover)

Section 3. That the 2010 CIB authorized within ordinance 0564-2010 be amended as follows:

Fund / Project Number / Project / Current CIB Amount / amendment amount / CIB amount as amended

704 / 530161-100000 / Roadway Improvements (Carryover) / \$31,681.00 (Carryover) / (\$31,681.00) (Carryover) / \$0.00 (Carryover)

704 / 590955-100000 / Operation Safewalks (Carryover) / \$4,293.00 (Carryover) / (\$2,780.00) (Carryover) / \$1,513.00 (Carryover)

704 / 530103-100035 / Arterial Street Rehabilitation - Parsons/Livingston (Carryover) / \$0.00 (Carryover) / \$34,461.00 (Carryover) / \$34,461.00 (Carryover)

Section 4. That the Transfer of cash and appropriation within and between the following funds be authorized as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100000 / Roadway Improvements / 06-6600 / 590046 / \$31,680.35

704 / 590955-100000 / Operation Safewalks. / 06-6600 / 591090 / \$2,779.78

Total Transfer From: \$34,460.13

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530103-100035 / Arterial Street Rehabilitation - Parsons/Livingston / 10-5501 / 740335 / \$34,460.13

Section 5. That the Transfer of monies between the following funds be authorized as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530103-100035 / Arterial Street Rehabilitation - Parsons/Livingston / 10-5501 / 740335 / \$34,460.13

Transfer To:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

765 / 598091-200000 / Parsons/Livingston / 80-0886 / 598091 / \$34,460.13

Section 6. That the sum of \$34,460.13 be and hereby is appropriated from the unappropriated balance of Fund 765, the Federal-State Highway Engineering Fund, and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 as follows:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

765 / 598091-200000 / Parsons/Livingston / 06-6600 / 598091 / \$34,460.13

Section 7. That the monies appropriated in the foregoing Section 6 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 8. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0998-2010

Drafting Date: 06/23/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance will authorize the Director of the Department of Technology to enter into a contract for annual fiber network and broadband access and related services, with The Ohio State University/Ohio Supercomputer Center (OSC); a

local non-profit educational institute (servicing grades K-12, colleges and universities) and is the provider of the State of Ohio's OSCnet (OARnet). OSCnet (OARnet) provides advanced technology; network linking communities, universities, and colleges; provides media and devices for Internet information transmission; supports education, research, health care and economic development programs throughout the state. For term contract years 2007 through 2009 City Council authorized Ordinance 0789-2007, passed on June 4, 2007; Ordinance 0757-2008, passed on June 9, 2008, and Ordinance 0470-2009 passed on May 4, 2009.

The agreement allows The Ohio State University/Ohio Supercomputer Center (non-profit organization) and the Department of Technology on behalf of the City of Columbus to work together to connect OSCnet's (OARnet) statewide network to the City's community fiber network; cables laid to provide connections for information transmission throughout communities. OSCnet (OARnet) provides Internet services to the City and provides access to broadband (a high speed telecommunication media or device used for information of data transmission) by utilizing existing fiber connectivity and resources.

Passage of this ordinance will provide for annual fiber network and broadband access and related services, with a coverage period from July 25, 2010 to July 24, 2011.

This ordinance requests approval to continue services provided by OSU/OSC and to waive the competitive bidding provisions of Columbus City Codes (329.06) to continue services with the existing company under this year's contract.

EMERGENCY: Emergency action is requested to ensure that the needed services are not delayed.

FISCAL IMPACT:

During fiscal years 2008 and 2009, funds in the amount of \$46,800.00 for each year were legislated and encumbered for same services. The funds for this year's contract, in the amount of \$31,200.00, with a coverage period of July 25, 2010 to July 24, 2011, are available within the Department of Technology's Information Services Fund.

CONTRACT COMPLIANCE: The Ohio State University/Ohio Supercomputer 31-6401599 (Non Profit Organization)

Title

To authorize the Director of the Department of Technology to enter into a contract with The Ohio State University/Ohio Supercomputer Center, for fiber network and broadband access and related services; to waive the competitive bidding provisions of Columbus City Codes; and to authorize the expenditure of \$31,200.00 from the Department of Technology's Information Services Fund; and to declare an emergency. (\$31,200.00)

Body

WHEREAS, this ordinance will authorize the Director of the Department of Technology to enter into a contract with The Ohio State University/Ohio Supercomputer Center (OSC); a local non-profit educational institute (servicing grades K-12, colleges and universities) and is the provider of the State of Ohio's OSCnet (OARnet); and

WHEREAS, this agreement allows The Ohio State University/Ohio Supercomputer Center and the Department of Technology on behalf of the City of Columbus to work together to connect OSCnet's (OARnet) statewide network to the City's community fiber network; cables laid to provide connections for information transmission throughout communities; and

WHEREAS, passage of this ordinance will provide for annual fiber network and broadband access and related services, with a coverage period from July 25, 2010 to July 24, 2011.

WHEREAS, this ordinance requests approval to continue services provided by OSU/OSC, and to waive the competitive bidding provisions of Columbus City Codes (Section 329.06); as it has been determined that OSU/OSC will enter into a contract with the Department of Technology, and

WHEREAS, as emergency exist in the usual daily operation of the Department of Technology in that it is immediately necessary to enter into a contract with The Ohio State University/Ohio Supercomputer Center, for fiber network and broadband access and related services, for the preservation of the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to enter into a contract with The Ohio State University/Ohio Supercomputer Center in the amount of \$31,200.00, for fiber network and broadband access and related services with a coverage period from July 25, 2010 to July 24, 2011.

SECTION 2: That the expenditure of \$31,200.00 or so much thereof as may be necessary is hereby authorized to be expended from:

**Div.:47-02|Fund:514|Sub fund: 001|OCA Code: 470206|Obj. Level 1:03|Obj. Level 3: 3367|
Amount: \$31,200.00**

SECTION 3: That the City Auditor is authorized to make any changes to revise the funding source for any contract or contract modifications associated with this ordinance

SECTION 4: That this ordinance authorizes a contract between OSU/OSC and the Department of Technology on behalf of the City of Columbus and to waive the competitive bidding provisions of Columbus City Codes (Section 329.06).

SECTION 5: That for the reasons stated in the preamble hereto, which is made part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0999-2010

Drafting Date: 06/23/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with PK Builders, LLC for various interior and exterior building renovations at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue. Due to budget constraints during the design and construction phase, these projects were omitted from the original specifications.

The contractor shall work from blueprints/drawings, follow all applicable building codes, provide options for project work, establish and keep schedules, and coordinate all activities with sub-contractors. The contractor shall install, repair, and renovate a variety of projects using various materials. The contractor will also install an art hanging system, install a rack for pamphlets and handouts, install office signage, install a doorbell for the receptionist, paint, complete tile work, install doorframes (metal and wood), install hardware, and complete carpentry work. The contractor will provide, coordinate, and oversee sub-contractors (plumbing, HVAC, electrical, etc.) as needed.

The bid was advertised by setting a pre-determined dollar value (\$60,000.00) and asking that the contractors bid hourly wages and a fixed percent mark up on materials, equipment rentals, and mileage charges.

The bids were evaluated using the following scenarios (various hourly wages including normal time, overtime and

weekend time, equipment rental percent mark up, materials percent mark up and mileage charge).

Formal bids were solicited and three companies submitted bids on June 9, 2010 as follows (0 MBE, 1 ^ FBE):

| | Hourly Wages (all trades) | Equipment Rental % Mark Up | Materials % Mark Up | Mileage Charge |
|---------------------|------------------------------|-------------------------------|------------------------|----------------|
| PK Builders, LLC. | \$450.64 | 0% | 10% | \$0.35 |
| Tyveco, Inc. | \$462.30 | 15% | 15% | \$0 |
| ^Bomar Construction | \$580.50 | 10% | 10% | \$0 |

The Office of Construction Management recommends the bid award be made to the most responsive, responsible, and best bidder PK Builders, LLC.

Emergency action is requested to ensure the contractor will be able to complete the renovations during the University's summer session while traffic is reduced in the facility.

PK Builders, LLC Contract Compliance No. 31-1630301, expiration date, June 19, 2011

Fiscal Impact: Funding for this project is available from Gov'l B.A.B's (Build America Bonds). The cost of this contract is \$60,000.00.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with PK Builders LLC, Inc. for various interior and exterior building renovations at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue; to authorize the City Auditor to transfer \$60,000.00 between projects in the Gov'l Build America Bonds; to amend the 2010 Capital Improvement Budget; to authorize the expenditure of \$60,000.00 from the Gov'l Build America Bonds; and to declare an emergency. (\$60,000.00)

Body

WHEREAS, it is necessary to accomplish various interior and exterior building renovations at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue; and

WHEREAS, PK Builders, LLC is the most responsive, responsible, and best bidder to complete various interior and exterior building renovations at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue; and

WHEREAS, it is necessary to transfer funds between projects within the Gov'l Build America Bonds to provide sufficient funds in the appropriate project area for this expense; and

WHEREAS, an emergency exists in the usual daily operations of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Director of Finance and Management to enter into a contract with PK Builders, LLC for various interior and exterior building renovations and repairs at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue, ensuring that the contractor will be able to complete the renovations during the university's summer session while traffic is reduced in the facility, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS;

SECTION 1. That the Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction Management with PK Builders, LLC for various interior and exterior building renovations at the Moody Hall Neighborhood Policing Center, 248 East Eleventh Avenue.

SECTION . 2 That the City Auditor is hereby authorized and directed to transfer funds within the Gov'l Build America Bonds as follows:

FROM:

Dept/Div: 45-51|Fund: 746|Project Number 570030-100120 |Project Name - Facility Renovations - Various |OCA Code 733030|Amount \$60,000

TO:

Dept/Div: 45-51|Fund: 746|Project Number 570030-100164 Project Name - OSU Sub. Various Improvements | OCA Code 763164|Amount \$60,000

SECTION 3. That the 2010 Capital Improvements Budget is hereby amended as follows:

Office of Construction Management 45-50

Project No. | Project Name | Current Authority | Revised Authority | Difference
570031-100120 Facility Renovations (Unvoted Carryover) |\$297,693| \$237,693| (\$60,000)
570030-100164 OSU Sub. Various Improvement (Unvoted Carryover) |\$0| \$60,000 |\$60,000

SECTION 4. That the expenditure of \$60,00.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-51
Fund: 746
Project: 570030-100164
OCA Code: 763164
Object Level: 06
Object Level 3: 6620
Amount \$60,000.00

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1001-2010

Drafting Date: 06/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the purchase of 91 Microsoft Office Standard and 120 Microsoft Office Professional 2010 licenses from Software House International for \$59,784.09 from the Public Health Emergency Preparedness/Public Health Emergency Response grant for the period ending July 30, 2010.

The primary objective of the Public Health Emergency Preparedness/Public Health Emergency Response program is to develop an infrastructure system to address terrorism and bioterrorism activities should they occur in central Ohio.

This ordinance is submitted as an emergency to allow for the completion of this purchase by the grant ending date of July 30, 2010.

FISCAL IMPACT: The funds to purchase this software are budgeted and available in the Health Department Grants Fund, Public Health Emergency Preparedness/Public Health Emergency Response Grant, Fund 251.

Contract Compliance:

Software House International Inc. (SHI) CC#22-3009648 Expiration Date: 11/16/2011

Title

To authorize the Director of the Department of Finance and Management to establish a purchase order for the purchase of 91 Microsoft (MS) Office Standard and 120 Microsoft Office Professional 2010 licenses from Software House International Inc. (SHI) from a State Contract; to authorize the expenditure of \$59,784.09 from the Health Department Grants Fund, and to declare an emergency. (\$59,784.09)

Body

WHEREAS, this legislation authorizes the Director of the Department of Finance and Management to establish a purchase order for 91 Microsoft Office Standard and 120 Microsoft Office Professional 2010 licenses from Software House International Inc. (SHI) utilizing a State Contract - #0A07004-2 which expires 6/30/2011; and,

WHEREAS, Columbus Public Health needs to purchase these software licenses in order to upgrade existing software licenses and maintain public health infrastructure in the event of a bioterrorist act in Central Ohio; and,

WHEREAS, the use of this Ohio Department of Administrative Services Cooperative Contract is authorized by Ordinance Number 582-87; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to purchase software licenses for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Department of Finance and Management is hereby authorized and directed to purchase 91 Microsoft Office Standard and 120 Microsoft Office Professional 2010 licenses for the period ending July 30, 2010.

SECTION 2. That the expenditure of \$59,784.09 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Division No. 50-01, Grant No. 509075, Object Level One 02, Object Level Three 3358, OCA Code 509078.

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1003-2010

Drafting Date: 06/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Martin Painting for the renovation and restoration of the plaster and wall treatments in City Council Chambers and stairwell to match the existing architectural design and colors at City Hall, 90 West Broad Street. The work is necessary in order to repair damage due to water intrusion and the general age of the

facility.

Bids were solicited and one company submitted a bid on June 11, 2010 as follows (0 MBE, 0 FBE):

| | |
|-----------------|-------------|
| Martin Painting | \$23,400.00 |
|-----------------|-------------|

The Facilities Management Division recommends the bid award be made to the most responsive and responsible bidder, Martin Painting.

Emergency action is requested to allow the contractor to complete the work during Council's August break, while traffic is minimal in the facility.

Fiscal Impact: This project is funded in the 2010 Capital Improvement Budget. However, bonds have yet to be sold for the whole project, necessitating a certification against the Special Income Tax Fund. Upon the sale of bonds, this will be reimbursed. The cost of this contract is \$23,400.00, plus \$10,000.00 contingency for a total of \$33,400.00. A contingency of \$10,000.00 is being included for potential or unforeseen issues.

Martin Painting Contract Compliance No. 31-0649396, expiration date October 20, 2010.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Martin Painting for the renovation and restoration of the plaster and wall treatments in City Council Chambers and stairwell at City Hall, 90 West Broad Street; to authorize and direct the City Auditor to transfer \$33,400.00 from the Special Income Tax Fund to the Construction Management Capital Improvements Fund; to authorize the appropriation of said funds in the Construction Management Capital Improvement Fund; to authorize the expenditure of \$33,400.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$33,400.00)

Body

WHEREAS, it is necessary to accomplish the renovation and restoration of the plaster and wall treatments in City Council Chambers and stairwell; and

WHEREAS, formal bids were solicited and one vendor responded; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, the transfer should be considered a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations the City will issue to finance this contract is presently not to exceed \$33,400.00; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as define in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"), and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary for the Finance and Management Director to enter into a contract with Martin Painting for the renovation and restoration of the plaster and wall treatments in City Council Chambers and stairwell at City Hall, 90 West Broad Street to allow the contractor to complete the work during Council's August break, while traffic is minimal in the facility, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director is authorized to enter into a contract on behalf of the Facilities

Management Division with Martin Painting for the renovation and restoration of the plaster and wall treatments in City Council Chambers and stairwell to match the existing architectural design and colors at City Hall, 90 West Broad Street.

SECTION 2. The sum of \$33,400.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Construction Management Capital Improvement Fund 733, at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That the amount of \$33,400.00 is hereby transferred and appropriated to the Office of Construction Management, 45-07, Construction Management Capital Improvement Fund, Fund 733, City Hall Ceiling Renovations 570031-100128, Object Level One 06, Object Level Three Code 6620, OCA Code 733000.

SECTION 5. That upon obtaining other funds for the renovation and restoration of the plaster and wall treatments at City Hall, 90 West Broad Street the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

SECTION 6. That the City Auditor is authorized to establish proper accounting project numbers and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred.

SECTION 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$33,400.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of the Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 8. All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

SECTION 9. That the expenditure of \$33,400.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-27
Fund: 733
Project: 570031-100128
OCA Code: 733000
Object Level: 06
Object Level 3: 6620
Amount \$33,400.00

SECTION 10. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contract or contract modifications associated with this ordinance.

SECTION 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1004-2010

Drafting Date: 06/24/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

This legislation will authorize the City Auditor to enter into contract for professional auditing services for the audits of 11 of the City's subgrantees having a total of 28 contracts, totaling more than \$1,119,000. The subgrantee contracts are funded from various federal, state, and city revenues. Audit costs for these 28 contracts will be \$20,340.00.

