

# **Columbus City Bulletin**



**Bulletin #30  
July 24, 2010**

# Proceedings of City Council

Saturday July 24, 2010



## SIGNING OF LEGISLATION

(Legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *July 19, 2010*; by Mayor, Michael B. Coleman on *Wednesday, July 21, 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.***

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Monday, July 19, 2010

5:00 PM

Columbus City Council

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Columbus City Council

Journal

July 19, 2010

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**REGULAR MEETING NO. 39 OF COLUMBUS CITY COUNCIL, JULY 19, 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

**C0021-2010**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF THURSDAY JULY 15, 2010:

New Type: D2  
To: Banana Bean Café Inc  
DBA Banana Bean Café  
410 E Whittier St 1st Fl Only  
Columbus OH 43206  
Permit # 04246010005

Transfer Type: D2  
To: Gold Club 1336 Inc  
& Patio  
6093 McNaughten Center  
Columbus OH 43232  
From: 2216 S A Inc  
1893-95 Sullivant Av 1st Fl & Bsmt  
Columbus OH 43204  
Permit # 32446100005

Transfer Type: C2, C2X, D8  
To: Zeta European Emporium LLC  
DBA Zeta European Emporium

751 N High St 1st Fl Only  
 Columbus OH 43215  
 From: William O Chappel II  
 DBA Zeta European Emporium  
 751 N High St 1st Fl Only  
 Columbus OH 43215  
 Permit # 9922719

Advertise: 07/24/2010  
 Return: 08/04/2010

**Read and Filed**

## RESOLUTIONS OF EXPRESSION

### ADDITIONS OR CORRECTIONS TO THE AGENDA

#### TYSON

**0104X-2010** To Honor and Recognize the 2010 Pelotonia Bike Tour

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

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

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

### FIRST READING OF 30-DAY LEGISLATION

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

##### MENTEL

**1099-2010** FR To authorize and direct the City Auditor to enter into an agreement with Clark, Schaefer, Hackett & Co., Certified Public Accountants, for professional auditing services for calendar year 2010 and to authorize the expenditure of \$347,750.00 from the General Fund (\$347,750.00)

**Read for the First Time**

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

##### MENTEL

**1041-2010** FR To authorize the Director of Public Service to enter into a contract with IPS Group, Inc., to purchase Single Space Parking Meters for the City's Parking Meter Program, to authorize and direct the City Auditor to transfer \$200,000.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund and \$549,965.00 within the Street and Highway Improvement Fund; to authorize the City Auditor to appropriate \$200,000.00 within the Streets and Highways G.O. Bonds Fund and \$549,965.00 within the Street and Highway Improvement Fund, and to authorize the expenditure of \$749,965.00 from said Funds for the Division of Mobility Options; and to waive the competitive bidding requirements of the City Code. (\$749,965.00)

**Read for the First Time**

**1071-2010** FR To authorize the Director of Public Utilities to reimburse the Department of Public Service for engineering costs incurred in the design of the River

South Phase 1 project and to authorize the expenditure of \$112,501.00, within the Storm B.A.B.s (Build America Bonds) Fund, for the Department of Public Utilities. (\$112,501.00)

**Read for the First Time**

- 1088-2010** To authorize the Director of Public Service to execute a contract modification with MP Dory Company in connection with the Bridge Rehabilitation - Guardrail and Fence Rehabilitation project; to authorize and direct the City Auditor to transfer \$250,000.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$250,000.00 within the Streets and Highways G.O. Bonds Fund to authorize the expenditure of \$250,000.00 from the Streets and Highways G.O. Bonds Fund for this contract modification. (\$250,000.00)

**Read for the First Time**

- 1107-2010** FR To authorize the Director of Public Service to submit applications for Round 25 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Department of Public Service on behalf of the City of Columbus, and to authorize the Director of Finance and Management and City Auditor, as appropriate, to sign for funding use certification, local match availability, and to certify loan portion repayment. (\$0.00)

**Read for the First Time**

- 1118-2010** FR To authorize the Director of the Department of Public Service to execute those documents required to vacate the alley west of Hocking Street from Nationwide Boulevard north to the southern boundary of vacated Brodbelt Street.

**Read for the First Time**

**ADMINISTRATION: A. TROY MILLER, CHR. PALEY TAVARES MENDEL**

- 0891-2010** FR To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to renew an annual software maintenance and technical support services agreement with Speedware, Inc. for the Speedware software application; in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$24,593.80 from the Department of Technology, Information Services Fund. (\$24,593.80)

**Read for the First Time**

- 1137-2010** FR To authorize the City Clerk to contract with Columbus Association for the Performing Arts (CAPA) for the purpose of fostering and sustaining arts and cultural services that enrich the Columbus community, and to authorize the expenditure of \$250,000.00 from the General Fund. (\$250,000.00)

**Sponsors:** A. Troy Miller, Andrew Ginther, Eileen Y. Paley and Priscilla Tyson

**Read for the First Time**

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

- 0911-2010** FR To authorize the Director of Finance and Management to establish a purchase order with Mid Ohio Air Conditioning Corp. for the purchase of Carrier Packaged HVAC Roof Top Units for the Division of Sewerage and Drainage, and to authorize the expenditure of \$58,320.00 from the

Sewerage System Operating Fund. (\$58,320.00)

**Read for the First Time**

- 0937-2010** FR To authorize the Director of Public Utilities to execute a contract modification of the construction administration - construction inspection services agreement with DLZ Ohio, Inc; to authorize the transfer of \$117,322.51 and expend a total of \$117,322.51 in funds from within the Sanitary B.A.B.s (Build America Bonds) Fund; to authorize a transfer and expenditure of \$33,632.56 within the Water Build America Bonds (B.A.B.s) Fund; and to amend to the 2010 Capital Improvements Budgets for both the Sanitary Build America Bonds Fund and the Water 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 and the Division of Power and Water. (\$150,955.07).

**Read for the First Time**

- 0976-2010** FR To authorize the Director of Finance and Management to establish Blanket Purchase Orders for Powdered Activated Carbon from an established Universal Term Contract with MeadWestvaco for the Division of Power and Water; and to authorize the expenditure of \$354,801.48 from Water Systems Operating Fund. (\$354,801.48)

**Read for the First Time**

- 0992-2010** FR To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Stantec Consultants Services, Inc.; for the Linden Neighborhood Stormwater System Improvements Project Phase II, for the Division of Sewerage and Drainage; to authorize the transfer of \$7,318.04 within the Storm B.A.B.s (Build America Bonds) Fund; to amend the 2010 Capital Improvements Budget and to authorize the expenditure of \$267,318.04 within the Storm B.A.B.s (Build America Bonds) Fund. (\$267,318.04).

**Read for the First Time**

- 0996-2010** FR To authorize the Director of Public Utilities to enter into a service agreement in accordance with sole source provisions of the Columbus City Code with Tom Synnott Associates AKA tsa/Advet for software support of Falcon/DMS software for the Department of Public Utilities, to authorize the expenditure of \$9,169.80 from the Sewerage System Operating Fund-Sanitary, \$8,179.04 from the Water System Operating Fund, \$2,445.28 from the Storm Sewer Operating Fund and \$1,285.88 from the Electricity Operating Fund. (\$21,080.00)

**Read for the First Time**

- 1000-2010** FR To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with CT Consultants, Inc.; for the Terrace/Broad Stormwater System Improvements Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$226,726.00 within the Storm B.A.B.s (Build America Bonds) Fund. (\$226,726.00).

**Read for the First Time**

- 1006-2010** FR To authorize the Director of Public Utilities to execute a planned modification for an existing contract with James Skaggs dba Cornerstone Maintenance Services, Ltd. for HVAC Maintenance Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$169,000.00 from the

Sewerage System Operating Fund. (\$169,000.00)

**Read for the First Time**

- 1007-2010** FR To authorize the Director of Public Utilities to execute a planned modification for a service agreement with Marion Electric Motor Services Inc. for Electric Motor Repair Services for the Division of Sewerage and Drainage, and to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)

**Read for the First Time**

- 1019-2010** FR To authorize the Director of Public Utilities to execute a construction contract with U.S. Utility Contractor Co. for the Dublin Avenue Substation 138KV Switch Replacement for the Division of Power and Water (Power); to encumber funds for prevailing wage coordination services with the Design and Construction Division; and to authorize the expenditure of \$173,368.00 from the Electric B.A.B.s (Build America Bonds) Fund for the Division of Power and Water (Power). (\$173,368.00)

**Read for the First Time**

- 1029-2010** FR To authorize the Director of Public Utilities to execute a planned modification for a service agreement with AA Programmed Janitorial and Building Maintenance, Inc. for Janitorial Services for the Division of Sewerage and Drainage, and to authorize the expenditure of \$168,492.00 from the Sewerage System Operating Fund. (\$168,492.00)

**Read for the First Time**

- 1044-2010** FR To authorize the Director of Finance and Management to enter into a contract with Ace Truck Body, Inc. for the purchase of two Dump Bodies Mounted and Installed for the Division of Power and Water and to authorize the expenditure of \$33,278.00 from the Water Operating Fund. (\$33,278.00)

**Read for the First Time**

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

- 0980-2010** FR To accept the application (AN08-016) of PL Jackson Pike, LLC and RJ Jackson Pike, LLC for the annexation of certain territory containing 89.63? acres in Jackson Township.

**Read for the First Time**

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

- 1082-2010** FR To authorize the Director of the Recreation and Parks Department to execute an Exchange of Real Property Agreement by and between the City and The Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District (Metro Parks) in order to exchange 245 + acres of City owned property located on Richardson Road, for 32 +/- acres of land the City desires for park purposes, located near Gender Road and Shannon Road; and to waive the Land Review Commission and competitive bidding provisions of the Columbus City Codes (1959).

**Read for the First Time**

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

- 0995-2010** FR 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).

**Read for the First Time**

- 1042-2010** FR 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).

**Read for the First Time**

- 1089-2010** FR 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).

**Read for the First Time**

- 1104-2010** FR 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).

**Read for the First Time**

- 1106-2010** FR 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).

**Read for the First Time**

- 1111-2010** FR 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).

**Read for the First Time**

- 1132-2010** FR 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).