On June 1, 2010, after publicly advertising for such, one proposal was received. After review of said proposal, the firm of Premier Accounting Solutions, Inc., Certified Public Accountants was chosen to perform the aforementioned audits. The EEO number for said vendor is 030398447.

FISCAL IMPACT:

Funds for these audits are presently budgeted in the City Auditor's operating budget. General Fund 010. I ask for and recommend the passage of this ordinance.

Title

To authorize and direct the City Auditor to contract for professional auditing services with Premiere Accounting Solutions, Inc., CPA's, for the audits of 11 of the City's subgrantees having a total of 28 contracts, totaling more than \$1,119,000, and to authorize the expenditure of \$20,340.00 and to declare an emergency. (\$20,340.00)

Body

Whereas, the City of Columbus performs numerous social services via third party contractors, and

Whereas, these services are funded by federal, state and city funds, and at times a combination thereof, and

Whereas, for the period ending June 30, 2010, there are 11 agencies administering 28 City contracts totaling in excess of 1,119,000, and

Whereas, the City Auditor anticipates awarding a professional service contract for auditing services of subrecipients of the City's grants, and

Whereas, the City does not now, nor has it ever, maintained the quantity of staff necessary to perform such audits, and

Whereas, these services are required annually and will be required annually in the future, and

Whereas, the City Auditor believes contracting for these services is most cost effective for the City, and

Whereas, it is necessary to contract for professional auditing services for the audits of 11 of the City's subgrantees having a total of 28 contracts, totaling more than \$1,119,000, and

Whereas, an emergency exists in the usual daily operation of the City Auditor's office, in that it is immediately necessary to enter into contract with Premier Accounting Solutions, Inc., CPA's for the preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor be and hereby is authorized and directed to contract for professional auditing services pursuant to Section 328.11 of the Columbus City Code with the firm of Premiere Accounting Solutions, Inc., CPA's.

Section 2. Premiere Accounting Solutions, Inc. will audit 11 of the City's subgrantees having a total of 28 contracts, totaling more than \$1,119,000. The subgrantee contracts are funded from various federal, state, and city revenues.

Section 3. That the expenditure of \$20,340.00 or as much thereof as may be necessary, be authorized from General

Fund 010, Department 22-01, Object Level 3325, OCA 220129, for the purpose of engaging one (1) certified public accounting firm to perform such audits.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1008-2010

Drafting Date: 06/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this ordinance is to give the Director of the Department of Development the authority to enter into an agreement of understanding with Wagenbrenner Development, Inc. in conjunction with a Clean Ohio Revitalization Fund Round 9 grant application, of up to \$3 million, and to authorize the Columbus Department of Development to submit an application to the Ohio Department of Development for site cleanup at the former 3M site (aka, former Auld site) at 1206 N. Fourth St. in the Weinland Park Neighborhood of Columbus. An agreement of understanding, along with this ordinance, is required for the application of Clean Ohio grant funds.

The former 3M site was used for metal finishing operations from 1920 to 2000 when operations closed. It has remained vacant since 2000 and, since that time, has been a blighting influence in the Weinland Park Neighborhood of Columbus. The site consists of vacant industrial buildings on 3.4 acres. It was recently acquired by Wagenbrenner Development, Inc. who plans to invest approximately \$24 million to clean the site and construct a mixed use development of approximately 110 residential units with street level commercial space, which is consistent with the Weinland Park Development Plan.

Remediation activities will involve demolition and asbestos removal on site along with removal of various chemical contaminants.

The agreement of understanding sets forth the essential roles of both the developer and the Department of Development in undertaking site cleanup and subsequent redevelopment. The agreement of understanding does not subject the City to liability for any site contamination, which may exist at or near the redevelopment site.

This legislation is in follow-up to recent ordinances passed at Columbus City Council (Ordinances 0995-2009, 0030-2010 and 0544-2010) where authorization was approved to apply for the \$3million Clean Ohio Revitalization Fund grant in Round 7 and the application was subsequently withdrawn to do more site assessment at the request of the Ohio EPA. The Ohio Department of Development worked with the City to supply a Clean Ohio Assistance Fund grant of \$300,000 to conduct the additional assessment activities and those activities are now complete to position this application for a Round 9 Clean Ohio Revitalization Fund grant.

This legislation is submitted as an emergency to meet the Clean Ohio Program Round 9 grant application deadline of July 21, 2010.

FISCAL IMPACT: There are no costs to the City of Columbus associated with applying for Clean Ohio Round 9 grant funding. If the application is approved by the State, the City of Columbus will receive up to \$3 million in grant funding for environmental clean up at this site.

Title

To authorize and direct the Director of the Department of Development to enter into an agreement of understanding with Wagenbrenner Development, Inc. for the redevelopment of the former 3M site at 1206 N. Fourth St. in the Weinland Park

Neighborhood of Columbus and to submit an associated application for Round 9 grant funding of up to \$3 million to the Ohio Department of Development for cleanup at the site under the Clean Ohio Revitalization Fund Program; and to declare an emergency.

Body

WHEREAS, the State of Ohio, Clean Ohio Program will award up to \$3 million per project to communities throughout Ohio for the purpose of cleanup and redevelopment of contaminated or abandoned properties known as "brownfields"; and

WHEREAS, the City of Columbus contains brownfield properties which may qualify for Clean Ohio cleanup and redevelopment grant funding; and

WHEREAS, the Columbus Department of Development has been involved with brownfield redevelopment since 1999 through its administration of the Columbus Brownfields Redevelopment Program and its associated task force; and

WHEREAS, Clean Ohio grant funding will greatly complement the efforts of the Columbus Department of Development in helping to cleanup and redevelop brownfield properties in Columbus; and

WHEREAS, the Columbus Department of Development has identified a brownfield property which may be eligible for Clean Ohio Program Round 9 grant funding at the site formerly known as the 3M site in Weinland Park and Wagenbrenner Development, Inc. has agreed to partner with the City to clean up and redevelop the site for commercial and residential use; and

WHEREAS, an emergency exists in the usual daily operation of City Council in that it is immediately necessary to express its support for the application described herein in order to meet the Clean Ohio Program Round 9 grant application deadline of July 21, 2010, all for the preservation of public health, peace, property, safety and welfare; **Now, Therefore,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Columbus Department of Development is hereby authorized and directed to enter into an agreement of understanding with Wagenbrenner Development, Inc. for the redevelopment of the former 3M site at 1206 N. Fourth St. in the Weinland Park Neighborhood of Columbus and is authorized to submit an associated application for Round 9 grant funding, of up to \$3 million, to the Ohio Department of Development for cleanup at the site under the Clean Ohio Revitalization Fund Program.

Section 2. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Legislation Number: 1010-2010

Drafting Date: 06/24/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has been awarded a revenue contract from the Ohio Department of Health in an amount not to exceed \$33,375.00 to conduct investigations of smoking complaints during the period July 1, 2010 through June 30, 2011. Under this contract, the Ohio Department of Health will reimburse the Columbus Health Department for costs associated with the investigations of smoking complaints filed for violations of Chapter 3794 of the ORC.

Emergency action is requested in order to ensure timely reimbursement to the City.

FISCAL IMPACT: The Ohio Department of Health will reimburse the Health Department a maximum of \$33,375.00 for smoking investigations and the miscellaneous costs incurred from those investigations. The revenue will be deposited into the Health Special Revenue Fund.

Title

To authorize and direct the Board of Health to enter into a revenue contract from the Ohio Department of Health to conduct investigations of smoking complaints, in an amount not to exceed \$33,375.00, and to declare an emergency. (\$33,375.00)

Body

WHEREAS, the Ohio Department of Health has a need for smoking complaints investigations to be conducted on their behalf in accordance with Chapter 3794 of the Ohio Revised Code; and,

WHEREAS, the Ohio Department of Health intends to contract with the Columbus Health Department to conduct smoking complaints investigations during the period July 1, 2010 through June 30, 2011; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a revenue contract with the Ohio Department of Health for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a revenue contract not to exceed \$33,375.00 with the Ohio Department of Health to conduct smoking complaints investigations during the period July 1, 2010 through June 30, 2011.

SECTION 2. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1011-2010

Drafting Date: 06/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to modify a professional services contract on behalf of the Office of Construction Management with Bird Houk Collaborative for architectural and engineering services for the main electrical service and distribution upgrade at the Municipal Court Building, 375 South High Street.

Requests for Statements of Qualifications were available on February 16, 2007, and five firms submitted proposals on or before February 26, 2007. The original contract was authorized by Ordinance No. 1115-2007, passed July 9, 2007, for the production of detailed plans identified for Construction Management projects, the hosting of design meetings, preliminary construction and final cost estimates, master and operational plans, ensuring code compliance, bidding documents/plans, obtaining proper permit documents, and construction administration. This modification authorizes a contract modification in order to create the documents documents to rework the existing space around the existing switchgear room to facilitate the new equipment needed for the electrical service and distribution system.

This modification is necessary due to unforeseen circumstances surrounding the electrical feed. It is practical and cost effective for coordination and continuity of the project to use Bird Houk Collaborative for this modification. Selecting another architect at this point would lead to duplicated work and possibly mistakes. Therefore, it would not be in the best interests of the City to request qualifications for these ongoing professional services.

Emergency action is requested so that the necessary architectural and engineering services can be completed as soon as possible, thereby ensuring important electrical upgrades are not delayed.

Bird Houk Collaborative Contract Compliance No. 31-1366142; Expiration date November 11, 2011.

Fiscal Impact: This project is funded in the 2010 Capital Improvements Budget. However, bonds have yet to be sold for the whole project, necessitating a certification of \$48,500.00 against the Special Income Tax Fund. Upon sale of bonds, this will be reimbursed. This legislation authorizes the expenditure of \$48,500.00 or so much thereof, as may be necessary for this purpose. The original contract amount was \$500,000.00. The cost of this modification is \$48,500.00. The total cost of this contract is \$548,500.00.

Title

To authorize the Finance and Management Director to modify a professional services contract on behalf of the Office of Construction Management with Bird Houk Collaborative for architectural and engineering services for the main electrical service and distribution upgrade at the Municipal Court Building, 375 South High Street; to authorize and direct the City Auditor to transfer \$48,500.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the City Auditor to appropriate said funds within the Construction Management Capital Improvement Fund; to authorize the expenditure of \$48,500.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$48,500.00)

Body

WHEREAS, Ordinance No. 1115-2007, passed July 9, 2007, authorized the Finance and Management Director to enter into a contract with Bird Houk Collaborative for architectural and engineering consulting services at the Municipal Court Building, 375 South High Street; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations the City will issue to finance this contract is presently expected not to exceed \$48,500.00; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as define in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); and

WHEREAS, it is necessary to modify the contract with Bird Houk Collaborative for architectural and engineering services for the main electrical service and distribution upgrade at the Municipal Court Building, 375 South High Street; and;

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to modify a professional services contract on behalf of the Office of Construction Management with Bird Houk Collaborative for architectural and engineering services for the main electrical service and distribution upgrade at the Municipal Court Building, 375 South High Street, so that the necessary architectural and engineering services can be completed as soon as possible, thereby ensuring important electrical upgrades are not delayed, thereby preserving the public health, peace, property, safety, and welfare: now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director is authorized to modify a professional services contract on behalf of the Office of Construction Management with Bird Houk Collaborative for architectural and engineering services for the main electrical service and distribution upgrade at the Municipal Court Building, 375 South High Street.

SECTION 2. The sum of \$48,500.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Construction Management Capital Improvement Fund 733, at such time is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That the amount of \$48,500.00 is hereby transferred and appropriated to the Office of Construction Management, 45-07, Construction Management Capital Improvement Fund, Fund 733, Municipal Court Professional Services 570043-100008, Object Level One 06, Object Level Three Code 6620, OCA Code 733000.

SECTION 5. That upon obtaining other funds for the modification of a professional services contract for architectural and engineering services for the main electrical service and distribution upgrade, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

SECTION 6. That the City Auditor is authorized to establish the proper accounting project number and to make any accounting changes to review the funding any contract or contract modification associated with the expenditure of funds transferred.

SECTION 7. That the City intends this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$33,400.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen (18) months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of the Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 8. All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

SECTION 9. That the expenditure of \$48,500.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-27
Fund: 733
Project: 570043-100008
OCA Code: 733000
Object Level: 06
Object Level 3: 6620
Amount \$48,500.00

SECTION 10. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the mayor neither approves or vetoes the same.

Legislation Number: 1014-2010

Drafting Date: 06/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to modify a contract with Kone, Inc. for the maintenance and service of the elevators in various City facilities under the purview of the Facilities Management Division. The original contract was authorized by City Council through Ordinance No. 1230-2008, passed July 21, 2008, in the amount of \$141,000.00, and had five one-year renewal options. The second and most recent renewal was authorized by Ordinance No. 0668-2010, passed May 24, 2010, in the amount of \$158,800.00.

This proposed contract modification provides funding for the renovation of three passenger elevator cabs and one prisoner elevator cab at the Central Safety Building, 120 Marconi Boulevard. The current elevator cabs are original to the building and are in poor condition. The work shall include, but is not limited to, removal of existing cab interior walls as necessary, installation of new cab rear wall and side walls (with the exception of the prisoner wall, which would be one side wall only), testing, and return to service.

These problems were not foreseen in awarding the original contract to Kone, Inc. Per the terms of that contract, when unforeseen elevators issues arise, Kone, Inc. is to give the City of Columbus an estimate of how many hours the job will require, and the City may modify the contract amount to accommodate the new repairs. Per that contract, the Facilities Management Division is recommending that the contract be modified to include this repair. Therefore, this ordinance will allow the Finance and Management Director to modify and increase the contract with Kone, Inc. by \$67,452.00 so that other necessary services within the contract are not delayed. The price per hour is based on the contract terms, while the estimated hours are based on negotiation between Kone, Inc. and the City.

Emergency action is requested so that required maintenance and services on these elevators is not delayed, thereby protecting the safety of elevator users.

Fiscal Impact: The cost of this modification is \$67,452.00. The total cost of the contract, including the original and all other renewals and modifications, is thereby increased to \$612,555.00. Funding for this modification is available in the Gov'l B.A.B. (Build America Bonds) Fund.

Kone, Inc. Contract Compliance No. 36-2357423, expiration date May 27, 2012.

Title

To authorize the Finance and Management Director to modify and increase a contract with Kone, Inc. for elevator cab renovations at the Central Safety Building, 120 Marconi Boulevard; to authorize the expenditure of \$67,452.00 from the Gov'l B.A.B. (Build America Bonds) Fund; and to declare an emergency.

Body

WHEREAS, Ordinance No. 1230-2008, passed by City Council on July 21, 2008 in the amount of \$141,000.00, authorized the original elevator maintenance and service contract; Ordinance No. 0668-2010, passed May 24, 2010 in the amount of \$158,800.00, authorized the second renewal of the contract; and

WHEREAS, it is necessary for the Finance and Management Director to modify and increase said contract with Kone, Inc. for elevator cab renovations at the Central Safety Building, 120 Marconi Boulevard; and

WHEREAS, an emergency exists in the usual daily operations of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to modify and increase a contract with Kone, Inc. for elevator cab renovations at the Central Safety Building, 120 Marconi Boulevard, so that required maintenance and service on elevators is not delayed, thereby protecting the safety of elevator

users as well as the public health, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director is hereby authorized to modify and increase a contract with Kone, Inc. for elevator cab renovations at the Central Safety Building, 120 Marconi Boulevard.

SECTION 2. That the expenditure of \$67,452.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03
Fund: 746
Project: 330021
OCA Code: 701321
Object Level: 06
Object Level 3: 6620
Amount: \$67,452.00

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1015-2010

Drafting Date: 06/24/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

..Explanation1. BACKGROUND:

The City of Columbus performs rehabilitation activities to existing City-owned bridges in order to prolong the life of the bridges and minimize maintenance/rehabilitation costs. This legislation authorizes the Director of Public Service to enter into a contract for the Bridge Rehabilitation - Annual Citywide Contract Project 1 for the Division of Planning and Operations.

Work for this project includes routine rehabilitation to several bridges within the City. This work consists of but is not limited to crack sealing, concrete patching on all elements of a bridge, railing rehabilitation, epoxy injection, maintenance of traffic, concrete removal, asphalt overlays, sealing cracks in bridge decks and replacement of expansion joint seals.

The estimated Notice to Proceed date is August 9, 2010. Work is to be completed by November 19, 2010. The project was let by the Office of Support Services through vendor services. 4 bids were received on June 17, 2010 (4 majority) and tabulated on June 18, 2010 as follows:

| <u>Company Name</u> | <u>Bid Amt</u> | <u>City/State</u> | <u>Majority/MBE/FBE</u> |
|-------------------------------|----------------|-------------------|-------------------------|
| Double Z Construction | \$639,599.40 | Columbus, OH | Majority |
| Complete General Construction | \$736,292.70 | Columbus, OH | Majority |
| The Righter Company | \$751,665.20 | Columbus, OH | Majority |
| Lithko Restoration | \$923,514.68 | Columbus, OH | Majority |

Award is to be made to Double Z Construction, as the lowest, best, most responsive and most responsible bidder.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings

against Double Z Construction.

2. CONTRACT COMPLIANCE

Double Z Construction 's contract compliance number is 311788042 and expires 1/29/11

3. FISCAL IMPACT

The contract amount for this project will be \$869,565.00 based on the bid documents allowing the City to award a contract for an amount more or less than the amount bid using the bid prices. This ordinance authorizes the expenditure of \$1,000,000.00 for construction and inspection. Funding for this project is available due to cancellation of encumbrances from completed projects.

4. EMERGENCY DESIGNATION

Emergency action is requested so that this project can happen this construction season.

TitleTo authorize the Director of Public Service to enter into a contract with Double Z Construction; and to provide for the payment of inspection services, in connection with the Bridge Rehabilitation - Annual Citywide Contract Project 1 project; to amend the 2010 CIB; to authorize the transfer of cash and appropriation within the Streets and Highways G.O. Bonds Fund; and the Street and Highway Improvement Fund; and to authorize the expenditure of \$1,000,000.00 from the Streets and Highways G.O. Bonds Fund and the Street and Highway Improvement Fund; and to declare an emergency. (\$1,000,000.00)

BodyWHEREAS, the Division of Planning and Operations is responsible for performing rehabilitation activities to existing City-owned bridges in order to prolong the life of the bridges and minimize maintenance/rehabilitation costs; and

WHEREAS, it is necessary to enter into contract to provide for the rehabilitation of these City bridges as part of the Bridge Rehabilitation - Annual Citywide Contract Project 1 project; and

WHEREAS, bids were received on June 17, 2010, and tabulated on June 18, 2010, for the Bridge Rehabilitation - Annual Citywide Contract Project 1 project and a satisfactory bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations in that the funding should be authorized immediately to maintain the schedule of this project and to perform work this construction season, thereby preserving the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Service be and is hereby authorized to enter into contract with Double Z Construction, 2550 Harrison Road, Columbus, Ohio, 43204 for the construction of the Bridge Rehabilitation - Annual Citywide Contract Project 1 project in the amount of \$869,565.00 or so much thereof as may be needed, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$130,435.00.

Section 2. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended due to cancellation of encumbrances from completed projects as follows:

Fund/Project / Project Name /OCA/ Current / Change / Amended

704 / 530060-100000 / Neil Avenue Area Improvements / \$0.00 (Carryover) / \$117,070.00 (Carryover) / \$117,070.00 (Carryover)

704 / 530086-100000 / Miscellaneous Intersection Improvements / \$0.00 (Carryover) / \$24,357.00 (Carryover) / \$24,357.00 (Carryover)

704 / 530210-100000 / Curb Replacement / \$0.00 (Carryover) / \$31,512.00 (Carryover) / \$31,512.00 (Carryover)

704 / 530301-100000 / Bridge Rehabilitation / \$0.00 (Carryover) / \$16,889.00 (Carryover) / \$16,889.00 (Carryover)

Section 3. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended to provide sufficient authority for this project as follows:

Fund/Project / Project Name /OCA/ Current / Change / Amended

704 / 530060-100000 / Neil Avenue Area Improvements / \$117,070.00 (Carryover) / (\$117,070.00) (Carryover) / \$0.00 (Carryover)
704 / 530086-100000 / Miscellaneous Intersection Improvements / \$24,357.00 (Carryover) / (\$24,357.00) (Carryover) / \$0.00 (Carryover)
704 / 530210-100000 / Curb Replacement / \$31,512.00 (Carryover) / (\$31,512.00) (Carryover) / \$0.00 (Carryover)
704 / 530301-100000 / Bridge Rehabilitation / \$16,889.00 (Carryover) / (\$16,889.00) (Carryover) / \$0.00 (Carryover)
704 / 590955-100000 / Operation Safewalks / \$1,513.00 (Carryover) / (\$1,513.00) (Carryover) / \$0.00 (Carryover)
766 / 766999-100000 / Unallocated Balance / \$837,560.00 (Carryover) / (\$798,061.00) (Carryover) / \$39,499.00 (Carryover)
704 / 530301-100010 / Bridge Rehabilitation - Annual Citywide Contract Project 1 / \$0.00 (Carryover) / \$201,940.00 (Carryover) / \$201,940.00 (Carryover)
766 / 530301-100010 / Bridge Rehabilitation - Annual Citywide Contract Project 1 / \$0.00 (Carryover) / \$798,060.00 (Carryover) / \$798,060.00 (Carryover)

SECTION 4. That from the unappropriated monies in the Streets and Highway Improvement Fund, Fund 766, and from the monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$798,060.82 be and hereby is appropriated as follows, Object Level One Code 06, Object Level Three Code 6600, OCA 642728 and Project 766999.

Section 5. That the transfer of cash and appropriation within The Streets and Highways G.O. Bonds Fund, 704, be authorized as follows:

Transfer From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530060-100000 / Neil Avenue Area Improvements / 06-6600 / 591260 / \$117,069.75
704 / 530086-100000 / Miscellaneous Intersection Improvements / 06-6600 / 590122 / \$24,356.03
704 / 530210-100000 / Curb Replacement / 06-6600 / 591148 / \$31,512.00
704 / 530301-100000 / City Bridge Rehabilitation / 06-6600 / 704301 / \$16,888.69
704 / 540002-100000 / Bikeway Development / 06-6600 / 591088 / \$10,599.99
704 / 590955-100000 / Operation Safewalks / 06-6600 / 591090 / \$1,512.72
766 / 766999-100000 / Unallocated Balance / 06-6600 / 642728 / \$798,060.82

Transfer To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530301-100010 / Bridge Rehabilitation - Annual Citywide Contract Project 1 / 06-6600 / 743110 / \$201,939.18
766 / 530301-100010 / Bridge Rehabilitation - Annual Citywide Contract Project 1 / 06-6600 / 763110 / \$798,060.82

Section 6. That for the purpose of paying the cost of this contract and inspection, the sum of \$1,000,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704 and the Street and Highway Improvement Fund, No. 766 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530301-100010 / Bridge Rehabilitation - Annual Citywide Contract Project 1 / 06-6600 / 743110 / \$201,939.18
766 / 530301-100010 / Bridge Rehabilitation - Annual Citywide Contract Project 1 / 06-6600 / 763110 / \$798,060.82

Section 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the

Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1016-2010

Drafting Date: 06/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: The Franklin County Public Defender Commission performs all the duties and responsibilities under Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code in providing legal counsel to indigent persons charged with criminal offenses. Since 1976, the City has contracted with the Commission to represent in the Franklin County Municipal Court all indigent persons (based on poverty guidelines as determined by the United States Department of Health and Human Services) charged with violations of an ordinance of the City of Columbus. Except for State-charged misdemeanors, the City funds the Municipal Unit while the Franklin County Commissioners fund the balance.

Award of this contract meets the procurement provisions of Chapter 329 of the Columbus City Codes, 1959.

Emergency action is requested since the start of this contract was January 1, 2010. Action prior to this date was not possible until the 2009 contract expenses had been reconciled.

FISCAL IMPACT: This contract is presented on an understanding that the total contract for services is \$4,103,405, of which the Franklin County Commissioners' portion is 56.75% and the City's portion is 43.25%. After 25% reimbursement from the State Public Defender Commission, it is expected that the net cost to the City will be \$1,153,570.00. In the event the actual State-charged misdemeanors differs from the estimate, and/or the State reimburses at a different rate, the contract may be amended upward or downward and the city may owe the County or be due reimbursement. A reconciliation will be done at year-end to determine the final charges.

This contract is a budgeted expense.

Title

To authorize the Director of the Department of Finance and Management to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses; to authorize the expenditure of \$1,153,570.00 from the General Fund; and to declare an emergency. (\$1,153,570.00)

BodyWHEREAS, The City of Columbus recognizes its responsibilities as defined in Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code to provide legal counsel to indigent persons charged with criminal offenses; and

WHEREAS, the City of Columbus in furtherance of the execution of its legal responsibilities, desires to provide such legal services to the City's indigent citizens and others so situated, and to do so in cooperation with the Franklin County Public Defender Commission; and

WHEREAS, this contract is presented on the understanding that the total contract for services is \$4,103,405.00 of which the Franklin County Commissioners' portion is 56.75% and the City's portion is 43.25%, and that after 25% reimbursement from the State Public Defender Commission, the net cost to the City will be \$1,153,570.00; and

WHEREAS, at the completion of the contract a reconciliation payment is made or received by the City based on actual expenditures vs. anticipated expenditures, actual State-charged misdemeanors vs. anticipated, and actual State Public Defender Commission reimbursement vs. anticipated reimbursements; and

WHEREAS, an emergency exists in the usual daily operation of government of the City of Columbus that it is immediately necessary to authorize a contract with the Franklin County Public Defender Commission in order to assure the continuity of legal services to indigent persons in Columbus thereby preserving the public peace, property, health, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Department of Finance and Management be and is hereby authorized to contract with the Franklin County Public Defender Commission of Columbus, Ohio for the period of January 1, 2010 through December 31, 2010.

SECTION 2. That the sum of \$1,153,570.00 be and hereby is authorized to be expended from the General Fund, Sub-Fund 01-100, Department of Finance and Management, Department 45-01, Object Level One 03, OCA Code 450015, Object Level Three 3337, to pay the cost thereof.

SECTION 3. That award of this contract meets the procurement provisions of Chapter 329 of the Columbus City Code, 1959.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1017-2010

Drafting Date: 06/25/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: The Fire Division has a need to purchase and replace turnout gear, which is used by Fire Fighters for safety and protection during emergency situations. This legislation authorizes the Finance and Management Director to issue a purchase order for turnout gear from an existing Universal Term Contract with Morning Pride Manufacturing, Inc.

Bid Information: A Universal Term Contract exists for these purchases; FL004632 expires 03/31/2013.

Contract Compliance: 311608763 - exp. 5/4/2011

Emergency Designation: Emergency action is requested to make funding immediately available for pending requests, as there is significant lead time for the purchase of turnout gear.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$175,000.00 from the 2010 Fire Division General Fund operating budget for the purchase of turnout gear from Morning Pride Manufacturing. The Fire Division budgeted \$400,000.00 in the 2010 General Fund operating budget, in addition to an amount in the transfer line for the recruit class that entered the academy in June, for the purchase of turnout gear and related uniform items such as gloves, boots, and helmets. The Fire Division has spent/encumbered \$278,445 on such items thus far in 2010. Approximately \$275,000 in 2009 and \$385,000 in 2008 was spent on the purchase of turnout gear and related gear.

TitleTo authorize and direct the Finance and Management Director to issue a purchase order for turnout gear for the Fire Division from an existing Universal Term Contract with Morning Pride Manufacturing, Inc., to authorize the expenditure of \$175,000.00 from the General Fund; and to declare an emergency. (\$175,000.00)

BodyWHEREAS, the Fire Division has a need to purchase turnout gear; and

WHEREAS, a Universal Term Contract established by the Purchasing Office exists for these purchases; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Fire, in that it is immediately necessary to purchase said turnout gear, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order for the purchase of turnout gear for the Fire Division in accordance with the existing Universal Term Contract established by the Purchasing Office with Morning Pride Manufacturing, Inc.

SECTION 2. That the expenditure of \$175,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Fund Budget, Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three 2222, OCA 301531.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1033-2010

Drafting Date: 06/28/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: In 1989 the City of Columbus executed a lease with Lobby Stores, Inc. dba Nielsen's Stores to provide prepared food, beverage and sundries for the occupants of and visitors to the Municipal Court Building located at 375 S. High Street. Lobby Stores sold its interest in Nielsen's to Economy Enterprise, Inc. and in 1994 the City entered into a two-year lease including five renewal terms, each renewal being two years in length, with Economy Enterprise, Inc. dba Nielsen's Stores, for the operation of a food and sundry store on the 9th floor of the Municipal Court Building and a coffee cart in the lobby. That lease expired in October 31, 2006 and the City and Economy Enterprise Inc. agreed to a month-to-month tenancy until such time that the City and Franklin County agreed on terms for the City's new lease of the Municipal Court Building and that a new lease could be negotiated for the Nielson's Store based upon the terms of the City's lease with the County.

Economy Enterprises, Inc. sold its interest in the Nielsen Stores operation at this location, to SON Capital Investments, LLC, an Ohio limited liability company (Compliance Number 271148226. The new owner assumed the month-to-month tenancy of Economy Enterprises, Inc. SON Capital Investments has been current in its payment of rent and has improved the operation and appearance of the store and coffee cart. The ownership has expressed a strong desire to remain in this location and to work cooperatively with the City to continue to enhance service to meet the needs of both the building staff and visitors. The City desires to execute a new lease agreement for the store and coffee cart with SON Capital Investments LLC.

This legislation authorizes the Director of Finance and Management to execute those documents necessary to enter into a

two year lease with SON Capital Investments, LLC, for a term beginning April 1, 2010 and ending March 31, 2012 to operate the food and sundry store located on the 9th floor and the beverage cart in the lobby of the Municipal Court Building located at 375 South High Street.

Fiscal Impact: This Lease will provide annual income to the City of \$6,800 in the first lease year, and \$7,200 for each subsequent year from base rent. Additional revenue may be generated by percentage rent based on all annual sales generated by the Lessee in excess of \$100,000.00.

Emergency Justification: Emergency action is requested to allow the provision of food, coffee, snacks and sundry services to the building to continue without interruption.

Title

To authorize the Director of Finance and Management to execute those documents necessary to enter into a lease agreement with SON Capital Investments, LLC, dba Nielsen's Stores, to operate a food and sundry store and coffee cart at 375 S. High Street; and to declare an emergency.

Body

WHEREAS, Economy Enterprises, Inc., dba Nielsen's Stores, has operated a food and sundry shop on the 9th floor, and a coffee cart in the lobby of the property located at 375 South High Street, Columbus, Ohio, 43215, and commonly known as the Municipal Court Building; and

WHEREAS, Economy Enterprise Inc.'s interest in the Nielsen's Store located at the Municipal Court Building was sold to SON Capital Investments, LLC; and

WHEREAS, the City, now desires to enter into a new lease with SON Capital Investments, LLC dba Nielsen's Stores for operation of the food and sundries store and coffee cart; and

WHEREAS, an emergency exists in the usual daily operations of the City that it is necessary for the Director of Finance and Management to immediately enter into a lease agreement with SON Capital Investments, LLC dba Nielsen's Stores so that the occupancy can be put under a lease to ensure the continued provision of services to the Municipal Court Building staff and visitor's thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance and Management be, and hereby is, authorized to execute those documents, as approved by the Department of Law, Division of Real Estate, necessary to enter into a lease by and between the City of Columbus, Ohio and SON Capital Investments, LLC, dba Nielsen's Stores, to operate the food and sundry store located on the 9th floor and a coffee cart, at 375 S. High Street.