**Read for the First Time**

## CONSENT ACTIONS

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

- 0875-2010** CA 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)

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

- 0876-2010** CA 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)

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

- 0917-2010** CA 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)

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

- 1002-2010** CA To authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Boylan Marble and Terrazzo Restoration for the restoration of the marble and terrazzo at City Hall, 90 West Broad Street; to authorize and direct the City Auditor to transfer \$40,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds in the Construction Management Capital Improvement Fund; to amend the 2010 Capital Improvements Budget; to authorize the City Auditor to transfer \$15,434.00 within the Construction Management Capital Improvement Fund; to authorize the expenditure of \$55,434.00 from the Construction Management Capital Improvements Fund; and to declare an emergency. (\$55,434.00)

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

- 1009-2010** CA To authorize and direct the Finance & Management Director to enter into four (4) UTC contracts for the option to purchase Sanitary Paper Products with Acorn Distributors, First Systems, Inc., Joshen Paper & Packaging, and Net Pac International, LLC, to authorize the expenditure of four (4) dollars to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

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

- 1046-2010** CA To authorize and direct the Finance and Management Department Director to enter into a contract for the option to purchase Steel Products on an as needed basis, 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.**

- 1121-2010** CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Phillip Markwood Architects, Inc. for professional architectural and engineering consulting services at 757 Carolyn Avenue and 750 Piedmont Avenue; to authorize and

direct the City Auditor to transfer \$600,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$600,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$600,000.00)

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

- 1122-2010 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Harris Design for professional architectural and engineering consulting services for renovations to City buildings; to authorize and direct the City Auditor to transfer \$275,000.00 from the Special Income Tax fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$275,000.00 from the Construction Management Capital Improvement Fund and \$200,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$475,000.00)

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

- 1126-2010 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Miles McClellan Construction Company for project management professional services; to authorize and direct the City Auditor to transfer \$250,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$250,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$250,000.00)

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

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

- 1020-2010 CA 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)

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

- 1043-2010 CA To authorize and direct the Director of Public Safety to modify and extend the contract with Mt. Carmel Occupational Health for physical fitness testing services for the Division of Police, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

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

- 1049-2010 CA To amend the 2010 Capital Improvement Budget; to authorize the transfer of \$79,838.00 between projects within the Safety Voted Bond Fund; to authorize the Director of Public Safety to enter into contract with Allstate Tower Company on behalf of the Division of Support Services, for various exterior renovations at two radio towers, to authorize the expenditure of \$79,838.00 from the Safety Voted Bond Fund; and to declare an emergency.

(\$79,838.00).

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

- 1050-2010** CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Jess Howard Electric for exterior lighting improvements at the Strategic Response Bureau, 1120 Morse Road; to amend the 2010 Capital Improvements Budget, to authorize the expenditure of \$13,458.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$13,458.00)

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

- 1054-2010** CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Kalkreuth Roofing and Sheet Metal, Inc. for the renovation of the roof for the Division of Police, Substations No. 9/14; to authorize the expenditure of \$51,475.00 from the Government Build America Bonds fund; and to declare an emergency. (\$51,475.00)

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

- 1085-2010** CA To authorize the Public Safety Director to accept a Fire Safety Intervention Grant award from the Ohio Bureau of Workers Compensation for the purchase of various medical equipment and supplies; to authorize an appropriation of \$40,034.69 from the unappropriated balance of the General Government Grant Fund to the Division of Fire; and to declare an emergency. (\$40,034.69)

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

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

- 1021-2010** CA 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)

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

- 1025-2010** CA 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)

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

- 1026-2010** CA 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.

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

- 1027-2010** CA 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.

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

- 1028-2010** CA 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).

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

- 1053-2010** CA To authorize and direct the Finance and Management Director to enter into two contracts for the option to purchase Traffic Signal Strain Pole Equipment for the Department of Public Service with Path Master, Inc.; and Key Cable and Supply, Inc. to authorize the expenditure of two dollars to establish contracts from the Mail, Print Services, and UTC Fund, and to declare an emergency. (\$2.00).

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

- 1073-2010** CA To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Bikeway Preformed Pavement Marking Material for the Department of Public Service with Flint Trading, 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.**

- 1124-2010** CA To accept the plat titled "Elim Manor", from Elim Manor Homes, L.P., an Ohio Limited Partnership, by Elim Senior Housing, Inc. an Ohio Corporation, by Amy Klaben, President; and to declare an emergency.

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

- 1127-2010** CA To accept the plat titled "Galloway Ridge Section 8 Part 2", from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development; and to declare an emergency.

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

- 1129-2010** CA To accept the plat titled "Haydens Crossing Section 6 Part 3", from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development; and to declare an emergency.

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

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

- 1024-2010** CA To authorize and direct the Municipal Court Clerk to modify the first year of a three year contract with Time Warner Cable for the provision of internet services for the Clerk's Office; to authorize an expenditure of \$8,445.00 from the computer fund; and to declare an emergency. (\$8,445.00)

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

- 1057-2010** CA To authorize and direct the Municipal Court Clerk to enter into a contract with Dana & Pariser Co., L.P.A. for the provision of collection services; to authorize an expenditure up to \$235,000.00 from the Municipal Court Clerk Collection Fund; and to declare an emergency. (\$235,000.00)

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

Abstained: 1 - Paley

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

- 1058-2010 CA** To authorize and direct the Municipal Court Clerk to enter into a contract with Apelles, LLC for the provision of collection services; to authorize an expenditure up to \$90,000.00 from the Municipal Court Clerk Collection Fund; and to declare an emergency. (\$90,000.00)  
**This Matter was Approved on the Consent Agenda.**
- 1059-2010 CA** To authorize and direct the City Auditor to transfer \$9,209.38 from the Special Income Tax Fund to the Municipal Court Clerk Capital Improvement Fund; to authorize the Municipal Court Clerk to enter into a contract with TDS Document Management, LTD for the provision of shredding services; to authorize the expenditure of \$9,209.38 from the Municipal Court Clerk Capital Improvement Fund; and to declare an emergency. (\$9,209.38)  
**This Matter was Approved on the Consent Agenda.**
- 1066-2010 CA** To authorize the City Attorney to enter into a contract with Intellinetics, Inc. for the provision of data and imaging migration services in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of up to \$10,400.00 from the WAP Database and DV Advocate Grant funds; and to declare an emergency. (\$10,400.00)  
**This Matter was Approved on the Consent Agenda.**

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

- 0896-2010 CA** 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)  
**This Matter was Approved on the Consent Agenda.**
- 1056-2010 CA** To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Goulds Centrifugal Pump Parts with Yeoman's Chicago Corporation, to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; and to declare an emergency. (\$1.00).  
**This Matter was Approved on the Consent Agenda.**
- 1070-2010 CA** To authorize the Director of Public Utilities to make payment to Austin Kellum for time inadvertently worked over 480 allotted total hours, to authorize the expenditure of \$505.21 from the Electricity Operating Fund and to declare an emergency. (\$505.21)  
**This Matter was Approved on the Consent Agenda.**

#### **HOUSING : TAVARES, CHR. TYSON MILLER MENTEL**

- 1084-2010 CA** To amend Ordinance 0935-2010, passed June 28, 2010, creating the Livingston and James Community Reinvestment Area (CRA) for the purpose of correcting an error in the text of Section 3.c); and to declare an

emergency.

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

- 1113-2010 CA To authorize and direct the transfer of \$32,564.35 within the General Government Grant Fund, Lead Grant; to authorize the Director of the Department of Development to expend \$32,564.35 for eligible projects and activities associated with the Lead Safe Columbus Program; to authorize the expenditure of \$32,564.35 from the General Government Grant Fund; and to declare an emergency. (\$32,564.35)

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

#### **DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENDEL**

- 1037-2010 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.

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

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

- 0859-2010 CA 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.

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

- 0870-2010 CA 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.

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

- 1034-2010 CA To authorize and direct the Finance & Management Director to enter into two contracts for the option to purchase Recreation Apparel with Koppel Advertising, Inc. and Ad-Wear & Specialty of Texas, Inc., to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$2.00).

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

#### **APPOINTMENTS**

- A0097-2010 CA Reappointment of John F. Wolfe, Dispatch Printing Company, 34 S. Third St., Columbus, Ohio 43215 to the Columbus Downtown Development Corporation & Capitol South Board of Directors, with a new term expiration date of July 8, 2013 (resume attached).

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

- A0098-2010 CA Reappointment of Bruce Soll, Limited Brands, Three Limited Parkway, Columbus, Ohio 43230 to the Columbus Downtown Development Corporation & Capitol South Board with a new term expiration date of July 8, 2013 (resume attached).

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

- A0099-2010** CA Appointment of Mark Kelsey, 109 North Front Street, Columbus, Ohio 43215 to serve on the Mid-Ohio Regional Planning Commission replacing Erik Janas for the duration of his unexpired term ending December 31, 2010 (resume attached)

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

Abstained: 1 - Ms. Tavares

Affirmative: 6 - Ginther, Craig, Tyson, President Mentel, Miller and Paley

- A0100-2010** CA Appointment of Donald Payne of 4608 N. High St. Columbus, Ohio 43215 to serve on the Land Review Commission with a term expiration date of July 31, 2012 (resume attached).

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

- A0101-2010** CA Reappointment of Steve Lajeunesse, 622 Bueler Drive, Delaware, Ohio, 43015, to serve on the Columbus Tree Subcommittee with a term expiration date of December 31, 2014. (resume attached)

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

- A0102-2010** CA Reappointment of Don Wells, 5643 Oakmont Drive, Columbus, Ohio, 43232 to serve on the Columbus Tree Subcommittee with a new term expiration date of December 31, 2014 (resume attached).

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

- A0103-2010** CA Reappointment of James Tornes, 99 Preston Road, Columbus, Ohio, 43209 to serve on the Columbus Tree Subcommittee with a new term expiration date of December 31, 2014 (resume attached).

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

- A0104-2010** CA Reappointment of Dr. Kenneth W. Reisch, 6529 Masefield Street, Worthington, Ohio, 43085 to serve on the Columbus Tree Subcommittee with a new term expiration date of December 31, 2014 (resume attached).

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

- A0105-2010** CA Reappointment of Charles A. Turner III, 2416 Plymouth Avenue, Bexley, Ohio, 43209 to serve on the Columbus Horticultural Subcommittee with a new term expiration date of June 30, 2014.

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

- A0106-2010** CA Reappointment of Nancy Kolson, 22131 Delaware County Line Road, Marysville, Ohio, 43040 to serve on the Columbus Horticultural Subcommittee with a new term expiration date of April 30, 2015 (resume attached).

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

- A0107-2010** CA Reappointment of Gertrude Razor, 283 Dana Avenue, Columbus, Ohio, 43223 to serve on the Columbus Horticultural Subcommittee with a new term expiration date of October 31, 2014 (resume attached).

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

- A0108-2010** CA Reappointment of Paul Gibson, 157 Ceramic Drive, Columbus, Ohio, 43214



to serve on the Columbus Horticultural Subcommittee with a new term expiration date of June 30, 2014. (resume attached)

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

- A0109-2010** CA Reappointment of Steven M. Hindall, 5859 Olentangy River Road, Columbus, Ohio 43235 to serve on the Wellfield Protection Board of Appeals with a new term expiration date of March 31, 2015 (resume attached).

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

### Passed The Consent Agenda

**A motion was made by Craig, seconded by Ginther, 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

#### 0098X-2010

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.