SECTION 2. That the terms and conditions of this lease shall be in a form approved by the City Attorney's office and shall include the following: the lease shall have an initial term of two years commencing on April 1, 2010 and expiring on March 31, 2012, and the lease shall have a mutual option to renew for five (5) consecutive one-year renewal terms, provided that:

- i) Written notification of the renewal election is provided not less than 90 days in advance of the commencement of the renewal term, and
- ii) The Lessee is not in default of any terms and conditions of the lease, and
- iii) Such other terms and conditions as are required and/or approved by the City Attorney's Office.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval

by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1036-2010

Drafting Date: 06/29/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council, by Ordinance 0863-2007, passed June 11, 2007, authorized the City to enter into an Enterprise Zone Agreement (the Agreement) with DCT Mohawk, LLC (Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$6,115,000 investment in real property improvements and the creation of 20 permanent full-time jobs related to a 180,000 square foot expansion of their existing 350,000 square foot facility on parcel number 495-269365 at 6450 Lasalle Drive within the City of Columbus Enterprise Zone (Project). The Agreement was made and entered into to be effective November 7, 2007 (EZA# 023-07-06).

At the 2009 Columbus Tax Incentive Review Council (TIRC) held on August 18, 2009, the DCT Mohawk, LLC Enterprise Zone project was recommended to be continued as part of the Consent Agenda, as the project was in compliance as of December 31, 2008. The project was listed as a Future project on the Consent Agenda as the construction window was to be no later than the January 2009 to July 2009 time frame and the job creation window was the 2009 through 2011 time frame. As per the most recent reporting period ending December 31, 2009, Enterprise had not yet begun construction and no new jobs had been created. Enterprise has related through communication with the City that market conditions have resulted in the inability to initiate construction and begin new employment at this facility as per the Agreement, and that this time Enterprise has no immediate plans to do so. As the Agreement is now out of compliance both the City and Enterprise have agreed to dissolve the Agreement.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the 2010 TIRC.

FISCAL IMPACT: No funding is required for this legislation.

Title

To dissolve the Enterprise Zone Agreement with DCT Mohawk, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

Body

WHEREAS, the Columbus City Council approved the Enterprise Zone Agreement with DCT Mohawk, LLC (the "EZA") on June 11, 2007 by Ordinance No. 0863-2007 and entered into effective November 7, 2007; and

WHEREAS, the EZA grants DCT Mohawk, LLC a 75%/10-Year abatement on real property improvements; and

WHEREAS, the EZA requires DCT Mohawk, LLC to invest \$6,115,000 in real property improvements and create 20 new full-time jobs at an expanded facility at 6450 Lasalle Drive; and

WHEREAS, the Tax Incentive Review Council (the "TIRC") met on August 18, 2009 and it was reported then that the project was in compliance with the terms of the EZA as the project was considered to be a future project as of December 31, 2008 in that it was at that time still within the parameters of the construction and job creation time frames and as part of the Consent Agenda the project was recommended to be continued; and

WHEREAS, an analysis of the Report Year 2009 Annual Report submitted to the City by Enterprise during the most

recent reporting cycle indicated that the project had not yet begun in that construction had not been started and completed within the parameters of the EZA and no new jobs had been created; and

WHEREAS, the project is now out of compliance with the EZA and as the City and Enterprise have discussed the situation, Enterprise has indicated that due to market conditions it has no immediate plans to bring the project into compliance and both the City and Enterprise desire to dissolve the EZA; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on these agreements in order for this amendment to be legislated prior to the 2010 TIRC, all for the preservation of the public health, property, safety and welfare; **NOW, THEREFORE**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Columbus City Council hereby dissolves the DCT Mohawk, LLC Enterprise Zone Agreement as of December 31, 2009, with 2009 being the final reporting year.

Section 2. That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the DCT Mohawk, LLC Enterprise Zone Agreement.

Section 3. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1039-2010

Drafting Date: 06/29/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN010-002

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Washington Township. This ordinance is required by the Ohio Revised Code (ORC) as enacted by the General Assembly of the State of Ohio. An annexation petition has been filed with Franklin County for this property. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. Should the petition be approved by the County Commissioners, a second City ordinance accepting the annexation will be required to complete the annexation process. The time frames specified in the ORC require that this legislation be filed as emergency.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the city, annexation of land also has the potential to create revenue to the city.

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN10-002) of 3.3± acres in Washington Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed on behalf of Faye Bekheit and Sonia G, Bishara on June 28, 2010; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on August 3, 2010; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are located within the boundaries of the adopted Hayden Road Interim Development Plan; and

WHEREAS, the site is located in the Northwest Pay-As-We-Grow (PAWG) area and the funding mechanisms that were developed for that area will apply to this site, should it be developed; and

WHEREAS, parties are aware that an application to rezone the site for residential development will require the owner at the time of filing, to enter into a Memorandum of Understanding with the City obligating the property owner, or their successor, to participate in the PAWG funding arrangement with specific details to be developed at the time of development; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; **now, therefore,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the city of Columbus will provide the following municipal services for 3.3 ± acres in Washington Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

Sanitation: Residential refuse collection services will be available for residential uses upon annexation of the property. However, commercial uses are required to provide their own refuse collection.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to

Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: The site can be served by an existing twelve-inch water main located in Hayden Run Road.

Sewer:

Sanitary Sewer: The site can obtain sanitary sewer service from a mainline extension of record plan RP-11618, an 8-inch sewer situated approximately 350 feet northeast of subject property. In addition, it appears that a proposed mainline (per plan CC-15570) is in the process of being constructed to subject property. Once this proposed mainline sewer is approved for use the owner of subject property can obtain sewer service, however, permission to tap said sewer will be required at the time the sewer permit is obtained by licensed sewer contractor.

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development. All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 3.3 ± acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Washington Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Washington Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1045-2010

Drafting Date: 06/29/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN10-003

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Clinton Township. This ordinance is required by the Ohio Revised Code (ORC) as enacted by the General Assembly of the State of Ohio. An annexation petition has been filed with Franklin County for this property. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. Should the petition be approved by the County Commissioners, a second City ordinance accepting the annexation will be required. The time frames specified in the ORC require that this legislation be filed as emergency.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the city, annexation of land also has the potential to create revenue to the city.

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN10-003) of 1.326 ± acres in Clinton Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Clinton Township was duly filed on behalf of Goldenroot LLC, et al. on June 28, 2010; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on August 3, 2010; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority adopt an ordinance stating zoning buffering conditions; and

WHEREAS, the subject property and associated Right-of-Way proposed for annexation are located within the boundaries of the adopted Fifth by North West Neighborhood Plan and the existing and anticipated land use is consistent with Plan recommendations; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; **now, therefore,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the city of Columbus will provide the following municipal services for 1.326 ± acres in Clinton Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

Sanitation: Residential refuse collection services will be available for residential uses upon annexation of the property. However, commercial uses are required to provide their own refuse collection.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: The site will be served by the existing twenty-inch (20") water main located in Chambers Road.

Sewer:

Sanitary Sewer: There is no sewer currently available to serve the property without a mainline extension. The nearest available sewer appears to be approximately 635 feet east crossing Chambers Road just west of Virginia Avenue. An engineering assessment and plans will be required to evaluate sewer capacity. All costs related to accessing city sewer services are the responsibility of the owner/developer. Permission to tap the sewer is required.

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development. All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 1.326 ± acre site is annexed, and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Clinton Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Clinton Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1065-2010

Drafting Date: 07/01/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: In response to the housing mortgage crisis, the city of Columbus has been awarded \$22,845,495 of Neighborhood Stabilization Program (NSP) grant funds from the U.S. Department of Housing and Urban Development (HUD). The funds will provide for the purchase of foreclosed or abandoned properties, redevelopment, rehabilitation or demolition of these properties in order to stabilize neighborhoods and stem the decline of house values of neighboring homes. Ordinances 0234-2009 and 0136-2009 authorized the Land Redevelopment Office to acquire foreclosed-upon residential properties as proposed in the Neighborhood Stabilization Program Application. Authorization is now necessary to transfer properties acquired by the Land Redevelopment Office under both the NSP and under the Home Again Program to non-profit developers for NSP redevelopment projects. Five of the eighteen properties will be redeveloped with NSP funds for 25% set-aside for persons at or below 50% area median income.

Emergency action is requested to conform to deadlines established by HUD and to begin the redevelopment of properties as soon as possible.

Fiscal Impact: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 18 parcels of real property held in the Land Bank pursuant to the Land Reutilization Program and the Neighborhood Stabilization Program; and to declare an emergency.

Body

Whereas, ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the Neighborhood Stabilization Program application with HUD, and made a substantial amendment to the Consolidated Plan's

2008 Action Plan; and

Whereas, ordinances 0234-2009 and 0136-2009 authorized the Director of the Department of Development to acquire properties under the Neighborhood Stabilization Program and the expenditure of funds; and

Whereas, ordinance 0115-2007 authorized the transfer of properties acquired by the Affordable Housing Trust Corporation for Columbus and Franklin County and The City County Holding Company to the City of Columbus; and

Whereas, it is necessary to authorize the Development Director, or his designee, to execute any and all documents necessary for conveyance of title in order to convey properties under the NSP Program; and

Whereas, the matter herein constitutes an emergency in that it is immediately necessary to authorize the acquisition of properties and meet deadlines established by the NSP Program, all for the immediate preservation of the public health, peace, property, safety, and welfare; **Now, therefore;**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcels of real estate:

To: Hilltop Homes, LP

Project: Hilltop Homes, a 50% AMI project

Parcel Address

010-023622 75 N. Powell

010-020745 211 N. Terrace

010-078057 563 S. Wayne Ave

To: Community Development for All People

Project: Healthy Neighborhoods, Healthy Families

Parcel Address

010-001805 898 Heyl Ave.

010-053547 905 Heyl Ave.

010-006587 833-835 Heyl Ave.

010-049952 847-849 S. 18th St.

010-041242 853-855 S. 18th St.

010-030765 930-932 Carpenter St.

010-052905 841-843 Ann St.

To: Columbus Housing Partnership

Project: Whittier Landing, a 50% AMI project

Parcel Address

010-014811 785 S. 22nd St.

010-017742 834 Gilbert St.

To: City County Holding Company

Project: No Project Name

Parcel Address

010-040964 617-619 Gilbert St

010-004553 706 S. 22nd St.
010-009008 649 S. 22nd St.
010-047018 681 Gilbert Ave.
010-042356 711 S. 18th St.
010-049927 807 Ann St.

Section 2. That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

Section 3. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and the Neighborhood Stabilization Program, and hereby approves the same.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1079-2010

Drafting Date: 07/01/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Department of Public Safety, Division of Support Services, desires to relocate and consolidate its offices from two city-owned locations that no longer meet its needs. A building has been identified, known as 2512 Jackson Pike, located on City property currently under a ground lease with the Solid Waste Authority of Central Ohio (SWACO), that will meet the Division's current and future space needs. The building is new and was constructed on the City's land for RASTRA in 2008-2009 as part of SWACO's efforts to develop a "Green Business Park". RASTRA encountered financial difficulties and could not occupy the space which resulted in SWACO obtaining ownership. The building contains approximately 30,000 square feet of office and warehouse space and is accessible via SR 104 and I-71. SWACO is making the necessary tenant improvements to meet the City's requirements and the City will purchase the building upon completion of the construction of the tenant improvements. Prevailing wage will be paid for all constructed improvements made for the City's use.

This legislation authorizes the Director of Finance and Management, on behalf of the Department of Public Safety, to execute those documents necessary to purchase the building from SWACO and the constructed improvements in an amount not to exceed \$2,500,000.00 for all costs associated with the acquisition, including design, renovation, and construction services. This ordinance is presented as an emergency measure. In addition, this ordinance authorizes the Director of Finance and Management to enter into the Thirteenth Modification of the Lease and Transfer Agreement between the Solid Waste Authority of Central Ohio and the City of Columbus.

This ordinance also authorizes the appropriation and transfer of \$2,500,000.00 from the Special Income Tax Fund to the Public Safety Voted Bond Fund.

Fiscal Impact: The cost of this purchase is \$2,500,000. This amount is included in the 2010 Capital Improvement Budget, within the Safety Voted Bond Fund.

Emergency Justification: Emergency action is requested to allow this acquisition to proceed in agreement with the closing transaction deadlines and other terms of the purchase contracts, and to allow for construction to proceed allowing the property to be occupied by October 1, 2010.

Title

To authorize the Director of Finance and Management, on behalf of the Department of Public Safety, to execute those documents necessary to purchase that building, known as 2512 Jackson Pike, from the Solid Waste Authority of Central Ohio for the relocation of the Department of Public Safety Division of Support Services, to authorize and direct the City Auditor to appropriate and transfer \$2,500,000.00 from the Special Income Tax Fund to the Public Safety Voted Bond Fund; to authorize the City Auditor to appropriate \$2,500,000.00 within the Safety Voted Bond Fund; to authorize the expenditure of up to 2,500,000.00 from the Safety Bond Fund, to authorize the Director of Finance and Management to enter into the Thirteenth Modification of the Lease and Transfer Agreement between the Solid Waste Authority of Central Ohio and the City of Columbus; and to declare an emergency (\$2,500,000.00).

Body

WHEREAS, the City of Columbus, desires to enter into a purchase contract, between the City and to purchase that building commonly known as 2512 Jackson Pike; and

WHEREAS, the Department of Public Safety, Division of Support Services occupies office space in city-owned buildings, that no longer meet its needs and space requirements; and

WHEREAS, the new building consists of approximately 30,000 square feet of office and warehouse space and ample paved parking; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance the purchase of this building is presently expected not to exceed \$2,500,000.00; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); and

WHEREAS, it is necessary to modify various provisions of the Lease and Transfer Agreement between the City and the Solid Waste Authority of Central Ohio to reflect the removal of this building from the ground lease and provide City access to the building in order to complete the transfer of the ownership of the building; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of Finance and Management, on behalf of the Department of Public Safety, to execute those documents necessary to purchase that building commonly known as 2512 Jackson Pike from the Solid Waste Authority of Central Ohio, and to expend up to \$2,500,000.00 for costs associated with said acquisition for the immediate preservation of the public health, peace, property and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Finance and Management, on behalf of the Department of Public Safety be, and hereby is, authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary for the purchase of that building commonly known as 2512 Jackson Pike, Columbus, Ohio.

SECTION 2. That the sum of \$2,500,000.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Safety Voted Bond Fund 701, at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That the amount of \$2,500,000.00 is hereby transferred and appropriated to the Department of Public Safety, Division of Support Services 30-02, Fund 701, New Support Services Complex 320017-100001, Object Level Three Code 6603, OCA Code 711702.

SECTION 5. That the expenditure of \$2,500,000.00, or so much thereof as may be necessary, be and the same is hereby authorized as follows;

Dept./Div.: 30-02
Fund: 701
Project: 320017-100001
OCA Code: 711702
Object Level Three: 6603

SECTION 6. That upon obtaining other funds for the acquisition of 2512 Jackson Pike, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3, above, and said funds are hereby deemed appropriated for such purpose.

SECTION 7. That the City Auditor is authorized to establish proper accounting project numbers, and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred in Section 3, above.

SECTION 8. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount not to exceed \$2,500,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of the Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 9. That all funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

SECTION 10. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contract or contract modifications associated with this ordinance.

SECTION 11. That the Director of Finance and Management is hereby authorized to enter into and execute the Thirteenth Modification to the Lease Agreement between the City and the Solid Waste Authority of Central Ohio.

SECTION 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1080-2010

Drafting Date: 07/01/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: This Ordinance authorizes the Director of the Department of Finance and Management to enter into a Underground Limestone Mining Lease with Columbus Limestone, Inc. (CLI) a subsidiary of Shelly Materials, Inc., for subsurface (underground) mining of limestone and other minerals under the City owned property, containing approximately 52 acres, located at 2500 Jackson Pike, Columbus Ohio. CLI currently operates an "open pit" mine on its property adjacent to this site. This lease will allow CLI to continue their mining operations in this area without necessitating disturbance of the ground surface or creating interference with the above ground uses of the City's property. Portions of the surface ground of this same location are leased to the Solid Waste Authority of Central Ohio (SWACO).

The feasibility of limestone mining at this location has been under discussion among the interested parties for several years. Initially, the City authorized CLI to conduct "open pit" type mining activities on a portion of its 2500 Jackson Pike property. After further discussions among the parties and before any mining activities commenced, it became apparent that surface mining of the site limits any expanded mining operation on the site. The ability to expand mining operations is in the best interest of both the City and CLI. Based on these discussions, SWACO agreed that it no longer wished to be involved in the leasing of the mineral rights and released its right to sublease the mineral rights to CLI.

Subsurface or underground mining via the "room and pillar" method is the preferred method for extraction of limestone and other minerals as it does not disturb the surfaces uses of the property and creates the opportunity to develop the subsurface mined area for an underground storage facility upon the cessation of mining activities. The storage facility will potentially have commercially leasable space which would provide a future revenue source for the City. Upon execution of the Underground Limestone Mining Lease and payment of a \$250,000.00 Advance Option Fee, the proposed mining agreement contains an option that grants CLI the future right to negotiate a lease, acceptable to the City, to develop an underground storage facility upon cessation of mining activities. The specific terms of the agreement for the lease and development of the underground storage facility will be addressed at a future date by a separate agreement.

Experts both from the mining industry and legal profession were consulted to assist the City in defining the appropriate financial and business terms of its proposed Underground Limestone Mining Lease agreement with Columbus Limestone, Inc., to allow the subsurface mining of limestone and other minerals under the City's property. The mineral lease agreement that is contemplated is believed to be in the City's best interest to pursue.

Fiscal Impact: The City will receive a payment of a royalty equal to six percent (6%) of sales on all materials produced by mining activities, including limestone aggregate and all other industrial mineral materials. Upon execution of the mineral lease agreement, the City will receive a \$250,000.00 Advance Option Payment securing CLI's future right to negotiate a lease, acceptable to the City, to develop a storage facility upon cessation of mining activities. Within ninety (90) days of the execution of the agreement, the City will receive an advance royalty payment of \$1,500,000.00.

Emergency Justification: Emergency action is requested to allow for the immediate execution of a mineral lease agreement by the City in order that the City may receive the prepaid royalty income and prepaid option fee at the earliest date allowed under the terms of the agreement.

Title

To authorize the Director of the Department of Finance and Management to execute an Underground Limestone Mining Lease with Columbus Limestone, Inc. to allow subsurface mining activities at the City's property located at 2500 Jackson Pike, Columbus Ohio; and to declare an emergency.

Body

WHEREAS, the City owns that certain real property containing approximately 52+/- acres, commonly known as 2500 Jackson Pike, Columbus Ohio; and

WHEREAS, Columbus Limestone, Inc., a subsidiary of Shelly Materials, Inc. (CLI) wishes to lease the mineral rights beneath said City property to conduct mining activities for the extraction of limestone and other minerals; and

WHEREAS, the Department of Finance and Management, Real Estate Management Office, and the City Attorney's Office, Division of Real Estate, have reviewed CLI's mining proposal and have consulted with outside experts to develop a mineral lease agreement in the City's best interest; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a mineral lease agreement for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Department of Finance and Management be, and hereby is, authorized to enter into and execute an Underground Limestone Mining Lease with Columbus Limestone, Inc., a subsidiary of Shelly Materials, Inc., for subsurface mining of that City owned property, located at 2500 Jackson Pike, Columbus Ohio .

SECTION 2. That the terms and conditions of the limestone mining lease shall be in a form approved by the Department of Law, Division of Real Estate and shall include the following:

The lease shall be effective for a term of ten (10) years.

CLI shall pay City a royalty of six percent (6%) of sales on all materials produced by mining activities, including limestone aggregate and all other industrial mineral materials, marketed to third parties including CLI affiliates;

CLI shall pay an advance pre-paid royalty of \$1.5 million dollars payable to City within ninety (90) days of execution of the lease agreement;

CLI shall make an Advance Option Payment of Two Hundred Fifty Thousand Dollars (\$250,000.00) payable upon execution of the mining lease agreement for the future right to negotiate a lease, acceptable to the City, for development of an underground storage facility upon the cessation of mining activities.

CLI shall be required to submit quarterly written reports to City of the total value of its sales or other dispositions of limestone aggregate and other industrial mineral materials to third parties and/or to its affiliates, identifying the types of materials that have been sold, the quantity of the respective materials that have been sold and the total amounts of money or other consideration that have been received by CLI during that quarter year.

Such other terms and conditions as agreed to and approved by the City Attorney.

SECTION 3. That the revenue collected from the lease shall be deposited in the special revenue fund designated the Mined Assets Fund:

Department/Division: 45-01

Fund: 289

OCA Code: 289001

Object Level 1: 03

Object Level 3: 047

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:

<http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations&cboType=B>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - July 22, 2010 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003646 - SYMANTEC SOFTWARE AND SUPPORT UTC

Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) with a Universal Term Contract (UTC) to purchase software and support for Symantec software for storage management, backup, and recovery processes. The proposed contract will provide for the purchase of Symantec Catalog listed items and software maintenance for the City of Columbus. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder after a purchase order for the listed items is issued. The proposed contract will be in place through 4/30/2013.

Classification: The successful bidder will establish the means to start, maintain and renew maintenance subscriptions for Symantec products and support, provide license keys for software download, deliver software media, or alternative suitable delivery mechanism, as required. The bidder shall submit its standard published catalog(s) and/or website that must identify available software and maintenance with a price list(s).

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 08, 2010

BID OPENING DATE - July 27, 2010 2:00 pm

SA003651 - R&P Harrison Park Gazebo

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Wagenbrenner Management, Inc. as acting agents for the Recreation and Parks Commission of the City of Columbus, Ohio, at their office at Wagenbrenner Management, Inc., 575 West First Avenue #100, Columbus, Ohio 43215, until 2:00 p.m. on Tuesday, July 27th, 2010, and publicly opened and read immediately thereafter for:
Harrison Park Development-Gazebo

The work for which proposals are invited consists of a steel gazebo fabrication and installation, and copper roof for the gazebo, as per plans and specification.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at 575 West First Avenue #100 and as of 7/19/10 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost.

Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Mark Barrett at 614-545-3662

ORIGINAL PUBLISHING DATE: July 15, 2010

BID OPENING DATE - July 28, 2010 3:00 pm

SA003647 - Misc. Booster Station Imp. - Morrison Rd

SCOPE: The City of Columbus Department of Public Utilities, Division of Power and Water is receiving proposals for the Miscellaneous Booster Station Improvements - Morrison Road. The work for which proposals are invited consists of electrical upgrades including replacement of switchgear and motor control center, installation of on-site diesel powered generator to supply emergency power, coordination with American Electric Power for the replacement of transformers and other such work as may be necessary to complete the contract in accordance with the plans (C-1146) and specifications. All work shall be completed within 270 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is not a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (one hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders after July 12, 2010. The Bid Date for the project is July 28, 2010.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 09, 2010

BID OPENING DATE - July 29, 2010 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003644 - Flocculator Replacement Parts - Water

1.1 Scope: This bid proposal is to provide the City of Columbus, Division of Power and Water, with a "Catalog" offer to purchase various Flocculator Replacement Parts for use at its water treatment plants within the Columbus metropolitan area. The proposed contract will be in effect through September 30, 2012. The City estimated spending \$150,000 annually for this contract.

1.2 Classification: All items purchased and supplied under this contract are required to conform to the original engineering drawing dimensions and specifications, which are included with this bid packet. The City of Columbus will provide all installation requirements.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 07, 2010

BID OPENING DATE - August 2, 2010 11:00 am

SA003645 - RFP - MOBILE DISPATCHING SYSTEM

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The intent of this Request for Proposal (RFP) is to identify a qualified vendor to provide the necessary hardware, software, and labor to implement a Mobile Dispatching system ("system") that will enable the City of Columbus ("City"), Department of Public Utilities ("DPU"), to optimize service order assignments, assign them to technicians in the field, and capture field information for immediate use. This is expected to produce efficiency and productivity gains, and to make the Department of Public Utilities more responsive to customers.

The Mobile Dispatching system will interface with the current work order system in use, known as CUBS, as well as with the planned AVL system. In addition, the vendor should describe how the system could interface with the additional related systems listed in 3.1.2.3 below.

The Vendor shall provide, within the proposal, pricing for all required hardware, software, installation, testing, training and documentation. Vendor will need to identify any recurring annual maintenance or licensing fees. Vendor to provide quotes for extended warranties and software support for a minimum of three years following implementation.

CLASSIFICATION: Qualified suppliers must submit (as described within the specifications) documentation of a minimum of three (3) successful similar installations of similar size and scale or larger. Selected qualified suppliers (pending review of proposals) will be required to provide a demonstration of their products' ability to meet the specifications.

System Size and Budget: The initial project targets approximately 60 field employees and 20 office employees, but if successful may subsequently be expanded to include additional employees and workflows.
ORIGINAL PUBLISHING DATE: July 03, 2010

BID OPENING DATE - August 10, 2010 2:00 pm

SA003648 - OCM-RENOV OF ROOF @ 1601 ARLINGATE LN

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BID

RENOVATION OF THE ROOF FOR THE CITY OF COLUMBUS AT 1601 ARLINGATE LANE,
COLUMBUS, OHIO 43228

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain formal bids to establish a contract for: RENOVATION OF THE ROOF FOR THE CITY OF COLUMBUS, AT 1601 ARLINGATE LANE, COLUMBUS, OHIO 43228, for July 20 thru August 10, 2010.

1.2 Classification: Removal of the existing roofing system for the building and installation of a modified bitumen system. This is a single prime project. There will be a prebid and walk thru at the site on Tuesday, July 20th at 10AM. This is a prevailing wage project requiring bonding and insurance.

Brief description- renovation of the existing roofing system for the building with some masonry cleaning and painting. There is an existing lightning protection system and the reinstallation/certification needs to be done by a licensed electrician. Total construction estimate is \$300,000.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

Printing- Specifications will be available on Monday, July 19th at City Hall, 90 West Broad Street, Room B-41, Columbus, Ohio 43215. No cost for the first set. Additional copies available for a \$25.00 fee. Addendums will be issued accordingly.

ORIGINAL PUBLISHING DATE: July 10, 2010

BID OPENING DATE - August 19, 2010 11:00 am

SA003649 - Water Mainline Service & Repair Pts UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 SCOPE: It is the intent of the City of Columbus, Department of Public Utilities, Division of Power and Water to purchase Mainline Service Parts for maintenance of water lines for various areas of the city of Columbus. The resulting contract will be in effect for the term of approximately 2 years, up to and including March 31, 2013. The Division of Water estimates it will spend approximately \$300,000.00 annually on this contract.

1.2 CLASSIFICATION: This bid proposal and the resulting contract will provide for the purchase of Mainline Service and Repair Parts as specified herein, only. The City will provide all installation requirements. The material and/or equipment furnished under this contract document shall be the standard product of a responsible manufacturer and/or producer who has adequate facilities for, and who has had not less than five (5) years experience, immediately preceding bidding date, in the manufacture, production, and testing of, if required, the material and/or equipment called for by this contract. In addition, manufacturers must have a fully franchised dealer located in Franklin County, or one contiguous to Franklin County, to supply parts and perform warranty service.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 14, 2010

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0006-2010

Drafting Date: 12/18/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 Recreation and Parks Committee/Development Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a Recreation and Parks Committee / Development Committee Meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:30 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall.

Persons wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers from 5:30 until 6:00 P.M. on the day of the meeting.

Thursday, February 18, 2010

Thursday, March 18, 2010 (Arts & Culture Briefing)

Thursday, March 25, 2010 (Arts & Culture Briefing)

Thursday, April 15, 2010

Thursday, May 20, 2010, 4:00 p.m., Council Chambers

Thursday, June 17, 2010, 3:00 p.m., Council Chambers

Thursday, July 15, 2010

Thursday, September 16, 2010

Thursday, October 21, 2010

Thursday, November 18, 2010

Thursday, December 16, 2010 (Budget Hearing, 5:00 pm)

Agendas for these meetings will be posted on www.columbuscitycouncil.org/tyson as soon as possible.

Legislation Number: PN0010-2010

Drafting Date: 12/23/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 German Village Commission Meeting Schedule

Contact Name: Randy Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

German Village Commission 2010 Meeting Schedule

The German Village Commission has its Regular Meeting the 1st Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made

available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

| Application Deadline | Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm | Regular Meeting Date (German Village Meeting Haus 588 S Third St.) 4:00pm |
|----------------------|---|--|
| December 22, 2009 | December 29, 2009 | January 5, 2010 |
| January 19, 2010 | January 26, 2010 | February 2, 2010 |
| February 16, 2010 | February 23, 2010 | March 2, 2010 |
| March 23, 2010 | March 30, 2010 | April 6, 2010 |
| April 20, 2010 | April 27, 2010 | May 4, 2010 |
| May 18, 2010 | May 25, 2010 | June 1, 2010 |
| June 22, 2010 | June 29, 2010 | July 6, 2010 |
| July 20, 2010 | July 27, 2010 | August 3, 2010 |
| August 24, 2010 | August 31, 2010 | September 7, 2010 |
| September 21, 2010 | September 28, 2010 | October 5, 2010 |
| October 19, 2010 | October 26, 2010 | November 2, 2010 |
| November 23, 2010 | November 30, 2010 | December 7, 2010 |
| December 21, 2010 | December 28, 2010 | January 4, 2011 |
| January 18, 2011 | January 25, 2011 | February 1, 2011 |

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
 Historic Preservation Office
 109 N. Front St. - Ground Floor
 Columbus OH 43215-9031

Legislation Number: PN0011-2010

Drafting Date: 12/23/2009

Version: 1

Title

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Brewery District 2010 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Brewery District Commission 2010 Meeting Schedule

The Brewery District Commission has its Regular Meeting the 1st Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please call 645-8036 or TDD 645-6802.

| Application Deadline | Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm | Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm |
|----------------------|---|---|
| December 24, 2009 | December 30, 2009 | January 7, 2010 |
| January 21, 2010 | January 28, 2010 | February 4, 2010 |
| February 18, 2010 | February 25, 2010 | March 4, 2010 |
| March 18, 2010 | March 25, 2010 | April 1, 2010 |
| April 22, 2010 | April 29, 2010 | May 6, 2010 |
| May 20, 2010 | May 27, 2010 | June 3, 2010 |
| June 17, 2010 | June 24, 2010 | July 1, 2010 |
| July 22, 2010 | July 29, 2010 | August 5, 2010 |
| August 19, 2010 | August 26, 2010 | September 2, 2010 |
| September 23, 2010 | September 30, 2010 | October 7, 2010 |
| October 21, 2010 | October 28, 2010 | November 4, 2010 |
| November 18, 2010 | November 24, 2010* | December 2, 2010 |
| December 23, 2010 | December 30, 2010 | January 6, 2011 |
| January 20, 2011 | January 27, 2011 | February 3, 2011 |

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0012-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2010 Meeting schedule

Contact Name: Randy Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Victorian Village Commission 2010 Meeting Schedule

The Victorian Village Commission has its Regular Meeting the 2nd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802

| Application Deadline | Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm | Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm |
|----------------------|---|---|
| December 31, 2009 | January 7, 2010 | January 14, 2010 |
| January 28, 2010 | February 4, 2010 | February 11, 2010 |
| February 25, 2010 | March 4, 2010 | March 11, 2010 |
| March 25, 2010 | April 1, 2010 | April 8, 2010 |
| April 29, 2010 | May 6, 2010 | May 13, 2010 |
| May 27, 2010 | June 3, 2010 | June 10, 2010 |
| June 24, 2010 | July 1, 2010 | July 8, 2010 |
| July 29, 2010 | August 5, 2010 | August 12, 2010 |
| August 26, 2010 | September 2, 2010 | September 9, 2010 |
| September 30, 2010 | October 7, 2010 | October 14, 2010 |
| October 28, 2010 | November 4, 2010 | November 11, 2010 |
| November 25, 2010 | December 2, 2010 | December 9, 2010 |
| December 30, 2010 | January 6, 2011 | January 13, 2011 |

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0013-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2010 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Italian Village Commission 2010 Meeting Schedule

The Italian Village Commission has its Regular Meeting the 3rd Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made

available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

| Application Deadline | Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm | Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm |
|----------------------|---|---|
| January 5, 2010 | January 12, 2010 | January 19, 2010 |
| February 2, 2010 | February 9, 2010 | February 16, 2010 |
| March 2, 2010 | March 9, 2010 | March 16, 2010 |
| April 6, 2010 | April 13, 2010 | April 20, 2010 |
| May 4, 2010 | May 11, 2010 | May 18, 2010 |
| June 1, 2010 | June 8, 2010 | June 15, 2010 |
| July 6, 2010 | July 13, 2010 | July 20, 2010 |
| August 3, 2010 | August 10, 2010 | August 17, 2010 |
| September 7, 2010 | September 14, 2010 | September 21, 2010 |
| October 5, 2010 | October 12, 2010 | October 19, 2010 |
| November 2, 2010 | November 9, 2010 | November 16, 2010 |
| December 7, 2010 | December 14, 2010 | December 21, 2010 |
| January 4, 2011 | January 11, 2011 | January 18, 2011 |
| February 1, 2011 | February 8, 2011 | February 15, 2011 |

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0014-2010

Drafting Date: 12/23/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resource Commission 2010 Meeting

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Historic Resource Commission 2010 Meeting Schedule

The Historic Resource Commission has its Regular Meeting the 3rd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov.