Sponsors: Andrew Ginther and Priscilla Tyson

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

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

#### 1035-2010

To authorize the Director of the Department of Development to enter into a contract with TechColumbus for the purpose of administering the Entrepreneurial Signature Program and the Third Frontier TechColumbus Pre-Seed Fund III; to authorize the expenditure of \$438,000.00 from the General Fund; and to declare an emergency. (\$438,000.00)

Sponsors: Andrew Ginther, Hearcel Craig and A. Troy Miller

**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

#### 1117-2010

To authorize the Finance and Management Director to enter into a ten-year solar power purchase agreement with SolarVision LLC for the roof of the Fleet Maintenance Facility, 4211 Groves Road; to authorize the expenditure of \$5,000.00 from the Fleet Services Fund; and to declare an emergency. (\$5,000.00)

**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

#### 1120-2010

To authorize the Director of Finance and Management to modify and

increase a contract with Desman Inc. for a professional services to develop construction bid specifications for the garage at 98-102 N. Front Street; to authorize and direct the City Auditor to transfer \$88,600.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$88,600.00 from the Construction Management Capital Improvement Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$88,600.00)

**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

1133-2010

To authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Performance Companies, LLC. for the garage pavement repairs and striping at City Hall, 90 West Broad Street; to authorize and direct the City Auditor to transfer \$45,00.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$45,000.00 from the Construction Management Capital Improvement Fund; to waive the competitive bidding requirements of the City Code; and to declare an emergency. (\$45,000.00)

**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

1158-2010

To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with Nationwide Realty Investors, Ltd. in order to outline the plans and certain commitments of the parties relating to the relocation of Nationwide Insurance jobs to the downtown and development of Grandview Yard and the surrounding area; 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

1162-2010

To authorize the City Auditor to designate a portion of certain unlimited tax and limited tax general obligation bonds previously authorized by this Council as "Recovery Zone Economic Development Bonds" Section 55(B) of the City Charter.

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

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

**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

*RECESSED: 6:38 P.M.*

**A motion was made by Craig, seconded by Ms. Tavares, to Motion to Recess the Regular Meeting. The motion carried by the following vote:**

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

*RECONVENED: 6:41 P.M.*

**A motion was made by Craig, seconded by Tyson, to Motion to Reconvene the Regular Meeting. 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**

**0846-2010**

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; and to declare an emergency. (\$679,515.00)

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

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

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

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

*RECESSED: 6:45 P.M.*

**A motion was made by Craig, seconded by Ms. Tavares, to Motion to Recess the Regular Meeting. The motion carried by the following vote:**

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

*RECONVENED: 7:01 P.M.*

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

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

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

**0943-2010**

To authorize the Finance and Management Director to contract with Fyda Freightliner Columbus Inc for the purchase of two (2) tandem axle dump trucks for the Public Service Department, Division of Planning and Operations; to authorize and direct the City Auditor to transfer \$391,721.00 from the Special Income Tax Fund to the Streets and Highways Bond Fund; to authorize the City Auditor to transfer \$12,511.00 from the Streets and Highway Bond Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$379,210.00 within the Streets and Highway Bond Fund and \$62,554.00 within the CMAQ grant fund; and to authorize the expenditure of \$379,210.00 from the Streets and Highway Bond Fund and \$62,554.00 from the CMAQ grant fund; and to waive the competitive bidding requirements of the City of Columbus code; and to declare an emergency. (\$441,764.00)

**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

**0967-2010**

To authorize the Finance and Management Director to establish a purchase order with Ricart Properties Inc. for the purchase of flatbed trucks for the Division of Refuse Collection; to authorize and direct the City Auditor to transfer \$93,560.00 from the Special Income Tax Fund to the Refuse Collection Bond Fund, to authorize and direct the City Auditor to transfer \$10,160.00 from the Refuse Collection Bond Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$83,400.00 within the Refuse Collection Bond Fund and \$50,800.00 to the CMAQ grant fund; and to authorize the expenditure of \$83,400.00 from the Refuse Collection Bond Fund and \$50,800.00 from the CMAQ grant; and to declare an emergency. (\$134,200.00)

**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

**1030-2010**

To authorize the Finance and Management Director to establish purchase orders with McNeilus Truck and Manufacturing and Columbus Peterbilt/ESEC Corporation for the purchase of mechanized refuse collection vehicles for the Division of Refuse Collection from pending universal term contracts; to authorize and direct the City Auditor to transfer \$1,712,492.00 from the Special Income Tax Fund to the Refuse Collection Bond Fund, to authorize and direct the City Auditor to transfer \$53,221.00 from the Refuse Collection Bond Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$1,659,271.00 within the Refuse Collection Bond Fund and \$266,104.00 to the CMAQ grant fund; and to authorize the expenditure of \$1,659,271.00 from the Refuse Collection Bond Fund and

\$266,104.00 from the CMAQ grant; and to declare an emergency.  
(\$1,925,375.00)

**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

**1115-2010**

To authorize the Director of Finance and Management to establish a purchase order with Flint Trading Inc. for the purchase of bikeway pavement marking materials per the terms and conditions of a pending universal term contract for the Division of Mobility Options; to authorize and direct the City Auditor to transfer \$86,400.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$86,400.00 within the Streets and Highways G.O. Bonds Fund to authorize the expenditure of \$86,400.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$86,400.00)

**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

**1141-2010**

To authorize the Director of Public Service to enter into a contract with G&G Cement Contractors, LLC, for construction of the Downtown Streetscape - Cleveland Avenue project for the Division of Planning and Operations; to appropriate and authorize the City Auditor to transfer \$226,974.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the appropriation and expenditure of \$226,974.00 from the Streets and Highways GO Bonds Fund; and to declare an emergency.  
(\$226,974.00)

**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

**1147-2010**

To authorize the Director of Public Service to enter into a contract with G&G Cement Contractors, LLC, for construction of the UIRF - North High Sidewalk at Overbrook project for the Department of Development; to appropriate and authorize the City Auditor to transfer \$154,178.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the appropriation and expenditure of \$154,178.00 from the Streets and Highways GO Bonds Fund; and to declare an emergency.  
(\$154,178.00)

**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

**1041-2010**

To authorize the Director of Public Service to enter into a contract with IPS Group, Inc., to purchase Single Space Parking Meters for the City's Parking Meter Program, to authorize and direct the City Auditor to transfer \$200,000.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund and \$549,965.00 within the Street and Highway

Improvement Fund; to authorize the City Auditor to appropriate \$200,000.00 within the Streets and Highways G.O. Bonds Fund and \$549,965.00 within the Street and Highway Improvement Fund, and to authorize the expenditure of \$749,965.00 from said Funds for the Division of Mobility Options; and to waive the competitive bidding requirements of the City Code, and to declare an emergency. (\$749,965.00)

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

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

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

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

1118-2010

To authorize the Director of the Department of Public Service to execute those documents required to vacate the alley west of Hocking Street from Nationwide Boulevard north to the southern boundary of vacated Brodbelt Street; and to declare an emergency.

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

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

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

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

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

0904-2010

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)

**A motion was made by Miller, 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

0969-2010

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)

**A motion was made by Miller, 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

**1048-2010**

To authorize the Directors of the Department of Finance and Management, the Department of Technology, and the Department of Recreation and Parks on behalf of the City of Columbus, to enter into an agreement to accept a donation from Time Warner Cable solicited by Columbus Downtown Development Corporation/Capital South for the Scioto Mile and Bicentennial Park project as an in-kind donation to the City; and to declare an emergency.

**A motion was made by Miller, 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

**1062-2010**

To authorize the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, on behalf of the Department of Public Utilities (DPU), for the purchase of replacement desktop computers, printers and computer related products and equipment from a pre-established universal term contract with Resource One Computer Systems, Inc.; to authorize the expenditure of \$421,421.90 from the Department of Technology Information Services Fund; and to declare an emergency. (\$421,421.90)

**A motion was made by Miller, 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

**1063-2010**

To authorize the Director of the Department of Technology to modify and increase an existing contract with COMSYS; to authorize the transfer of appropriation and cash between projects in the Information Services Capital Improvement Fund; to amend the 2010 Capital Improvement Budget; to authorize the expenditure of \$50,000.00 from the Information Services Capital Improvement Fund; and to declare an emergency (\$50,000)

**A motion was made by Miller, 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

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

### **MENTEL**

**1047-2010**

To authorize the Director of the Department of Finance and Management to execute a Quitclaim Deed and any ancillary documents necessary to grant the City of Gahanna, Ohio 0.038 +/- acres of City owned real property, land locked within Gahanna's corporate limits, at Interstate 270 and North Hamilton Road, for use as a public park, to waive competitive bidding and Land Review Commission requirements of the Columbus City Codes, (1959) Revised, and to declare an emergency.

**A motion was made by Paley, 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

**1052-2010**

To authorize and direct the Municipal Court Clerk to enter into a contract with Linebarger, Goggan, Blair & Sampson, LLP for the provision of collection services; to authorize an expenditure up to \$235,000.00 from the Municipal Court Clerk Collection Fund; and to declare an emergency. (\$235,000.00)

**A motion was made by Paley, 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

**1055-2010**

To authorize the Finance and Management Director to modify a contact on behalf of the Office of Construction Management with The Albert M. Higley Company for miscellaneous renovations and demolitions at the Municipal Court Building, 375 South High Street; to authorize and direct the City Auditor to transfer \$300,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to amend the 2010 Capital Improvements Budget; to authorize the City Auditor to transfer \$49,000.00 within the Gov'l B.A.B.'s (Build America Bonds); to authorize the expenditure of \$349,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$349,000.00)

**A motion was made by Paley, 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

**1130-2010**

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Design Group for professional services for space programming and master planning for the Municipal Court, 375 South High Street; to authorize and direct the City Auditor to transfer \$250,000.00 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; and to authorize the expenditure of \$250,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$250,000.00)

**A motion was made by Paley, 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

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

**0879-2010**

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).

**A motion was made by Paley, 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

**0938-2010**

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)

**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

**1040-2010**

To authorize the Director of Public Utilities to enter into a construction contract with the Kenny / Obayashi Joint Venture, in connection with the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1; to authorize the appropriation and expenditure of \$264,506,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF); and to and to amend the 2010 Capital Improvements Budget for the Division of Sewerage and Drainage; and declare an emergency. (\$264,506,000.00)

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

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

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

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

**1114-2010**

To authorize the Director of Finance and Management to establish a purchase order for the Division of Sewerage and Drainage on behalf of the Public Utilities Department for the purchase of one Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck in accordance with a State of Ohio State Term Schedule contract with Jack Doheny Supplies Ohio Inc.; to authorize the City Auditor to transfer \$28,760.00 within the Sewer Operating-Sanitary Fund; to authorize and direct the City Auditor to transfer \$28,760.00 from the Sewer Operating-Sanitary Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$143,799.99 within the CMAQ grant fund; and to authorize the expenditure of \$341,920.11 from the Sewer Operating-Sanitary Fund and \$143,799.99 from the CMAQ grant fund; and to declare an emergency. (\$485,720.10)

**A motion was made by Paley, 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

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

**1067-2010**

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$165,000.00 for the Peer Advocate for Immunization Program; to authorize the appropriation of \$165,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$165,000.00)

**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

**HOUSING: TAVARES, CHR. TYSON MILLER MENTEL**

**1083-2010**

To authorize and direct the transfer of \$700,000.00 within the General Government Grant Fund, NSP1 Grant; to authorize an appropriation of \$1,000,000.00 from the General Government Grant Fund from unappropriated NSP1 program income funds; to authorize the Director of the Department of Development to expend \$4,680,528.00 from the General Government Grant Fund to provide funding for obligations and expenditures related to the NSP1 Grant; and to declare an emergency. (\$4,680,528.00)

**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

**1116-2010**

To authorize the Development Director to enter into contracts with various contractors for trash and debris, light demolition, and landscaping services for properties managed by the Land Redevelopment Office and acquired under the Neighborhood Stabilization Program; to authorize the expenditure of \$175,000.00 from the General Government Grant Fund; and to declare an emergency. (\$175,000)

**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**

**1103-2010**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one vacant parcel of real property (1189 E. Rich St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**A motion was made by Tyson, 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

**1110-2010**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one

parcel of real property (947 Whitethorne Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**A motion was made by Tyson, 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

0980-2010

To accept the application (AN08-016) of PL Jackson Pike, LLC and RJ Jackson Pike, LLC for the annexation of certain territory containing 89.63? acres in Jackson Township.

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

Absent@vote: 1 - President Mentel

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

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

Absent@vote: 1 - President Mentel

Affirmative: 1 - Tyson

Negative: 5 - Ginther, Ms. Tavares, Craig, Miller and Paley

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

1109-2010

To authorize the Director of the Recreation and Parks Department to grant consent and propose cooperation with the Ohio Department of Transportation to construct a bikepath along Goodale Street from the intersection of Twin Rivers Drive/Olentangy River Road to the State Route 315 ramps east of the Olentangy River, and to declare an emergency.

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

Abstained: 1 - Ms. Tavares

Affirmative: 6 - Ginther, Craig, Tyson, President Mentel, Miller and Paley

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

1143-2010

To submit to the electors of the City of Columbus a proposed amendment to Section 8 of the Columbus City Charter to ensure conformity with state law; to place such City Charter amendment on the November 2, 2010 ballot at a special election to be held concurrently with the General Election; to repeal the existing provisions thereof, and to declare an emergency.

Sponsors: Michael C. Mentel

**A motion was made by President Mentel, 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: 8:25 P.M.*

**A motion was made by Craig, seconded by Ms. Tavares, 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*

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Monday, July 19, 2010

6:30 PM

Zoning Committee

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Zoning Committee

Journal

July 19, 2010

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**REGULAR MEETING NO. 40 OF CITY COUNCIL (ZONING), JULY 19, 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 Tavares, 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**

**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).

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

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

**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).

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

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

**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)

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

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

*ADJOURNED:6:41 P.M.*

**A motion was made by Craig, seconded by Tavares, 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:** 0098X-2010

**Drafting Date:** 06/22/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Resolution

**Explanation**

**BACKGROUND:** This plan was prepared by the Columbus Downtown Development Corporation (CDDC) and covers the entire Downtown area (I-670 on the north, I-70/71 on the east and south, and the railroad tracks west of the Scioto Peninsula on the west). This plan is an update to the 2002 Downtown Business Plan. The planning process included data collection and analysis, consensus through community participation, and plan preparation. A series of three public workshops were held to gather comments and share the draft document. The plan was made available to city departments and divisions for review and comment. The CDDC Board endorsed the plan on April 20, 2010. The Downtown Commission reviewed the plan on June 10, 2010 and unanimously voted to endorse the plan and recommend its acceptance by City Council on June 22, 2010.

**DOWNTOWN COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS RECOMMENDATION:** Approval.

**FISCAL IMPACT:** None.

**Title**

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.

**Body**

**WHEREAS**, the Downtown Columbus Strategic Plan is intended to serve as a vision for future public and private investments in the Downtown; and

**WHEREAS**, the Columbus Downtown Development Corporation guided the development of the Downtown Columbus Strategic Plan; and

**WHEREAS**, the CDDC and the City undertook a comprehensive public engagement process that included over 50 meetings with a variety of Downtown stakeholders; 300 personal invitations to community leaders to all public meetings; additional publicity for the public meetings were email distributed to area commissions and civics and posted on Facebook, Twitter, CDDC website, and Columbus Underground; with CDDC social media receiving more than 16,000 visits; and extensive media coverage (print and on line); and

**WHEREAS**, staff meetings, presentations, open houses, and public presentations were conducted as part of the public planning process (including web based surveys) that together generated over 1,000 public comments (600 comments after the March meeting and 500 comments after the April meeting); and

**WHEREAS**, the recommendations of the Downtown Columbus Strategic Plan address zoning and land use issues, infrastructure needs, and other community priorities; and

**WHEREAS**, the Downtown Columbus Strategic Plan is an update to the 2002 Downtown Business Plan; and

**WHEREAS**, the board of the Columbus Downtown Development Corporation endorsed the plan on April 20, 2010; and

**WHEREAS**, the Downtown Commission held a public hearing on June 22, 2010 (with public notice) and endorsed the Downtown Columbus Strategic Plan and recommended its acceptance by City Council; **now, therefore**,

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

**Section 1.** That the Downtown Columbus Strategic Plan is hereby accepted to inform development, redevelopment, and the planning of future public improvements in the Central Business District.

**Section 2.** That all city of Columbus departments and divisions are hereby authorized and directed to consult the Downtown Columbus Strategic Plan in initiating or reviewing projects within the planning area or adjacent areas and require that such projects generally conform to the plan.

**Section 3.** That the Department of Development is directed to monitor the use of the Downtown Columbus Strategic Plan, and to present to City Council any amendments necessary to keep the plan up-to-date.

**Section 4.** That copies of the Downtown Columbus Strategic Plan shall be kept on file in the Department of Development, Planning and Economic Development Divisions, and at the Columbus Downtown Development Corporation.

**Section 5.** That this resolution shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0104X-2010

**Drafting Date:** 07/15/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

Title

To Honor and Recognize the 2010 Pelotonia Bike Tour

Body

**WHEREAS**, Pelotonia is a grassroots bike tour with one goal: to end cancer; and

**WHEREAS**, one hundred percent of the money raised by Pelotonia supports innovative and life saving cancer research at The Ohio State University Comprehensive Cancer Center - James Cancer Hospital and Solove Research Institute; and

**WHEREAS**, The Ohio State University Comprehensive Cancer Center is a national leader in creating and testing new therapies and giving patients access to the most groundbreaking care available, saving and improving countless lives through dedication, innovation, and quality service to patients and families; and

**WHEREAS**, the 2009 inaugural Pelotonia tour raised over \$4.5 million for cancer research, and this year's tour is expected to surpass that remarkable achievement; and

**WHEREAS**, the second annual Pelotonia tour will be held August 20th through August 22nd, and ridership numbers are expected to top four thousand; and

**WHEREAS**, Columbus residents and out of town supporters can visit [www.pelotonia.org](http://www.pelotonia.org) <<http://www.pelotonia.org>> to learn more about getting involved by riding in the event, volunteering, donating, or being a "virtual rider," and also to learn about training and other events in advance of the ride; and



**WHEREAS**, fundraising will continue through October 20th, 2010, with fundraising totals to be unveiled during the Ohio State-Michigan football game on November 27, 2010; now, therefore

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

That this Council honors and recognizes the second annual Pelotonia bike tour, and thanks the many organizers, riders, volunteers, donors, and supporters who make this important event possible.

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**Legislation Number:** 0846-2010

**Drafting Date:** 06/01/2010

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

Explanation

**BACKGROUND:** This ordinance authorizes the Finance and Management Director to modify a professional services contract with Mull & Weithman Architects, Inc. for architectural and engineering services for the new Police Division property room project located at 724 Woodrow Avenue. Requests for Proposals (RFPs) were available on August 21, 2007, and four firms submitted proposals on or before September 17, 2007. The original contract was authorized by Ordinance No. 2059-2007, passed December 10, 2007.

The initial design work focused on protecting the asset by replacing the roof, securing the building envelope, and designing and replacing the building HVAC system. Now that these tasks have been completed, the remaining design work must be modified and updated. Mull & Weithman Architects, Inc. has institutional knowledge of the project and produced the original design plans. It is practical and cost effective for the coordination and continuity of the project to use Mull & Weithman Architects, Inc. on the design modifications. Selecting another architect at his 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 professional services.

The architectural and engineering services shall include surveying, architectural design, and administrative services, mechanical, electrical, fire protection, plumbing, technology, security systems, and furniture, fixtures and equipment. The architectural and engineering services shall also include limited Master planning to incorporate Phase III, the crime lab. The overall project design will be designed with Green Building Principles.

**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 \$679,515.00 against the Special Income Tax Fund. Upon sale of the bond, this will be reimbursed. This legislation authorizes the expenditure of \$679,515.00 or so much thereof, as may be necessary for this purpose. The cost of the original contract was \$400,000.00. The cost of this modification is \$679,515.00 for a total of \$1,079,515.00.

Mull & Weithman Architects, Inc. Contract Compliance No. 31-1635306, expiration date January 4, 2012.

Title

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; **and to declare an emergency.** (\$679,515.00)

Body

**WHEREAS**, Ordinance No. 2059-2007, passed, December 10, 2007, authorized the Finance and Management Director to contract with Mull & Weithman Architects, Inc. for architectural and engineering services for the new Police Division property room project at 724 Woodrow Avenue; 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 \$679,515.00; 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 Mull & Weithman Architects, Inc. for additional architectural and engineering services **and now, therefore:—**

**WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service and Transportation in that it is immediately necessary to permit the Property Room design contract modification to move forward in an expeditious manner which will save approximately thirty days in the design process and permit an earlier bidding process for the facility renovation; for the preparation 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 is hereby authorized to modify a contract with Mull & Weithman Architects, Inc. for architectural and engineering services for the new Police Division property room project located at 724 Woodrow Avenue.

**SECTION 2.** The sum of \$679,515.00 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 Public Safety Voted Bond Fund 701, 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 \$679,515.00 is hereby transferred and appropriated to the Division of Police, 30-03, Public Safety Capital Improvement Fund, Fund 701, Police Property Room/Crime Lab, Project 330033-100000, Object Level One 06, Object Level Three Code 6620, OCA Code 644476.

**SECTION 5.** That upon obtaining other funds for the modification 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, 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 \$679,515.00 (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 \$679,515.00, 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: 701

Project: 330033-100000

OCA: 644476

Object Level 1: 06

Object Level 3: 6620

Amount: \$679,515.00

**SECTION 10.** ~~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 approvals by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.**

---

**Legislation Number:** 0859-2010

**Drafting Date:** 06/02/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

Kone, Inc. has been the current elevator maintenance and service provider for the last nine years. The contract was re-bid in 2008 as formal bid SA002929 that closed on June 17, 2008. Kone, Inc. was the most responsive, responsible and best bidder.

Formal bids on SA002929 were received from three companies on June 17, 2008. The contract was awarded to the most responsive, responsible and best bidder, which was Kone, Inc. John Blatt Elevator Consultants helped the department review the bids and also determined Kone, Inc. to be the best, responsive and responsible bidder.

The cost of the 2008 contract was \$16,800.00 plus \$3,200.00 fixed contingency for a grand total of \$20,000.00. The 2008 contract was set up to fund the elevator service at eight locations for a total of the twelve-month period ending August 31, 2009.

In August of 2009, an additional new elevator was added to the services provided by Kone, Inc. as the contract allows for the addition of new units as needed. The cost of the 2009 contract extension was \$19,200.00 plus \$2,800.00 fixed contingency for a grand total of \$22,000.00 for a total of the twelve-month period ending August 31, 2010.

This legislation is to fund the twelve (12) month period beginning September 1, 2010 through August 31, 2011 for \$20,600.00 plus a \$2,800.00 fixed contingency for a total of \$23,400.00.

Funding of \$23,400.00 for the Kone, Inc. 2010 contract extension will come from Operating Fund 285, Dept 51-01, OCA

510495, Object Level One 3 and Object Level Three 3370.

Kone, Inc. Contract Compliance Number 36-2357423, is active to 7/15/2010.

**Title**

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.

**Body**

**WHEREAS**, it is necessary to modify and extend the contract with Kone, Inc. for maintenance and service to the elevators at various locations; and

**WHEREAS**, said contract will provide service and maintenance in various city buildings under the purview of the Recreation and Parks Department; and

**WHEREAS**, Kone, Inc. is the most responsive, responsible, and best bidder; **NOW THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks is hereby authorized to modify an agreement with Kone, Inc. for maintenance and service of elevators under the purview of Recreation and Parks.

**SECTION 2.** That the expenditure of \$23,400.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

**Division:** 51-01 / **Fund:** 285 / **OCA Code:** 510495 / **Object Level 1:** 3 / **Object Level 3:** 3370 / **Amount:** \$23,400.00

**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 legislation.

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

---

**Legislation Number:** 0870-2010

**Drafting Date:** 06/03/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

Proposals were received by the Recreation and Parks Department (CRPD) on May 13, 2010 for the inspection and comprehensive report of all Columbus Recreation and Parks Department owned bridges:

		<u>Status</u>	
Bridge Insp.	E. H. Herrick Engineering, Ltd. MAJ	MAJ	Jack Downs, Cert.

Consultant shall provide inspection services to prepare and submit required BR87 forms to Ohio Department of Transportation for eight vehicular bridges and inspect and provide reports for all 94 bridges. Work is to include description, photos, analysis and recommendations for each bridge as well as BR86 form for each. Work shall be encapsulated in one large, tabbed report submitted to Columbus Recreation and Parks in hard and electronic copy.

E.H. Herrick Engineering, Ltd. Contract Compliance # is 320180147. Expires 6/15/2012

**Title**

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.

**Body**

**WHEREAS**, the Recreation and Parks Department advertised for and received formal proposals, and selected the highest ranked offer; and

**WHEREAS**, the Consultant shall provide inspection services to prepare and submit required BR87 forms to Ohio Department of Transportation for eight vehicular bridges, and inspect and provide reports for all 94 bridges.

**WHEREAS**, it is necessary to contract with E.H. Herrick, Ltd. for professional services related to the 2010 inspections of department-owned bridges; **NOW, THEREFORE**

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

**SECTION 1.** That the Recreation and Parks Director is hereby authorized to enter into contract with E.H. Herrick, Ltd. for professional services related to the 2010 inspections of department-owned bridges, and to authorize the expenditure of \$20,940.00 from the Voted 1999/2004 Parks and Recreation Bond Fund.

**Section 2.** That the expenditure of \$20,940.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1999 and 2004 Parks and Recreation Bond Fund No. 702, Dept. 51-01, Project No. 510316-100000, OCA Code 644526, Object Level 3 6621, to pay the cost thereof.

**SECTION 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

---

**Legislation Number:** 0875-2010

**Drafting Date:** 06/03/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation authorizes the transfer of funds within the Department of Building & Zoning Services, Fund 240, for the purpose of purchasing five (5) 2011 Ford compact half-ton pickup trucks to replace existing fleet .

**FISCAL IMPACT:** Funds budgeted in Object Level 05 are being transferred for this purpose.

**Title**

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)

**Body**

**WHEREAS**, this legislation authorizes the City Auditor to transfer funds between Object Levels within the Development Services Fund, Fund 240, for the purpose of obtaining five (5) 2011 Ford pickup trucks for the Department of Building & Zoning Services; and

**WHEREAS**, the vehicles to be replace are more than ten (10) years old; and

**WHEREAS**, the manufacturer has established a specific time limit for guaranteeing the 2010 pricing on their 2011 model; and **now therefore**,

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

**Section 1.** That the City Auditor is hereby authorized and directed to transfer \$66,575.00 within the Department of Building & Zoning Services, Fund 240, as follows:

**FROM:**

**Division Number / Object Level One / Object Level Three / OCA / Amount**

43-01 / 05 / 5516 / 430386 / \$66,575.00

**TO:**

**Division Number / Object Level One / Object Level Three / OCA / Amount**

43-01 / 06 / 6652 / 430375 / \$66,575.00

**Section 2.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

**Legislation Number:** 0876-2010

**Drafting Date:** 06/03/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** To authorize the Director of the Department of Finance and Management to enter into contract with Ricart Properties, Inc. (CC# 31-1282546, expires 10/23/2010) for the purchase of five (5) compact ½-ton pickup trucks, 2011 Ford Ranger XL's under the terms of the Universal Term Contract FL 004524. Consideration of the Mayor's Green Initiative was made in the decision to purchase this specific vehicle. Ford has extended 2010 price guarantees for the 2011 model for this purpose.

**FISCAL IMPACT:** \$66,575.00 has been allocated from the Development Services Fund for this purpose. Companion legislation transfers funds within the 2010 Department of Building & Zoning Services budget for the purchase of these

vehicles.

**Title**

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)

**Body**

**Whereas**, the Director of the Department of Finance and Management has been authorized and directed to enter into contract for the option to purchase vehicles; and

**Whereas**, this ordinance authorizes the Director of the Department of Finance and Management to enter into contract with Ricart Properties, Inc. for the purchase of five (5) Ford compact half-ton Ford Ranger XL pick-up trucks with weather-guard toolboxes under the terms of a City-wide contract (Universal Term Contract FL004524) for the Department of Building & Zoning Services; and

**Whereas**, there is a need to replace existing vehicles that are more than 10 years old; and

**Whereas**, Ford has extended the 2010 price for the 2011 model for the purpose of this purchase; and **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 authorized to enter into contract with Ricart Properties, Inc. (CC# 31-1282546, expires 10/23/2010) under the terms of the Universal Term Contract FL004524 for the purchase of five (5) Ford compact half-ton Ford Ranger XL pick-up trucks with weather-guard toolboxes.

**Section 2.** That the expenditure of \$66,575.00, or so much thereof as may be necessary, from the Department of Building & Zoning Services, Development Services Fund 240, Object Level One 06, Object Level Three 6652, OCA 430375 for the aforesaid purpose is hereby authorized.

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

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**Legislation Number:** 0879-2010

**Drafting Date:** 06/03/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**1. BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to enter into a planned contract modification for professional engineering services with URS Corporation-Ohio, Inc., in connection with the Big Walnut Augmentation/Rickenbacker Sanitary Interceptor-Lockbourne Intermodal Project.

This contract modification will authorize the preparation of construction plans and specifications for a sanitary subtrunk sewer that will provide sanitary sewer service to the western portion of the Rickenbacker Air National Guard Base and will include service to the Village of Lockbourne and the proposed intermodal transportation facility.

Included in the original project design was a significant amount of additional storage volume in the Interceptor to aid

in treatment plant and sewer system operations; which dictated certain piping sizes and construction methods. With the design and imminent construction of the Olentangy-Scioto Intercepting Sewer (OSIS) Augmentation Relief Sewer (OARS - CIP 650704), the additional storage volume in the Lockbourne Inter-modal Sewer (LIS) was deemed unnecessary. Thus, the thorough investigation of a down-sizing of the LIS and the probable the redesign of the LIS for smaller diameters and revised construction methods was deemed prudent.

This modification funds the effort to down-size the existing 12' tunnel-driven project. It assumes the re-use of any and all applicable information and effort applied to original design in aid of revising any such original requirements that may provide a more economical LIS. Such project parameters might include, but are not limited to, lowering the carrier pipe sizing; revising the tunnel construction method; and possibly restructuring land acquisition demands.

**B. PROCUREMENT INFORMATION:**

The basis for selection of the chosen professional engineering services firm: The Department of Public Utilities advertised a Request for Proposals (RFP) for six Wastewater Treatment Plant projects in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. Three firms submitted detailed proposals for this project to the Director of Public Utilities, on March 31, 2006.

URS Corporation	34-0939859   MAJ   Columbus, Ohio
Camp Dresser & McKee	04-2473650   MAJ   Columbus, Ohio
Ms Consultants, Inc.	34-6546916   MAJ   Columbus, Ohio

These proposals were reviewed and ranked by a Professional Engineering Services Selection Committee in order to determine the consultant best qualified to provide the services for this project. The committee ranked the proposals on quality, feasibility and cost. After careful consideration, the committee recommended that URS Corporation-Ohio, Inc. be selected to provide the engineering services for this project, for which the Director of Public Utilities has concurred.

<b><u>Amount of additional funds to be expended:</u></b>	<b>\$1,326,630.00</b>	
Original Contract		\$ 3,865,122.72
Modification No. 1		\$ 1,326,630.00
<u>Proposed Future Modifications</u>		\$ 0.00
<b>PROPOSED TOTAL AMOUNT</b>		<b>\$ 5,191,752.72</b>

**Reasons additional goods/services could not be foreseen:**

This contract modification No. 1 was a planned continuation of the services included within the existing contract's scope of service based on the investigation of a down-sizing of the LIS and the probable redesign of the LIS for smaller diameter pipe sizing because of the imminent construction of the Olentangy-Scioto Intercepting Sewer.

**Reason other procurement processes are not used:**

Re-bid of the project under the new requirements will likely result in a higher project costs as much of the project history would be lost and required to be rediscovered by another consultant unless won by the same consultant. In such a case, we would have wasted significant time in acquiring and evaluating the new proposals without significant benefit.

**How cost of modification was determined:**

Estimates were provided by the consultant for the number of hours needed to complete the remaining portions of work. Costs were generated using the hourly rates included in the original contract.

**C. Contract Compliance No.:** 34-0939859 | 08/28/2011 | MAJ

This company is not debarred according to the State Auditor's Findings for Recovery Database

**D. Emergency Designation:** Emergency designation is not requested



2. **FISCAL IMPACT:**

This ordinance authorizes the City Auditor to transfer 1,326,630.00 in funds from the Sanitary Build America Bond (B.A.B.s) Fund for this expenditure and to amend the 2010 Capital Improvements Budgets to establish sufficient budget authority for this expenditure for the Division of Sewerage and Drainage.

**Title**

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).

**Body**

**WHEREAS**, Contract No. EL0066299 was authorized by Ordinance No. 1894-2006, as passed by Columbus City Council on November 20, 2006 for the purpose of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with URS Corporation for the Lockbourne Intermodal Sewer project; this contract was executed December 12, 2006, and was approved by the City Attorney on December 19, 2006 in the amount of \$3,865,122.72; and

**WHEREAS**, it is necessary to modify the subject contract in order to provide funding for the additional engineering services now needed to modify the original scope of the project due the projected impact of the Olentangy-Scioto Intercepting Augmentation Relief Sewer ; and

**WHEREAS**, it is necessary to authorize the transfer within funds from the Sanitary B.A.B. (Build America Bonds) Fund in the amount of \$1,326,630.00 for purposes of providing sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for City Council to authorize the expenditure of funds from the Sanitary B.A.B. (Build America Bonds) 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 expenditures and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with URS Corporation for the Lockbourne Intermodal Sewer project, at the earliest practical date; **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 to modify Contract No. EL006629 with URS Corporation, 277 West Nationwide Boulevard, Columbus, Ohio 43215, for the Lockbourne Intermodal Sewer project, in order to provide the professional engineering services in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

**Section 2.** That the City Auditor is hereby authorized to transfer of \$1,326,630.00 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-05, Sewerage and Drainage Sanitary B.A.B.s (Build America Bonds) Fund, Fund No. 668 | Div. 60-05 | Object Level Three 6676, as follows:

**From:**

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

650351-100001| Wastewater Treatment Facilities Construction and Contingencies | 664351 | (-\$1,326,630.00)

**To:**

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

650491-100002 | Lockbourne Intermodal Sewer Project | 684912 | (+\$1,326,630.00)

**Section 3.** That the City Auditor be and hereby is authorized to expend a total of \$1,326,630.00 from the Sanitary B.A.B.s (Build America Bonds) Fund | Fund 668 | Div. 60-05 | Proj. 650491-100002 | OCA Code 684912 | Object Level Three 6676.

**Section 4.** That the 2010 Capital Improvements Budget Ordinance 0564-2010 is hereby amended as follows, to provide sufficient budget for the award of the agreement stated herein:

**Project No. | Project Name | Current Authority | Revised Authority | (Change)**

650351-100001 | Wastewater Treatment Facilities Construction and Contingencies | \$2,265,551(carryover) | \$938,921 |

(-\$1,326,630)

650491-100002 | Lockbourne Intermodal Sewer Project | \$0 | \$1,326,630 | (+\$1,326,630)

**Section 5.** That the City Auditor is hereby authorized 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 are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

**Section 6.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**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 the said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**Section 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0896-2010

**Drafting Date:** 06/09/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

This legislation authorizes the Director of Finance and Management to establish a blanket purchase order for the Division of Sewerage and Drainage, Sewer Maintenance Operations Center to obtain Construction Castings in accordance with an established Universal Term Contract with Neenah Foundry Company

Construction castings are used by Sewer Maintenance Operations Center crews for various maintenance and rehabilitation projects. Items included on this UTC are various manhole rings, manhole frames, curb inlet lids, curb boxes, catch basin grating and manhole risers. Items required will be obtained in accordance with the existing Universal Term Contract (FL004239) which expires on May 31, 2011.

Legislation is being processed due to the fact that the Sewer Maintenance Operations Center has certified \$100,000.00 during this current fiscal year and the amount requested will exceed the threshold allowed without legislation for Universal Term Contracts per Columbus City Code Section 329. The funding for this legislation is for expenses for the Fiscal Year 2010.

**SUPPLIER:** Neenah Foundry Company (39-1580331) Expires 12-3-10

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.

**FISCAL IMPACT:** \$100,000.00 is budgeted and needed for this purchase.

\$100,000.00 has been certified in 2010

\$175,000.00 was spent in 2009

\$150,090.00 was spent in 2008

**Title**

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)

**Body**

**WHEREAS**, the Purchasing Office established a Universal Term Contract, FL004239, for the purchase of Construction Castings with Neenah Foundry Company for the Division of Sewerage and Drainage, and

**WHEREAS**, construction castings are used by Sewer Maintenance Operations Center crews for various maintenance and rehabilitation projects. Items included on this UTC are various manhole rings, manhole frames, curb inlet lids, curb boxes, catch basin grating and manhole risers, and

**WHEREAS**, legislation is being processed due to the fact that the Sewer Maintenance Operations Center has certified \$100,000.00 during this current fiscal year and the amount requested will exceed the threshold allowed without legislation for Universal Term Contracts per Columbus City Code Section 329, and

**WHEREAS**, a blanket purchase order will be issued in accordance with the terms, conditions and specifications of contract number FL004239 on file in the Purchasing Office, 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 establish a blanket purchase order from an established Universal Term Contract for the purchase of Construction Castings with Neenah Foundry Company for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

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

OCA 605089

Object Level 1: 02

Object Level 3: 2263

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

**Drafting Date:** 06/09/2010

**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 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. Ordinance No. 2163-2006, passed by City Council on December 11, 2006 authorized the original contract with Advanced Engineering Consultants, Ltd. for engineering plans and bid specifications for the evaluation of the computer center's HVAC system. Ordinance No. 1684-2007, passed November 5, 2007 authorized a modification to the contract for additional engineering, consulting, and construction management services necessary for the HVAC and fire suppressant systems.

The requested services are for design services necessary to provide a complete set of bid documents for the Department of Technology's HVAC System Phase II renovation and fire suppression system upgrade. Advanced Engineering Consultants, Ltd. has institutional knowledge of the project and produced the original design plans. It is practical and cost effective for the coordination and continuity of the project to use Advanced Engineering Consultants, Ltd. on the design modifications. Selecting another architect at his point would lead to duplicated work and possibly mistakes. Therefore, it would not be in the best interests of the City to solicit qualifications from any other firm for these professional services.

**Fiscal Impact:** The original contract amount was \$50,000.00. The first modification was in the amount of \$46,700.00. The cost of this modification is \$44,600.00. The total cost of this contract is \$141,300.00. Funding is available in the Information Services Capital Improvement Fund.

Advanced Engineering Consultants Contract Compliance No. 31-1612308; expiration date June 16, 2010.

Title

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)

Body

**WHEREAS,** Ordinance No. 2163-2006, passed by City Council on December 11, 2006 authorized the original contract with Advanced Engineering Consultants, Ltd. for engineering plans and bid specifications for the evaluation of the Department of Technology's HVAC system and Ordinance No. 1684-2007, passed November 27, 2007 authorized a modification to the contract for additional engineering, consulting, and construction management services necessary for the HVAC and fire suppressant systems; and

**WHEREAS,** it is necessary to modify the contract with Advanced Engineering Consultants, Ltd. for professional engineering design services for the City Data Center HVAC System Phase II renovation and fire suppression system upgrade; 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 a contract with Advanced Engineering Consultants, Ltd. for professional engineering design services for the City Data Center, 1601 Arlingate Lane, HVAC System Phase II renovation and fire suppression system upgrade.

**SECTION 2.** That the expenditure of \$44,600.00, 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:

Dept/Div: 47-02

Fund: 514

SubFund: 002

Project Number: 470036-100000  
OCA Code: 470036  
Obj Level 1: 06  
Obj Level 3: 6620  
Amount: \$44,600.00

**SECTION 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0917-2010

**Drafting Date:** 06/11/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Explanation

**BACKGROUND:** This ordinance authorizes 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 annual software support and updating for a Comprehensive Municipal Capital Planning and Asset Management System. The original contract was authorized in the amount of \$497,113 by Ordinance No. 0603-2005, passed July 20, 2005. At that time, formal proposals were solicited in the City Bulletin and the vendor was selected through this process.

The vendor has provided a software application for a Capital Planning Management System, as well as training and software. It has been extended five times, the last of which was authorized by Ordinance No. 0894-2009, passed July 6, 2009, in the amount of \$50,400. These modifications provided for server hosting and software support, respectively. The modification authorized by this ordinance will extend the server hosting and software support for an additional year (9/1/2010 to 8/31/2011). It will be impractical to bid these services, as no other company can provide server hosting and software support for Capital Planning Solutions products.

**Fiscal Impact:** The amount of this budgeted modification is \$50,400. The contract was originally authorized by Ordinance No. 0603-2005 and last modified by Ordinance No. 0849-2008, in the amount of \$50,400. Upon passage of this ordinance, the total five-year cost of this contract will be \$756,783.

Physical Planning Technologies, Ltd. Contract Compliance No. 98-0400011, expiration date June 1, 2012  
Title

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)

Body

**WHEREAS,** Ordinance No. 0603-2005, passed July 20, 2005, authorized the Finance and Management Director to enter into a contract with Physical Technologies Ltd., (the original name of Capital Planning Solutions) for a Municipal Planning and Asset Management System; and

**WHEREAS,** it is necessary for the Finance and Management Director to extend said contract with Physical Planning Technologies, Ltd. in order to provide server hosting and software support for an additional year for a Comprehensive Municipal Capital Planning and Asset Management System; 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 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 Capital Planning and Asset Management System.

**SECTION 2.** That the expenditure of \$50,400.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorize and approved as follows:

Division: 45-50  
Fund: 010  
OCA: 450050  
Object Level 1: 03  
Object Level 3: 3369  
Amount: \$50,400.00

**SECTION 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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<b>Legislation Number:</b>	0938-2010	<b>Current Status:</b>	Passed
<b>Drafting Date:</b>	06/16/2010	<b>Matter Type:</b>	Ordinance
<b>Version:</b>	1		

**Explanation**

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an agreement with CH2M Hill, Inc., in the amount of \$10,432,936.00, for professional engineering services for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project.

Modifications to the Dublin Road Water Plant (DRWP) treatment process are necessary to increase plant capacity from 65 million gallons per day (MGD) to 90 MGD as recommended by the Water Beyond 2000 Phase III report and to comply with new rules promulgated by the Ohio Environmental Protection Agency (OEPA) set forth in the *Stage 2 Disinfection By-Product Rule* and the *Long Term 2 Enhanced Surface Water Treatment Rule*. This contract is for professional services for detailed design of treatment improvements selected from several pilot studies conducted in a previous contract (Project No. 690428, Contract No. 1009) at the DRWP. The new improvements will give the City the capability to remain in compliance with OEPA rules for drinking water and meet future water demand projections.

The professional engineering services will be completed in multiple phases:

- 1). Preliminary Design
- 2). Detailed Design (future planned contract modification)
- 3). Services During Construction (future planned contract modification)

Preliminary Design: Work under this phase will include assisting in the alternatives analysis of three pilot treatment layout options, including the evaluation of membrane processes (including Reverse Osmosis and Ultrafiltration), high rate clarification (Aqua DAF, Actiflo and Accelator) and residuals handling and disposal (Densadeg). Elements of this phase of work will include various meetings and workshops, value engineering, survey and mapping of the project site, geotechnical investigations, preliminary design drawings, and a Preliminary Design Report (PDR).

Detailed Design: Work under this future phase will include the preparation of Detailed Construction Contract Documents in accordance with the approved Preliminary Design Report (PDR). Construction Contract Document will include Construction Costs Estimate, Detailed Engineering Drawings, Specifications, and Bidding Documents.

Engineering Services During Construction: Work under this future phase includes performing periodic site visits to determine if work is proceeding in accordance with the contract documents, submittal review, clarification of Contractor's request for information and preparation of record drawings.

Note: It is the Division of Power and Water's intent to have the daily construction inspection and construction

administration services for this project performed by an independent inspection group not actively involved in the project design.

**2. BID INFORMATION:** The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329.14, "Awarding professional service contracts through requests for proposals." Requests for Proposals (RFP's) were received on March 12, 2010 from CH2M Hill, Inc. and Malcolm Pirnie, Inc.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. Based on the evaluation of the proposals submitted, the Director of Public Utilities requests award of the project to CH2M Hill, Inc.

The Contract Compliance Number for CH2M Hill, Inc. is 59-0918189 (expires 5/11/12, Majority). Additional information regarding both bidders, description of work, contract time frame and detailed amounts can be found on the attached Legislation Information Form.

**3. FUTURE CONTRACT MODIFICATIONS:**

The Division of Power and Water (Water) anticipates future modifications to provide professional engineering services for the Detailed Design and Engineering Services During Construction phases.

**4. FISCAL IMPACT:** A transfer of funds within the Water Build America Bonds Fund will be necessary, as well as an amendment to the 2010 Capital Improvements Budget.

**Title**

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)

**Body**

**WHEREAS**, two technical proposals for professional engineering services for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project were received on March 12, 2010; and

**WHEREAS**, CH2M Hill, Inc. was the firm selected to perform the design services for this project based on criteria set forth in Columbus City Codes; and

**WHEREAS**, the Division of Power and Water would like to enter into a professional engineering agreement with CH2M Hill, Inc. for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project, for the aforementioned reasons; and

**WHEREAS**, it is necessary for this Council authorize the transfer within and expenditure of funds from the Water Build America Bonds Fund, for the Division of Power and Water, 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**, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project, for the preservation of the public health, peace, property and safety;

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to enter into an agreement for professional engineering services for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project; with the best, responsive and responsible bidder, CH2M Hill, Inc., 1103 Schrock Road, Ste. 400, Columbus, Ohio 43229; in the amount of \$10,432,936.00; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$10,432,936.00 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 6686, as follows:

<u>Fund No.</u>	<u>Project No.</u>	<u>Project Name</u>	<u>OCA Code</u>	<u>Change</u>
609	690358-100000 (carryover)	Auto. Meter Reading	606358	-\$50,000
609	690359-100000 (carryover)	S. Wellfield Expansion	606359	-\$3,000,000
609	690368-100000 (carryover)	Long St. Cleaning	609368	-\$827,850.02
609	690384-100000 (carryover)	Griggs/Hoover Roadway Imp's	609384	-\$200,000
609	690414-100000 (carryover)	PAWP Sludge Disposal	609414	-\$6,355,085.98
609	690428-100001 (carryover)	DRWP Capacity-Detailed Design	694281	+\$10,432,936

**SECTION 3.** That the 2010 Capital Improvements Budget is hereby amended as follows:

<u>Fund No.</u>	<u>Proj. No.</u>	<u>Proj. Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Change</u>
609	690358-100000 (carryover)	Auto. Meter Reading	\$50,000	\$0	-\$50,000
609	690359-100000 (carryover)	S. Wellfield Expansion	\$3,000,000	\$0	-\$3,000,000
609	690368-100000 (carryover)	Long St. Cleaning	\$1,043,767	\$215,916	-\$827,851
609	690384-100000 (carryover)	Griggs/Hoover Roadway Imp's	\$200,000	\$0	-\$200,000
609	690414-100000 (carryover)	PAWP Sludge Disposal	\$8,140,092	\$1,785,006	-\$6,355,086
609	690428-100001 (carryover)	DRWP Capacity-Detailed Design	\$0	\$10,432,937	+\$10,432,937

**SECTION 4.** That the expenditure of \$10,432,936.00 is hereby authorized for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase - Detailed Design Project within the Water Build America Bonds Fund, Fund No. 609, Division 60-09, Project No. 690428-100001 (carryover), OCA Code 694281, Object Level Three 6686.

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

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**Legislation Number:** 0943-2010

**Drafting Date:** 07/02/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

This legislation is to authorize the purchase of two (2) Compressed Natural Gas (CNG) Tandem Axle Dump Trucks for the Public Service Department, Division of Planning and Operations as part of the Congestion Mitigation and Air Quality (CMAQ) grant. These dump trucks will replace older units that are beyond their useful service life and provide a more reliable fleet to carry out services provided by the Division of Planning and Operations.



The CMAQ grant was awarded to the Fleet Management Division, from the Ohio Department of Transportation, sponsored by the Mid-Ohio Regional Planning Commission (MORPC). The goal of the project is to significantly reduce emissions from heavy-duty diesel vehicles. Ordinance 1178-2008 was passed on July 17, 2008 authorizing the acceptance and appropriation of this grant. Three interrelated projects are part of the grant: emission-reduction retrofit equipment purchases, anti-idling equipment purchases and CNG vehicle purchases.

CNG vehicles produce significantly lower amounts of harmful emissions such as nitrogen oxides, particulate matter and toxic and carcinogenic pollutants. Natural gas is a domestically available, inherently clean-burning fuel. Using compressed natural gas as vehicle fuel increases energy security by reducing our dependence on foreign oil and improves public health and the environment. Currently, CNG is also significantly lower in cost than either gasoline or diesel. The City of Columbus has paid an average of \$2.77 per gallon year to date in 2010 for diesel fuel. CNG is currently retailing in Columbus for \$1.50 per gge (gasoline gallon equivalent), a \$1.27 per gallon or 46% savings in fuel cost.

Formal bids for the Tandem Axle Trucks with Compressed Natural Gas engine option were received from two (2) vendors by the Purchasing Office on June 10, 2010 via SA003578. However, none of the bids included the CNG component. It is therefore in the best interest of the City to waive the competitive bidding requirements of the Columbus City Codes.

**Emergency Action** is necessary so that the purchase order for these vehicles can be issued as soon as possible, thereby ensuring that deadlines of the CMAQ grant are met.

**FISCAL IMPACT:** Funding for the base truck and 20% of the CNG upgrade will be funded through the 2010 Capital Improvements Budget in the Streets & Highways General Obligation Bonds. However, bonds have yet to be sold for the project, necessitating a certification of \$391,721.00 against the Special Income Tax Fund. Of this, \$379,210.00 is for the base cost of the tandem axle dump trucks. An additional amount of \$62,554.00 is necessary for the upgrade to CNG. Of this, 20% will be transferred from the Streets & Highways Fund to the CMAQ Grant Fund. Upon sale of the bonds, this will be reimbursed. The remaining \$50,043.00, representing 80% of the cost of the CNG upgrade, will be funded by the CMAQ grant, from funds from the State Department of Transportation.

Contract Compliance: Fyda Freightliner Columbus Inc., 31-0789102, expires 10/16/2010

#### **Title**

To authorize the Finance and Management Director to contract with Fyda Freightliner Columbus Inc for the purchase of two (2) tandem axle dump trucks for the Public Service Department, Division of Planning and Operations; to authorize and direct the City Auditor to transfer \$391,721.00 from the Special Income Tax Fund to the Streets and Highways Bond Fund; to authorize the City Auditor to transfer \$12,511.00 from the Streets and Highway Bond Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$379,210.00 within the Streets and Highway Bond Fund and \$62,554.00 within the CMAQ grant fund; and to authorize the expenditure of \$379,210.00 from the Streets and Highway Bond Fund and \$62,554.00 from the CMAQ grant fund; and to waive the competitive bidding requirements of the City of Columbus code; and to declare an emergency. (\$441,764.00)

#### **Body**

**WHEREAS**, it is in the best interest of the City of Columbus to waive formal bidding requirements for the purchase of two (2) tandem axle dump trucks; and

**WHEREAS**, there is a need to replace tandem axle dump trucks for the Division of Planning and Operations which is responsible for snow and ice removal and control for maintaining the City's roadway system; 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 aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$391,721.00; 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**, an emergency exists in the usual daily operation of the Division of Planning and Operations , Department of Public Service, in that it is immediately necessary to issue a purchase order for tandem axle dump trucks so that CMAQ grant deadlines are not missed, thereby preserving the public health, peace, property, safety, 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 to contract with Fyda Freightliner Columbus, Inc. for the purchase of two (2) tandem axle dump trucks for the Division of Planning and Operations , Department of Public Service.

**SECTION 2.** The sum of \$391,721.00 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 and appropriate said funds in SECTION 2 to the Streets and Highways Bond fund, Fund 704 as follows:

Dept/Division:	59-11	59-11	
Fund Number:	704	704	
Project Number:	530020-100000		530020-100000
OCA Code:	591246	591246	
Object Level One:	06	10	
Object Level Three:	6652	5501	
Amount	\$379,210.00	\$12,511.00	

**SECTION 4.** 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 / 530020-100000 /Street Equipment / 10-5501 / 591246 / \$12,511.00

Transfer to:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**  
220 /458086 / CMAQ Improvement Program/80/0886 / 458086 / \$12,511.00

**SECTION 5.** That the sum of \$62,554.00 be and hereby is appropriated from the unappropriated balance of Fund 220, General Government 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 to Dept-Div. 45-05, the Division of Fleet Management as follows:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**  
220 /458086/CMAQ Improvement Program/ 06-6652 / 458086 / \$62,554.00

**SECTION 6.** That the expenditure of \$379,210.00 or so much thereof as may be needed, is hereby authorized from the Streets and Highways Bond Fund, Fund 704, Dept/Division: 59-11, OCA 591246, project number 530020-100000 Object

Level 01:06, Object Level 03: 6652.

**SECTION 7.** That the expenditure of \$62,554.00 or so much thereof as may be needed, is hereby authorized from the Dept/Division: 45-05, CMAQ Improvement Program grant 458086, Fund 220, OCA 458086, Object Level 01:06, Object Level 03: 6652.

**SECTION 8.** That the provisions of Columbus City Codes, Sections 329.06 are hereby waived.

**SECTION 9.** That upon obtaining other funds for the purchase of the CNG tandem axle dump trucks for the Department of Public Service, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

**SECTION 10.** 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 2, above.

**SECTION 11.** 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 \$391,721.00 (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 12.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 13.** 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 14** 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.

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**Legislation Number:** 0967-2010

**Drafting Date:** 06/17/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**ExplanationBACKGROUND:** This legislation is to authorize the purchase of two (2) Compressed Natural Gas (CNG) Flatbed Trucks for the Public Service Department, Refuse Collection Division as part of the Congestion Mitigation and Air Quality (CMAQ) grant. These units will replace older ones which are beyond their useful service lives.

The CMAQ grant was awarded to the Fleet Management Division, from the Ohio Department of Transportation, sponsored by the Mid-Ohio Regional Planning Commission (MORPC). The goal of the project is to significantly reduce emissions from heavy-duty diesel vehicles. Ordinance 1178-2008 was passed on July 17, 2008 authorizing the acceptance and appropriation of this grant. Three interrelated projects are part of the grant; emission-reduction retrofit equipment purchases, anti-idling equipment purchases and CNG vehicle purchases.

CNG vehicles produce significantly lower amounts of harmful emissions such as nitrogen oxides, particulate matter and toxic and carcinogenic pollutants. Natural gas is a domestically available, inherently clean burning fuel. Using compressed natural gas as vehicle fuel increases energy security by reducing our dependence on foreign oil and improves public health and the environment. Currently, CNG is also significantly lower in cost than either gasoline or diesel. The City of Columbus has paid an average of \$2.77 per gallon year to date in 2010 for diesel fuel. CNG is currently retailing in

Columbus for \$1.50 per gge (gasoline gallon equivalent), a \$1.27 per gallon or 46% savings in fuel cost.

Formal bids for the Flatbed Trucks with the Compressed Natural Gas engine option were recieved from one (1) vendor by the Purchasing Office on June 10, 2010 via SA003579.

This ordinance authorizes the Finance and Management Director to issue a purchase order to Ricart Properties Inc. for CNG Flatbed Trucks for the Division of Refuse Collection.

Contract Compliance No.: Ricart Properties, Inc 31-1282546 expires 10/23/2010

**Emergency Designation:** Emergency legislation is requested so that the purchase orders can be issued as soon as possible, thereby ensuring that deadlines of the CMAQ grant are met.

**FISCAL IMPACT:** Funding for the base trucks and 20% of the CNG upgrade will be funded through the 2010 Capital Improvements Budget in the Refuse Collection General Obligation bonds. However, bonds have yet to be sold for the project, necessitating a certification of \$93,560.00 against the Special Income Tax Fund. Of this, \$83,400.00 is for the base cost of the Flat Bed Truck. An additional amount of \$50,800.00 is necessary for the upgrade to CNG. Of this, 20% will be transferred from the Refuse Fund to the CMAQ Grant fund. Upon sale of the bonds, this will be reimbursed. The remaining \$40,640.00, representing 80% of the cost of the CNG upgrade, will be funded by the CMAQ grant, from funds from the State Department of Transportation.

#### **Title**

To authorize the Finance and Management Director to establish a purchase order with Ricart Properties Inc. for the purchase of flatbed trucks for the Division of Refuse Collection; to authorize and direct the City Auditor to transfer \$93,560.00 from the Special Income Tax Fund to the Refuse Collection Bond Fund, to authorize and direct the City Auditor to transfer \$10,160.00 from the Refuse Collection Bond Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$83,400.00 within the Refuse Collection Bond Fund and \$50,800.00 to the CMAQ grant fund; and to authorize the expenditure of \$83,400.00 from the Refuse Collection Bond Fund and \$50,800.00 from the CMAQ grant; and to declare an emergency. (\$134,200.00)

#### **Body**

**WHEREAS**, there is a need to replace flat bed truck vehicles for the Division of Refuse to maintain their ability to transport 30 and 90 gallon residential refuse receptacles throughout the City of Columbus; 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 aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$93,560.00; 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**, an emergency exists in the usual daily operation of the Division of Refuse Collection, Department of Public Service, in that it is immediately necessary to issue a purchase order for refuse collection vehicles so that CMAQ grant deadlines are not missed, thereby preserving the public health, peace, property, safety, 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 with Ricart Properties Inc. for flat bed truck vehicles for the Division of Refuse, Department of Public Service.

**SECTION 2.** That the sum of \$93,560.00 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 and appropriate said funds in SECTION 2 to the Refuse Collection Bond Fund, Fund 703 as follows:

Dept/Division:	59-02	59-02
Fund Number:	703	703
Project Number:	520001-100007	520001-100007
OCA Code:	730107	730107
Object Level One:	06	10
Object Level Three:	6652	5501
Amount	\$83,400.00	\$10,160.00

**SECTION 4.** 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**

703 / 520001-100007 / Refuse Equipment / 10-5501 / 730107 / \$10,160.00

Transfer to:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

220 / 458086 / CMAQ Improvement Program/80/0886 / 458086 / \$10,160.00

**SECTION 5.** That the sum of \$50,800.00 be and hereby is appropriated from the unappropriated balance of Fund 220, General Government 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 to Dept-Div. 45-05, the Division of Fleet Management as follows:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

220 / 458086 / CMAQ Improvement Program/ 06-6652 / 458086 / \$50,800.00

**SECTION 6.** That the expenditure of \$83,400.00 or so much thereof as may be needed, is hereby authorized from the Refuse Collection bond fund, Dept/Division: 59-02, Fund 703, OCA 730107, project number 520001-100007 Object Level 01:06, Object Level 03: 6652.

**SECTION 7.** That the expenditure of \$50,800.00 or so much thereof as may be needed, is hereby authorized from the Dept/Division: 45-05, CMAQ Improvement Program grant 458086, Fund 220, OCA 458086, Object Level 01:06, Object Level 03: 6652.

**SECTION 8.** That upon obtaining other funds for the purchase of compressed natural gas flatbed trucks for the Department of Public Service, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

**SECTION 9.** 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 2, above.

**SECTION 10.** 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 \$93,560.00 (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 11.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 12.** 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 13.** 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.

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**Legislation Number:** 0969-2010

**Drafting Date:** 06/18/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND:**

This ordinance authorizes the Director of the Department of Technology to enter into a grant agreement with Tech Corps Ohio. This ordinance appropriates \$4,000.00 from the Community Technology Grant Fund to the Department of Technology and authorizes the expenditure of these funds by directing the Director of the Department of Technology to provide grant assistance in the amount of \$4,000.00 to Tech Corps Ohio to support 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.

Tech Corps Ohio is the state chapter of a national non-profit organization that strives to provide all students with equal access to technology programs, resources and skills. Tech Corps Ohio is driven by local needs and depends on the technological expertise of community volunteers. This ordinance authorizes the 501c3 non-profit agency, Tech Corps Ohio, 112 Jefferson Avenue, Suite #3 Columbus, Ohio 43215, to utilize funds for administrative and staff costs and for recruitment materials necessary for the 2010 TechNight Annual Showcase and Fund raiser.

This grant fund was established with the passage of Ordinance 0722-2006 on April 27, 2006, and allows for the funds to be utilized for community-based technology projects as determined by the Director of the Department of Technology and approved by City Council.

#### **FISCAL IMPACT:**

In 2008 the Department of Technology expended \$7,500.00 with the passage of Ordinance 1683-2008 on November 24, 2008. A total of \$4,000.00 has been allocated for this grant from the Department of Technology Community Technology Grant Fund. Funding for this grant agreement, in the amount of \$4,000.00 is budgeted and available within the Community Technology Grant Fund for program development, administration and service delivery efforts for a one-year period.

**CONTRACT COMPLIANCE:**

Vendor Name: Tech Corps Ohio  
Organization)

CC #: 16-1703355

Expiration Date: 1/04/2012 (Non-Profit

**Title**

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)

**Body**

**WHEREAS**, this ordinance authorizes the Director of The Department of Technology to enter into a grant agreement with Tech Corps Ohio to utilize funds for administration and staff costs and for 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

**WHEREAS**, the Director of the Department of Technology requests to appropriate \$4,000.00 from the Community Technology Grant Fund to provide assistance to the aforementioned non-profit agency for program administration; and

**WHEREAS**, this expenditure of \$4,000.00 is available within the Community Technology Grant Fund; and

**WHEREAS**, it is necessary for the Department of Technology to enter into a grant agreement with Tech Corps Ohio, Inc. 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 support daily operational activities for the public safety, health 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 is hereby authorized to enter into a grant agreement with Tech Corps Ohio to expend \$4,000.00 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 for the 2010 TechNight Annual Showcase and fund raiser.

**SECTION 2.** That the expenditure of \$4,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

**Div.:** 47-01| **Fund:** 291|**Grant:** 447291| **OCA Code:** 447291| **Obj. Level 1:** 03| **Obj. Level 3:** 3337| **Amount:** \$4,000.00

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

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

**Legislation Number:** 1002-2010

**Drafting Date:** 06/24/2010

**Version:** 1

**Current Status:** Passed

**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 Boylan Marble and Terrazzo Restoration for the restoration of the marble and terrazzo at City Hall, 90 West Broad Street.

Formal bids were solicited and three companies submitted bids on June 11, 2010 as follows (0 MBE, 0 FBE):

Boylan Marble and Terrazzo Restoration	\$ 55,434.00
Faith Daniel & Company LLC	\$ 84,036.00
The Ardit Company	\$110,600.00

The Facilities Management Division recommends the bid award be made to the most responsive and responsible bidder, Boylan Marble and Terrazzo Restoration. The Facilities Management Division bid the restoration work for the whole building on a per floor basis. The total cost of the contract is \$85,871.00. However, due to budget constraints floors one, two, and three will be performed at this time.

This ordinance is submitted as an emergency so as to ensure that this project can be completed as much as possible in the month of August when foot traffic volumes in City Hall are usually at their lowest point of the year. This will allow us to avoid disruptions in operations, meetings, and events in City Hall.

**Emergency action** is requested in that funding should be authorized immediately to maintain the schedule of this project and to perform work as much as possible in the month of August when foot traffic volumes in City Hall are usually at their lowest point of the year.

Boylan Marble and Terrazzo Restoration Contract Compliance No. 20-4134561, expiration date 06/08/2012.

**Fiscal Impact:** This project is funded in the 2010 Capital Improvements Budget. The project will cost \$55,474 and is funded with a combination of carryover funding and bonds. However, bonds have yet to be sold, necessitating a certification of \$40,000.00 against the Special Income Tax Fund. Upon sale of the bonds, this will be reimbursed. The remaining \$15,474.00 is available within the Construction Management Capital Improvement Fund from cancelled encumbrances from completed projects; however a transfer between projects is necessary to provide sufficient funding in the correct project number. This legislation authorizes the expenditure of \$55,434.00 or so much as may be necessary for this purpose.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Boylan Marble and Terrazzo Restoration for the restoration of the marble and terrazzo at City Hall, 90 West Broad Street; to authorize and direct the City Auditor to transfer \$40,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds in the Construction Management Capital Improvement Fund; to amend the 2010 Capital Improvements Budget; to authorize the City Auditor to transfer \$15,434.00 within the Construction Management Capital Improvement Fund; to authorize the expenditure of \$55,434.00 from the Construction Management Capital Improvements Fund; and to declare an emergency. (