A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

| Application Deadline | Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm | Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm |
|----------------------|---|---|
| January 7, 2010 | January 14, 2010 | January 21, 2010 |
| February 4, 2010 | February 11, 2010 | February 18, 2010 |
| March 4, 2010 | March 11, 2010 | March 18, 2010 |
| April 1, 2010 | April 8, 2010 | April 15, 2010 |
| May 6, 2010 | May 13, 2010 | May 20, 2010 |
| June 3, 2010 | June 10, 2010 | June 17, 2010 |
| July 1, 2010 | July 8, 2010 | July 15, 2010 |
| August 5, 2010 | August 12, 2010 | August 19, 2010 |
| September 2, 2010 | September 9, 2010 | September 16, 2010 |
| October 7, 2010 | October 14, 2010 | October 21, 2010 |
| November 4, 2010 | November 11, 2010 | November 18, 2010 |
| December 2, 2010 | December 9, 2010 | December 16, 2010 |
| January 6, 2011 | January 13, 2011 | January 20, 2011 |
| February 3, 2011 | February 10, 2011 | February 17, 2011 |

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0015-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Commission Appeals 2010 Meeting Schedule

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Board of Commission Appeals 2010 Meeting Schedule

The Board of Commission Appeals has its Business Meeting the last Wednesday of every other month (as necessary and barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Business Meeting Dates
(1st fl. Conf. Rm, 109 N. Front St.)
12:00pm

January 27, 2010
March 31, 2010
May 26, 2010
July 28, 2010
September 29, 2010
November 24, 2010
January 27, 2011

Legislation Number: PN0021-2010

Drafting Date: 12/30/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 Meeting Schedule - City of Columbus Records Commission

Contact Name: Toya Johnson

Contact Telephone Number: 645-7293

Contact Email Address: tjjohnson@columbus.gov

Body

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2010 are scheduled as follows:

Monday, February 8, 2010

Monday, May 10, 2010

Monday, September 20, 2010

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room (226). They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator - (614) 645-7293.

Advertise: 01/02/2010 to 9/18/2010

Legislation Number: PN0023-2010

Drafting Date: 01/04/2010

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

**OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS**

Notice/Advertisement Title: Civil Service Commission Notice

Contact Name: Annette Bigham

Contact Telephone Number: 614.645.7531

Contact Email Address: eabigham@columbus.gov

Body

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. TO 4:00 P.M.
MONDAY, WEDNESDAY, or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at www.csc.columbus.gov and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Roger Cloern

Contact Telephone Number: 654-6444

Contact Email Address: rogerc@columbus.gov

Body"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

www.publichealth.columbus.gov

Legislation Number: PN0173-2010

Drafting Date: 06/22/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Meeting of Charter Review Committee

Contact Name: John Ivanic

Contact Telephone Number: 645-6798

Contact Email Address: jpivanic@columbus.gov

Body

The Charter Review Committee will hold a Public Meeting on **Wednesday, June 30, 2010 AT 2:30 P.M. in at City Hall, 90 West Broad Street, 2nd floor Conference Room 226**

Legislation Number: PN0174-2010

Drafting Date: 06/22/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Charter Review Committee Meeting Schedule

Contact Name: John Ivanic

Contact Telephone Number: 645-6798

Contact Email Address: jpivanic@columbus.gov

Body

The Charter Review Committee will hold a Public Hearing on **Tuesday, July 6, 2010 AT 3:30 P.M. in City Council Chambers, 90 West Broad St, 2nd Floor.**

Legislation Number: PN0181-2010

Drafting Date: 07/01/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Graphics Commission July 20, 2010 Public Hearing

Contact Name: David Reiss

Contact Telephone Number: 645-7973

Contact Email Address: djreiss@columbus.gov

Body

AGENDA

GRAPHICS COMMISSION

CITY OF COLUMBUS, OHIO

JULY 20, 2010

The Columbus Graphics Commission will hold a public hearing on the following applications on **TUESDAY, JULY 20, 2010 at 4:15 p.m.** in the First Floor Hearing Room at the Department of Building & Zoning Services, 757 Carolyn Avenue.

The Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15, of the Columbus City Code. Specific case information may be obtained by contacting the Department of Building & Zoning Services, 757 Carolyn Avenue, 645-4522.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter will be made available for anyone in need of this service. To request an interpreter, please contact the City of Columbus, Department of Building & Zoning Services at 645-4522 at least four (4) hours before the scheduled meeting time.

1. Application No.: 10320-00154 Location: 2685 NORTH HIGH STREET (43214), on the west side of N. High St., encompassing the block bounded by W. Dodridge St. and North

Legislation Number: PN0183-2010

Drafting Date: 07/06/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Art Commission Public Hearing Notice

Contact Name: Lori Baudro

Contact Telephone Number: 645-6986

Contact Email Address: lsbaudro@columbus.gov

Body

Public Hearing -- Columbus Art Commission

The Columbus Art Commission has two meetings scheduled in July 2010:

- Ø Business Meeting (no applications will be heard)
8:30 to 10:30 am on Wednesday, July 14, 2010
At the King Arts Complex, 867 Mt. Vernon Avenue, Columbus OH
- Ø Regular Commission Meeting
6:00 to 8:00 pm on Thursday, July 22, 2010
At the Columbus Health Department, 240 Parsons Avenue, Columbus OH

For more information contact: Lori Baudro, AICP at 645-6986 or lsbaudro@columbus.gov

A sign language interpreter will be made available provided the Planning Division has at least 48 hours notice before the meeting. Call 645-6986 to make arrangements.

Legislation Number: PN0184-2010

Drafting Date: 07/07/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission July 20, 2010 Meeting

Contact Name: Pam Dawley

Contact Telephone Number: 645-2204

Contact Email Address: pjdawley@columbus.gov

Body

**AGENDA
COLUMBUS BUILDING COMMISSION
JULY 20, 2010 - 1:00 p.m.
757 CAROLYN AVENUE
HEARING ROOM - LOWER LEVEL**

1. **ROLL CALL**
2. **APPROVAL OF MAY 18, 2010 MEETING MINUTES**
3. **ADJUDICATION ORDER #A/O2009-022RE
2067 SCIOTO POINTE DRIVE
(CONTINUED FROM JANUARY 19, 2010)**
4. **ITEMS FROM THE FLOOR (as approved by the Board)**

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

Legislation Number: PN0185-2010

Drafting Date: 07/07/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Joint Italian Village Commission and the Victorian Village Commission Meeting

Contact Name: Randy F. Black

Contact Telephone Number: 645-6821

Contact Email Address: rblack@columbus.gov

Body

Joint Italian Village Commission and the Victorian Village Commission Meeting

There will be a meeting of the above Commissions scheduled for Thursday, July 22, 2010, Columbus Health Department, 240 Parsons Ave., in the Auditorium starting at 6:00pm.

All subsequent meetings will be the 4th Thursday of the month through 2010 at 109 N. Front St. ground floor Training Center starting at 6:00pm.

Legislation Number: PN0186-2010

Drafting Date: 07/08/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Zoning Adjustment, July 2010 Hearing Agenda

Contact Name: David Reiss

Contact Telephone Number: 645-7973

Contact Email Address: djreiss@columbus.gov

Body

See Attached BZA Agenda

Legislation Number: PN0187-2010

Drafting Date: 07/05/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 07/19/2010

Contact Name: Sherry Martin

Contact Telephone Number: 614-645-8538

Contact Email Address: simartin@columbus.gov

Body

REGULAR MEETING NO. 40

CITY COUNCIL (ZONING)

JULY 19, 2010

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0994-2010

To rezone 2372 SOUTH HIGH STREET (43207), being 3.3± acres located at the southeast corner of South High Street and Fornoff Road, From: C-3, Commercial District, To: CPD, Commercial Planned Development District (Rezoning # Z10-002).

1005-2010

To grant a Variance from the provisions of Section 3367.01, M-2, Manufacturing district, of the Columbus City Codes, for the property located at 3130 SCIOTO DARBY EXECUTIVE COURT (43026), to permit automotive maintenance and repair in the M-2, Manufacturing District (Council Variance CV10-018).

1060-2010

To rezone 876 BETHEL ROAD (43214), being 1.1± acres located on the north side of Bethel Road, 1175± feet west of Olentangy River Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-009)

Legislation Number: PN0189-2010

Drafting Date: 07/13/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission Special Meeting

Contact Name: Randy F. Black

Contact Telephone Number: 645-6821

Contact Email Address: rblack@columbus.gov

Body

Victorian Village Commission Special Meeting

There is a meeting of the Victorian Village Commission scheduled for Wednesday, July 21, 2010, at 109 N. Front Street, Training Center, starting at 6:00pm

Legislation Number: PN0190-2010

Drafting Date: 07/13/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Near East Area Commission By-Law Amendments

Contact Name: Bonita Lee

Contact Telephone Number: 645-7964

Contact Email Address: blee@columbus.gov

Body

**Amendments to the Near East Area Commission By-Laws
As approved at the July 8, 2010 NEAC General Business Meeting**

ARTICLE II. Members

CURRENT:

Section 1. There shall be **twenty-one (21)** official members of the Commission to be known as "Commissioners."

AMENDED TO:

Section 1. There shall be **seventeen (17)** official members of the Commission to be known as "Commissioners."

CURRENT:

Section 1. (a) **Four members** (to be known as "District Commissioners") shall be elected from each of the four (4) geographical districts within the Area.

AMENDED TO:

Section 1. (a) **Three members** (to be known as "District Commissioners") shall be elected from each of the four (4) geographical districts within the Area.

ARTICLE IV. Meetings

CURRENT

Section 4.

All four (4) NEAC Districts (i.e. Districts 1, 2, 3, and 4), **comprised of four (4)** elected Commissioners each, shall hold a minimum of two open public district meetings per year:

AMENDED TO:

All four (4) NEAC Districts (i.e. Districts 1, 2, 3, and 4), **comprised of three (3)** elected Commissioners each, shall hold a minimum of two open public district meetings per year:

Legislation Number: PN0191-2010

Drafting Date: 07/14/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date: July 1, 2010

Contact Name: Patricia Rae Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

Please see Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date: July 1, 2010

Legislation Number: PN0192-2010

Drafting Date: 07/14/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date: July 8, 2010

Contact Name: Patricia Rae Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

Please see Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date: July 8, 2010

Legislation Number: PN0193-2010

Drafting Date: 07/15/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date: July 15, 2010

Contact Name: Patricia Rae Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

Please see Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date: July 15, 2010

Legislation Number: PN0195-2010

Drafting Date: 07/16/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 07/26/2010

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 42

CITY COUNCIL (ZONING)

JULY 26, 2010

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0995-2010

To rezone 3201 SOUTH HIGH STREET (43207), being 11.6± acres located on the west side of South High Street, 1,550± feet north of Williams Road, From: R-2, Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z10-008).

1042-2010

To grant a Variance from the provisions of Section 3363.01, M-manufacturing district of the Columbus City Codes, for the property located at 1212 SOUTH FRONT STREET (43206), to permit a one dwelling unit within an existing commercial structure in the M, Manufacturing District (Council Variance # CV10-015).

1089-2010

To rezone 6051 SAWMILL ROAD (43017), being 1.15± acres located on the west side of Sawmill Road, 250± feet north of Krier Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z10-010).

1104-2010

To grant a Variance from the provisions of Sections 3367.01, M-2, Manufacturing district; 3370.06, Standards; and 3370.07, Conditions and limitations, of the Columbus City Codes, for the property located at 3276 PETZINGER ROAD (43232), to permit a single-unit dwelling without the required mounding along the Petzinger Road frontage in the L-M-2, Limited Manufacturing District (Council Variance CV10-019).

1106-2010

To grant a Variance from the provisions of Sections 3349.03, Permitted uses; and 3349.04(b), Height, area and yard regulations, of the Columbus City Codes, for the property located at 1446 MCNAUGHTEN ROAD (43232), to permit employee offices, employee training, administrative support functions, dispatching, storage and parking of motor vehicles and equipment, and outside storage of materials and equipment in conjunction with a gas regulator station with an increase in the maximum lot coverage in the I, Institutional District (Council Variance #CV10-014).

1111-2010

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 2793 INDIANOLA AVENUE(43202), to permit a single-unit dwelling in the C-4 Commercial District. (CV10-020).

1132-2010

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 166 WAYNE AVENUE (43204), to permit a single-unit dwelling in the C-4 Commercial District. (CV10-017).

**AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS, OHIO
JULY 27, 2010**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, JULY 27, 2010 at 6:00 P.M.** in the First Floor Hearing Room of the Department of Building & Zoning Services, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Department of Building & Zoning Services, 757 Carolyn Avenue, 645-4522.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter will be made available for anyone in need of this service. To request an interpreter, please contact the City of Columbus, Department of Building & Zoning Services at 645-4522 at least four (4) hours before the scheduled meeting time.

-
- 1. Application No.: 10310-00147**
Location: **6340 MARENGO STREET (43110)**, located at the northeast corner of Holgate Ln. & Marengo St.
Area Comm./Civic: Southeast Community Coalition
Existing Zoning: NC, Neighborhood Center District
Request: Variances to Section: 3320.19 B. 3. & 4., Private buildings.
To allow the configuration and disposition of lots and buildings not to comply with the Building Standards Table and Frontage Types Illustration and to not have the façade to be parallel to straight frontage lines and parallel to the chord of curved or broken frontage lines.
Proposal: To construct a single-family dwelling.
Applicant(s): Steve Peck
c/o Dominion Homes
5000 Tuttle Crossing Blvd.
Dublin, Ohio 43016
Property Owner(s): Same as applicant.
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov
- 2. Application No.: 10310-00149**
Location: **503 SOUTH FRONT STREET (43215)**, located at the northwest corner of Liberty St. & S. Front St.
Area Comm./Civic: Brewery District Commission
Existing Zoning: M, Manufacturing District
Request: Variance to Section: 3312.49, Minimum number of parking spaces required.
To reduce the minimum number of additional parking spaces from 206 to 0.
Proposal: To convert 4,228 sq. ft. of floor space into assembly space and offices.
Applicant(s): Laura MacGregor Comek

- c/o Crabbe, Brown & James, L.L.P.
500 S. Front St., Suite 1200
Columbus, Ohio 43215
- Property Owner(s):** 503 S. Front St., L.P.
107 S. High St., Suite 300
Columbus, Ohio 43215
- Case Planner:** Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov
- 3. Application No.:** **10310-00156**
Location: **693 CITY PARK AVENUE (43206)**, located at the northwest corner of Stimmel St. & City Park Ave.
Area Comm./Civic: German Village
Existing Zoning: R-2F, Residential District
Request: Variance(s) to Section(s):
3332.27, Rear yard.
To reduce the required rear yard from 25% to 24.6% of the total lot area.
Proposal: To expand an existing carport for a single-family dwelling.
Applicant(s): Gary J. Alexander
1324 Dublin Rd.
Columbus, Ohio 43215
Property Owner(s): Mr. & Mrs. Ron Hagan
693 City Park Ave.
Columbus, Ohio 43206
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov
- 4. Application No.:** **10310-00157**
Location: **2550 YOUNG'S GROVE ROAD (43231)**, located on the north side of Young's Grove Rd., approximately 400 ft. east of Cleveland Ave.
Area Comm./Civic: Northland Community Council
Existing Zoning: R-1, Residential District
Request: Variance(s) to Section(s):
3332.38, Private garage.
To increase the allowable garage area from 720 sq. ft. to 975 sq. ft. (255 sq. ft.).
Proposal: To construct a 576 sq. ft., detached garage for a single-family dwelling.
Applicant(s): William R. & Linda S. Loomis
2550 Young's Grove Rd.
Columbus, Ohio 43231
Property Owner(s): Same as applicant.
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov
- 5. Application No.:** **10310-00158**
Location: **1441 ELMORE AVENUE (43224)**, located at the southeast corner of Elmore Ave. & Karl Rd.
Area Comm./Civic: North Linden Area Commission
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
3353.05, C-2 district development limitations.

To erect an 8 ft. high solid wood fence as a screening buffer surrounding a wireless facility compound in lieu of a 5 ft. tall, 75% (opaque) planting buffer as screening. Also, to reduce the required setback from 200% to 60% of the height of the tower. (To allow placement of the tower at a distance of 60 ft. from a residentially zoned district instead of 200 ft.).

Proposal: To erect a 100 ft. tall cellular tower and install telecommunications equipment.
Applicant(s): New Par d.b.a. Verizon Wireless; c/o David Minger
7575 Commerce Ct.
Lewis Center, Ohio 43035
Property Owner(s): D. & R. Properties & Enterprises, L.L.C.
3083 Huffman Rd.
Centerburg, Ohio 43011
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov

6. **Application No.:** 10310-00161
Location: 161-163 CHITTENDEN AVENUE (43212), located at the southeast corner of Indianola & Chittenden Ave.
Area Comm./Civic: University Area Commission
Existing Zoning: AR-4, Apartment Residential District
Request: Variance(s) to Section(s):
3333.035, AR-4 apartment residential district use.
To permit a 3-family dwelling and a 2-family dwelling on an AR-4 district lot.
3333.19, Building lines on corner lots; exceptions.
To reduce the required building setback of 6 ft. To 0 ft. along Indianola Ave. and to not provide a required side yard at 1586-1588 Indianola Ave. to reflect existing conditions.
3333.22, Maximum side yard required.
To reduce the required sum of each side yard for 161-163 Chittenden Ave. from 7.5 ft. to 6.9 ft. to reflect existing conditions.
3333.24, Rear yard.
To reduce the required rear yard from 25% of the total lot area to 19.8% of the total lot area to reflect existing conditions at 161-163 Chittenden Ave. and to reduce the rear yard area requirement to 0% at 1586-1588 Chittenden Ave. to reflect existing conditions.
3333.27, Vision clearance.
To not provide the required clear vision triangle at a street intersection by 161-163 Chittenden Ave. by allowing the existing building to obstruct the vision clearance, reflecting an existing condition.
3333.30, Private access and parking requirements.
To not provide for any off-street parking.
3372.563, Maximum lot coverage.
To allow the lot coverage by buildings to exceed 40%; to allow the lot coverage by buildings to be 60% of the lot area, to reflect existing conditions.
3372.567, Maximum floor area.
To permit the F.A.R. for sub-area 1 to exceed .6, to be 1.44, to reflect existing conditions.

- Proposal:** To convert an existing multi-family building (161-163 Chittenden Ave.) into a 2-family dwelling.
- Applicant(s):** Shawn McAllister
1679 Old Henderson Rd.
Columbus, Ohio 43220
- Property Owner(s):** S.G. 109 E. 9th L.L.C.
1799 W. 5th Ave.
Columbus, Ohio 43212
- Case Planner:** Dave Reiss, 645-7973
- E-mail:** DJReiss@Columbus.gov
- 7. Application No.:** **10310-00162**
- Location:** **180 REINHARD AVENUE (43206)**, located on the north side of Reinhard Ave., approximately 90 ft. east of Mohawk St.
- Area Comm./Civic:** German Village Commission
- Existing Zoning:** R-2F, Residential District
- Request:** Variance(s) to Section(s):
3332.26, Minimum side yard permitted.
To reduce the minimum side yard from 3 ft. to 1 ft. for a detached garage.
3332.28, Side or rear yard obstruction.
To allow the area in a required side yard to be obstructed by a structure that requires a building permit; to install an air-conditioner unit in the east side yard of the dwelling.
- Proposal:** To construct a detached garage and an air-conditioner unit.
- Applicant(s):** Bill Hugus; c/o William Hugus Architects, Ltd.
750 Mohawk St.
Columbus, Ohio 43206
- Property Owner(s):** Timothy J. Moore/Kenneth A. Hunger
737 S. 6th St.
Columbus, Ohio 43206
- Case Planner:** Dave Reiss, 645-7973
- E-mail:** DJReiss@Columbus.gov
- 8. Application No.:** **10310-00163**
- Location:** **88 WEST PARK AVENUE (43222)**, located at the northeast corner of W. State St. and West Park Ave.
- Area Comm./Civic:** Franklinton Area Commission
- Existing Zoning:** R-4, Residential District
- Request:** Variance(s) to Section(s):
3321.05, Vision clearance.
To not provide a clear vision triangle at a street intersection.
3312.27, Parking setback line.
To reduce the required parking setback from 10 ft. to 2 ft.
- Proposal:** To construct a single-family dwelling on a corner lot.
- Applicant(s):** N.R.P. Boulevard Homes, L.L.C.
5309 Transportation Blvd.
Cleveland, Ohio 44125
- Property Owner(s):** Franklinton Development Association
924 W. Broad St.
Columbus, Ohio 43222
- Case Planner:** Jamie Freise, 645-6350
- E-mail:** JFFreise@Columbus.gov

9. **Application No.:** 10310-00165
Location: 4243 NORTH HIGH STREET (43214), located at the northwest corner of Deland & High Sts.
Area Comm./Civic: Clintonville Area Commission
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
3312.49, Minimum number of parking spaces required.
To reduce the minimum number of additional parking spaces from 7 to 0.
3372.704, Setback requirements.
To reduce the parking lot setback from 5 ft. to 0 ft. along the alley.
Proposal: To allow the conversion of a lower-intensity use to a higher intensity use in a tenant space in a shopping center and to create a patio seating area for a restaurant.
Applicant(s): Jeffrey L. Brown; c/o Smith & Hale
37 W. Broad St., Suite 725
Columbus, Ohio 43215
Property Owner(s): High & Deland, L.L.C.
5380 Havenhill Dr.
Columbus, Ohio 43235
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov
10. **Application No.:** 10310-00166
Location: 70 WILSON AVENUE (43205), located on the east side of Wilson Ave., approximately 80 ft. south of Madison Ave.
Area Comm./Civic: Near East Area Commission
Existing Zoning: R-3 Residential District
Request: Variances(s) to Section(s):
3332.25, Maximum side yards required.
To reduce the maximum side yards required from 20% to 8% (7.2 ft. to 3 ft.) to reflect existing conditions for a single-family dwelling.
3332.26, Minimum side yard permitted.
House: To reduce the minimum side yard from 3 ft. to 0 ft., to reflect an existing condition. Garage: To reduce the minimum side yard from 3 ft. to 14 in.
3332.28, Private garage.
To increase the allowable height of a detached garage from 15 ft. to 24.5 ft. (9.5 ft.).
Proposal: To construct an 816 sq. ft., 24.5 ft. tall, detached garage.
Applicant(s): Troy E. Timbrook
70 Wilson Ave.
Columbus, Ohio 43205
Property Owner(s): Same as applicant.
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov

HOLDOVER CASES:

- 11. Application No.:** 09310-00200
Location: 26 EAST 5TH AVENUE (43201), located at the northeast corner of E. 5th Ave. and Courtland Ave.
Area Comm./Civic: University Area Commission
Existing Zoning: C-3, Commercial District
Request: Variance(s) to Section(s):
3342.28, Minimum number of parking spaces required.
To reduce the minimum number of parking spaces from 30 to 0.
Proposal: A restaurant.
Applicant(s): Behal, Sampson & Dietz, c/o Julie Bullock
990 West Third Ave.
Columbus, OH 43212
Property Owner(s): Peter Avradopoulos
760 North Wall Street
Columbus, OH 43215
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE
TRANSPORTATION DIVISION
EFFECTIVE DATE: JULY 1, 2010

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

PARKING REGULATIONS

The parking regulations on the 97 foot long block face along the S side of ARMSTRONG ST from SPRUCE ST extending to HUNT ALLEY shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 32 | 2105.17 | NO STOPPING ANYTIME |
| 32 - 98 | 2155.03 | 12 HR PARKING METERS 6AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 98 - 137 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 1253 foot long block face along the S side of GOODALE ST from I-670 WB OFF RAMP extending to PARK ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 425 | 2105.17 | NO STOPPING ANYTIME |
| 425 - 980 | 2105.16 | BACK IN PARKING ONLY |
| 425 - 763 | 2155.03 | 12 HR PARKING METERS 6AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 763 - 1179 | 2155.03 | 3 HR PARKING METERS ONLY 8AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 980 - 1179 | 2105.16 | HEAD IN PARKING |
| 1179 - 1253 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 212 foot long block face along the W side of HIGH ST from VINE ST extending to SPRUCE ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 33 | 2105.17 | NO STOPPING ANYTIME |
| 33 - 146 | 2155.03 | 3 HR PARKING METER 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 33 - 146 | 2105.17 | NO STOPPING 3AM - 6PM WEEKDAYS |
| 146 - 212 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 160 foot long block face along the E side of PARK ST from SPRUCE ST extending to SWAN ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 47 | 2105.17 | NO STOPPING ANYTIME |
| 47 - 130 | 2105.17 | NO STOPPING 3AM - 7AM 4PM - 6PM WEEKDAYS |

| | | | | |
|-----|---|-----|---------|--|
| 47 | - | 130 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 130 | - | 160 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 373 foot long block face along the W side of PARK ST from SPRUCE ST extending to GOODALE ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 30 | 2105.17 | NO STOPPING ANYTIME |
| 30 - 66 | 2105.17 | NO STOPPING 3AM - 6AM WEEKDAYS |
| 30 - 66 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON- SAT |
| 30 - 66 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 66 - 124 | 2105.17 | NO STOPPING ANYTIME |
| 124 - 164 | 2155.03 | 3 HR PARKING METER 8AM - 7PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 124 - 164 | 2105.17 | TAXI ZONE 7PM - 3AM THURS - SAT |
| 124 - 164 | 2105.17 | NO STOPPING 3AM - 6AM WEEKDAYS |
| 164 - 207 | 2105.17 | NO STOPPING ANYTIME |
| 207 - 275 | 2105.17 | NO STOPPING 3AM - 6AM WEEKDAYS |
| 207 - 275 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 275 - 373 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 137 foot long block face along the S side of SPRUCE ST from WALL ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 32 | 2105.17 | NO STOPPING ANYTIME |
| 32 - 98 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 32 - 98 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 98 - 137 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 327 foot long block face along the S side of SPRUCE ST from KILBOURNE ST extending to ARMSTRONG ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 34 | 2105.17 | NO STOPPING ANYTIME |
| 34 - 134 | 2155.03 | 12 HR PARKING METERS 6AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 134 - 158 | 2105.17 | NO STOPPING ANYTIME |
| 158 - 169 | | NAMELESS ALLEY |
| 169 - 192 | 2105.17 | NO STOPPING ANYTIME |
| 192 - 309 | 2155.03 | 12 HR PARKING METERS 6AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 309 - 327 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 342 foot long block face along the S side of SPRUCE ST from PARK ST extending to WALL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 40 | 2105.17 | NO STOPPING ANYTIME |
| 40 - 84 | 2105.15 | VALET PARKING 7PM - 3AM WEEKDAYS |
| 40 - 263 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 40 - 84 | 2155.03 | 3 HR PARKING METER 8AM - 7PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 84 - 140 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 140 - 180 | 2155.04 | 3 HR PARKING METER HDCP ONLY 8AM - 10PM, EXCEPT SUN. AND HOLIDAYS |
| 180 - 263 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 263 - 342 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 360 foot long block face along the S side of SPRUCE ST from ARMSTRONG ST extending to PARK ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|------------|
|---------------|--------------|------------|

| | | | | |
|-----|---|-----|---------|--|
| 0 | - | 25 | 2105.17 | NO STOPPING ANYTIME |
| 25 | - | 158 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 158 | - | 172 | 2105.17 | NO STOPPING ANYTIME |
| 172 | - | 186 | | NAMELESS ALLEY |
| 186 | - | 207 | 2105.17 | NO STOPPING ANYTIME |
| 207 | - | 312 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 312 | - | 360 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 520 foot long block face along the N side of SPRUCE ST from PARK ST extending to HIGH ST shall be

| Range in feet | | Code Section | Regulation | |
|------------------|---|-----------------|------------|--|
| 0 | - | 30 | 2105.17 | NO STOPPING ANYTIME |
| 30 | - | 153 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 30 | - | 153 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 153 | - | 166 | | NAMELESS ALLEY |
| 166 | - | 334 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 166 | - | 293 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 293 | - | 334 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON- SAT |
| 293 | - | 334 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 334 | - | 342 | 2105.17 | NO STOPPING ANYTIME |
| 342 | - | 358 | | NAMELESS ALLEY |
| 358 | - | 407 | 2105.17 | NO STOPPING ANYTIME |
| 407 | - | 467 | 2105.15 | NO PARKING LOADING ZONE |
| 467 | - | 520 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 566 foot long block face along the S side of SPRUCE ST from NEIL AVE extending to KILBOURNE ST shall be

| Range in feet | | Code Section | Regulation | |
|------------------|---|-----------------|------------|---|
| 0 | - | 257 | 2105.17 | NO STOPPING ANYTIME |
| 257 | - | 411 | 2155.03 | 12 HR PARKING METERS 6AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 411 | - | 482 | 2105.17 | NO STOPPING ANYTIME |
| 482 | - | 527 | 2155.03 | 12 HR PARKING METERS 6AM - 10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 527 | - | 566 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 244 foot long block face along the W side of WALL ST from VINE ST extending to SPRUCE ST shall be

| Range in feet | | Code Section | Regulation | |
|------------------|---|-----------------|------------|--|
| 0 | - | 51 | 2105.17 | NO STOPPING ANYTIME |
| 51 | - | 205 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 51 | - | 205 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 205 | - | 244 | 2105.17 | NO STOPPING ANYTIME |

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE
TRANSPORTATION DIVISION
EFFECTIVE DATE: JULY 8, 2010

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

- AUTUMN HILL DR shall stop for SHADOWBROOK DR
- ENGLER ST shall stop for SEYMOUR AVE
- UNION AVE shall stop for WHITETHORNE AVE

Yield signs shall be installed at intersections as follows:

- SPRINGFIELD DR shall yield to LONGRIFLE RD

PARKING REGULATIONS

The parking regulations on the 502 foot long block face along the S side of ATCHESON ST from OHIO AVE extending to CHAMPION AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 107 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 7 - 130 | 2105.03 | HANDICAPPED PARKING ONLY |
| 130 - 170 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 170 - 229 | 2105.17 | NO STOPPING ANYTIME |
| 229 - 327 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 327 - 350 | | NO STOPPING ANY TIME WITHIN CURBED AREA EXCEPT MOTORCYCLES |
| 350 - 502 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |

The parking regulations on the 634 foot long block face along the W side of EAST AVE from OLENTANGY ST extending to KELSO RD shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--------------------------------|
| 0 - 195 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 195 - 204 | | NAMELESS ALLEY |
| 204 - 280 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 280 - 303 | 2105.03 | HANDICAPPED PARKING ONLY |
| 303 - 497 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |

| | | | | |
|-----|---|-----|---------|--------------------------------|
| 497 | - | 507 | | NAMELESS ALLEY |
| 507 | - | 634 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |

The parking regulations on the 156 foot long block face along the S side of SWAN ST from PARK ST extending to CHICOPEE ALLEY shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 26 | 2105.17 | NO STOPPING ANYTIME |
| 26 - 136 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 136 - 156 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 474 foot long block face along the N side of SWAN ST from PARK ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 412 | 2105.17 | NO PARKING ANY TIME |
| 412 - 440 | 2105.17 | NO PARKING 6PM - 2AM EXCEPT HORSE DRAWN CARRIAGES |
| 412 - 440 | 2105.17 | NO PARKING OTHER TIMES |
| 440 - 474 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 518 foot long block face along the S side of THIRD AVE from GRANDVIEW AVE extending to MORNING AVE shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--------------------------------|
| 0 - 284 | 2105.17 | NO STOPPING ANYTIME |
| 284 - 368 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 368 - 383 | 2105.17 | NO STOPPING ANYTIME |
| 383 - 392 | | NAMELESS ALLEY |
| 392 - 419 | 2105.17 | NO STOPPING ANYTIME |
| 419 - 492 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 492 - 518 | 2105.17 | NO STOPPING ANYTIME |

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE
TRANSPORTATION DIVISION
EFFECTIVE DATE: JULY 15, 2010

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

CLARENDON AVE shall stop for SULLIVANT AVE

Yield signs shall be installed at intersections as follows:

MCCARLEY DR shall yield to MCCARLEY DR S

SECTION 2105.09 TURNS AT INTERSECTIONS

Turn prohibitions shall be established as follows:

westbound left turns
at NINTH ST and BROAD ST
Prohibition applies: All Times - All Days

PARKING REGULATIONS

The parking regulations on the 200 foot long block face along the N side of BUTTLES AVE from WALL ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 30 | 2105.17 | NO STOPPING ANYTIME |
| 30 - 72 | 2105.03 | HANDICAPPED PARKING ONLY |
| 72 - 97 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 97 - 200 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 770 foot long block face along the E side of CENTRAL AVE from BROAD ST extending to CABLE AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---------------------|
| 0 - 151 | 2105.17 | NO STOPPING ANYTIME |
| 151 - 166 | | NAMELESS ALLEY |

| | | | | |
|-----|---|-----|---------|--------------------------------|
| 166 | - | 197 | 2105.17 | NO STOPPING ANYTIME |
| 197 | - | 323 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 323 | - | 346 | 2105.03 | HANDICAPPED PARKING ONLY |
| 346 | - | 770 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 187 foot long block face along the N side of FIRST AVE from WALL ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 41 | 2105.17 | NO STOPPING ANYTIME |
| 41 - 152 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 152 - 187 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 192 foot long block face along the S side of FIRST AVE from WALL ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 20 | 2105.17 | NO STOPPING ANYTIME |
| 20 - 150 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 150 - 192 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 1285 foot long block face along the N side of GOODALE ST from DENNISON AVE extending to PARK ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 111 | 2105.17 | NO STOPPING ANYTIME |
| 111 - 1080 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 1080 - 1144 | 2105.17 | NO STOPPING ANYTIME |
| 1144 - 1231 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 1231 - 1285 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 140 foot long block face along the W side of HIGH ST from POPLAR ST extending to MILLAY ALLEY shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 32 | 2105.17 | NO STOPPING ANYTIME |
| 32 - 120 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 32 - 120 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 120 - 140 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 171 foot long block face along the E side of HIGH ST from WARREN ST extending to HULL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 27 | 2105.17 | NO STOPPING ANYTIME |
| 27 - 140 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 140 - 171 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 187 foot long block face along the W side of HIGH ST from MILLAY ALLEY extending to RUSSELL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 23 | 2105.17 | NO STOPPING ANYTIME |
| 23 - 97 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 23 - 97 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |

97 - 187 2105.14 BUS STOP ONLY

The parking regulations on the 211 foot long block face along the W side of HIGH ST from FIRST AVE extending to PRICE AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 34 | 2105.17 | NO STOPPING ANYTIME |
| 34 - 88 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 34 - 88 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 88 - 211 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 214 foot long block face along the E side of HIGH ST from BRICKEL ST extending to LINCOLN ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 49 | 2105.17 | NO STOPPING ANYTIME |
| 49 - 186 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 186 - 214 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 218 foot long block face along the E side of HIGH ST from RUSSELL ST extending to BRICKEL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 97 | 2105.14 | BUS STOP ONLY |
| 97 - 186 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 186 - 218 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 218 foot long block face along the W side of HIGH ST from RUSSELL ST extending to LINCOLN ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 60 | 2105.17 | NO STOPPING ANYTIME |
| 60 - 219 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 60 - 219 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 219 - 257 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 229 foot long block face along the W side of HIGH ST from GOODALE ST extending to POPLAR AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 72 | 2105.17 | NO STOPPING ANYTIME |
| 72 - 96 | 2105.15 | LOADING ZONE 9AM - 4PM |
| 72 - 96 | 2105.15 | VALET PARKING 6PM - 2AM |
| 72 - 199 | 2105.17 | NO STOPPING 7AM - 9AM 4PM - 6PM WEEKDAYS |
| 96 - 177 | 2155.03 | 3 HR PARKING METERS 9AM - 4PM, 6PM - 10PM EXCEPT SUN. AND |
| 177 - 199 | 2105.15 | LOADING ZONE OTHER TIMES |
| 199 - 229 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 308 foot long block face along the W side of HIGH ST from LINCOLN AVE extending to BUTTLES AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 22 | 2105.17 | NO STOPPING ANYTIME |
| 22 - 113 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 22 - 113 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |

| | | | | |
|-----|---|-----|---------|---|
| 113 | - | 181 | 2105.17 | NO STOPPING ANYTIME |
| 181 | - | 205 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 181 | - | 205 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 205 | - | 308 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 319 foot long block face along the E side of HIGH ST from PRESCOTT ST extending to FIRST AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 30 | 2105.17 | NO STOPPING ANYTIME |
| 30 - 52 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 52 - 105 | 2105.17 | NO STOPPING ANYTIME |
| 105 - 145 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 145 - 202 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 145 - 202 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON- SAT |
| 202 - 319 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 329 foot long block face along the E side of HIGH ST from HUBBARD AVE extending to PRESCOTT ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 166 | 2105.14 | BUS STOP ONLY |
| 166 - 299 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 299 - 329 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 345 foot long block face along the W side of HIGH ST from PRICE AVE extending to SECOND AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 137 | 2105.17 | NO STOPPING ANYTIME |
| 137 - 315 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 137 - 315 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 315 - 345 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 379 foot long block face along the W side of HIGH ST from SECOND AVE extending to STARR AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 39 | 2105.17 | NO STOPPING ANYTIME |
| 39 - 125 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 39 - 125 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 125 - 379 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 417 foot long block face along the E side of HIGH ST from FOURTH AVE extending to FIFTH AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 30 | 2105.17 | NO STOPPING ANYTIME |
| 30 - 75 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 75 - 120 | 2105.17 | NO STOPPING ANYTIME |
| 120 - 303 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 303 - 417 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 538 foot long block face along the W side of HIGH ST from BUTTLES AVE extending to HUBBARD AVE shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 49 | 2105.17 | NO STOPPING ANYTIME |
| 49 - 203 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 49 - 203 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 203 - 229 | 2105.17 | NO STOPPING ANYTIME |
| 229 - 269 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 229 - 269 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 269 - 309 | 2105.17 | NO STOPPING ANYTIME |
| 309 - 421 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 409 - 458 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 421 - 458 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 9AM - 5PM MON - SAT |
| 421 - 458 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 458 - 538 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 601 foot long block face along the E side of HIGH ST from GOODALE ST extending to RUSSELL ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 60 | 2105.17 | NO STOPPING ANYTIME |
| 60 - 120 | 2105.15 | LOADING ZONE 9AM - 4PM |
| 60 - 120 | 2105.15 | VALET PARKING 6PM - 2AM |
| 60 - 353 | 2105.17 | NO STOPPING 7AM - 9AM 4PM - 6PM WEEKDAYS |
| 120 - 281 | 2155.03 | 3 HR PARKING METERS 9AM - 4PM, 6PM - 10PM EXCEPT SUN. AND |
| 281 - 353 | 2105.15 | LOADING ZONE OTHER TIMES |
| 353 - 416 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 416 - 483 | 2105.17 | NO STOPPING ANYTIME |
| 483 - 569 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 569 - 601 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 614 foot long block face along the E side of HIGH ST from FIRST AVE extending to SECOND AVE shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 134 | 2105.14 | BUS STOP ONLY |
| 134 - 232 | 2105.17 | NO STOPPING ANYTIME |
| 232 - 272 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 272 - 335 | 2105.17 | NO STOPPING ANYTIME |
| 335 - 372 | 2105.15 | NO PARKING LOADING ZONE |
| 372 - 569 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 569 - 614 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 651 foot long block face along the W side of HIGH ST from FOURTH AVE extending to FIFTH AVE shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 46 | 2105.17 | NO STOPPING ANYTIME |
| 46 - 236 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 46 - 236 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 236 - 263 | 2105.17 | NO STOPPING ANYTIME |
| 263 - 283 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 263 - 283 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 283 - 362 | 2105.17 | NO STOPPING ANYTIME |
| 362 - 456 | 2155.03 | 3 HR PARKING METERS 9AM - 10PM, EXCEPT SUNDAYS AND HOLIDAYS |
| 362 - 516 | 2105.17 | NO STOPPING 7AM - 9AM WEEKDAYS |
| 456 - 516 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 456 - 516 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 9AM - 5PM MON - SAT |
| 516 - 651 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 182 foot long block face along the N side of HUBBARD AVE from WALL ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 21 | 2105.17 | NO STOPPING ANYTIME |
| 21 - 111 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 111 - 182 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 183 foot long block face along the S side of HUBBARD AVE from WALL ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 23 | 2105.17 | NO STOPPING ANYTIME |
| 23 - 136 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 136 - 183 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 183 foot long block face along the S side of LINCOLN ST from HIGH ST extending to PEARL ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 49 | 2105.17 | NO STOPPING ANYTIME |
| 49 - 160 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 49 - 186 | 2105.17 | NO PARKING 8AM - 4PM THIRD WEDNESDAY OF MAY, AUGUST, & NOVEMBER FOR STREET SWEEPING |
| 160 - 183 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 186 foot long block face along the N side of LINCOLN ST from HIGH ST extending to PEARL ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 37 | 2105.17 | NO STOPPING ANYTIME |
| 37 - 166 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 166 - 186 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 140 foot long block face along the E side of PARK ST from POPLAR ST extending to MILLAY ALLEY shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 26 | 2105.17 | NO STOPPING ANYTIME |
| 26 - 108 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 108 - 140 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 186 foot long block face along the E side of PARK ST from MILLAY ALLEY extending to RUSSELL ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 23 | 2105.17 | NO STOPPING ANYTIME |
| 23 - 152 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 152 - 186 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 250 foot long block face along the E side of PARK ST from RUSSELL ST extending to LINCOLN ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 22 | 2105.17 | NO STOPPING ANYTIME |
| 22 - 99 | 2105.21 | NO PARKING 6PM - 10AM EVERYDAY EXCEPT CITY PERMIT VG |
| 22 - 99 | 2155.03 | 6 HR PARKING 10AM - 6PM EXCEPT SUNDAYS & HOLIDAYS |

| | | | | |
|-----|---|-----|---------|--|
| 99 | - | 125 | 2105.17 | NO STOPPING ANYTIME |
| 125 | - | 225 | 2105.21 | NO PARKING 6PM - 10AM EVERYDAY EXCEPT CITY PERMIT VG |
| 125 | - | 225 | 2155.03 | 6 HR PARKING 10AM - 6PM EXCEPT SUNDAYS & HOLIDAYS |
| 225 | - | 250 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 384 foot long block face along the W side of PARK ST from LINCOLN ST extending to BUTTLES AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 27 | 2105.17 | NO STOPPING ANYTIME |
| 27 - 356 | 2155.03 | 6 HR PARKING 10AM - 6PM EXCEPT SUNDAYS & HOLIDAYS |
| 27 - 356 | 2105.21 | NO PARKING 6PM - 10AM EVERYDAY EXCEPT CITY PERMIT VG |
| 356 - 384 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 1286 foot long block face along the W side of PARK ST from GOODALE ST extending to BUTTLES AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 302 | 2105.17 | NO STOPPING ANYTIME |
| 302 - 575 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 575 - 600 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 575 - 600 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON- SAT |
| 600 - 646 | 2105.17 | NO STOPPING ANYTIME |
| 646 - 667 | 2105.21 | NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON- SAT |
| 646 - 667 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 667 - 1237 | | TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES |
| 1237 - 1286 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 403 foot long block face along the N side of POPLAR AVE from PARK ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 48 | 2105.17 | NO STOPPING ANYTIME |
| 48 - 208 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 208 - 290 | 2105.17 | NO STOPPING ANYTIME |
| 290 - 310 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 290 - 310 | 2105.17 | NO PARKING 2AM - 6AM EVERYDAY |
| 310 - 353 | 2105.15 | NO PARKING LOADING ZONE |
| 353 - 403 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 415 foot long block face along the S side of POPLAR AVE from PARK ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 42 | 2105.17 | NO STOPPING ANYTIME |
| 42 - 133 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 133 - 184 | 2105.17 | NO STOPPING ANYTIME |
| 184 - 204 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 204 - 238 | 2105.17 | NO STOPPING ANYTIME |
| 238 - 301 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 301 - 339 | 2105.17 | NO STOPPING ANYTIME |
| 339 - 361 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 361 - 415 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 336 foot long block face along the N side of RICH ST from TWENTY-SECOND ST extending to OHIO AVE shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|------------|
|---------------|--------------|------------|

| | | | | |
|-----|---|-----|---------|--------------------------------|
| 0 | - | 49 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 49 | - | 72 | 2105.03 | HANDICAPPED PARKING ONLY |
| 72 | - | 159 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |
| 159 | - | 171 | | NAMELESS ALLEY |
| 171 | - | 336 | 2151.01 | (STATUTORY RESTRICTIONS APPLY) |

The parking regulations on the 153 foot long block face along the S side of RUSSELL ST from HIGH ST extending to PEARL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 50 | 2105.17 | NO STOPPING ANYTIME |
| 50 - 118 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 50 - 118 | 2105.17 | NO PARKING 8AM - 4PM THIRD WEDNESDAY OF MAY, AUGUST, & NOVEMBER FOR STREET SWEEPING |
| 118 - 153 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 185 foot long block face along the N side of RUSSELL ST from HIGH ST extending to PEARL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 100 | 2105.17 | NO STOPPING ANYTIME |
| 100 - 163 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 100 - 163 | 2105.17 | NO PARKING 8AM - 4PM THIRD TUESDAY OF MAY, AUGUST, & NOVEMBER FOR STREET SWEEPING |
| 163 - 185 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 410 foot long block face along the N side of RUSSELL ST from PARK ST extending to HIGH ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--|
| 0 - 30 | 2105.17 | NO STOPPING ANYTIME |
| 30 - 228 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 228 - 257 | 2105.17 | NO STOPPING ANYTIME |
| 257 - 362 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 362 - 410 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 182 foot long block face along the N side of WARREN ST from HIGH ST extending to PEARL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 61 | 2105.17 | NO STOPPING ANYTIME |
| 61 - 147 | 2105.17 | NO PARKING 8AM - 4PM THIRD TUESDAY OF MAY, AUGUST, & NOVEMBER FOR STREET SWEEPING |
| 61 - 147 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 147 - 182 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 182 foot long block face along the S side of WARREN ST from HIGH ST extending to PEARL ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 28 | 2105.17 | NO STOPPING ANYTIME |
| 28 - 113 | 2105.17 | NO PARKING 8AM - 4PM THIRD WEDNESDAY OF MAY, AUGUST, & NOVEMBER FOR STREET SWEEPING |
| 28 - 113 | 2155.03 | 3 HR PARKING METERS ONLY 8AM -10PM EXCEPT SUNDAYS AND HOLIDAYS |
| 113 - 182 | 2105.17 | NO STOPPING ANYTIME |

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these

orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR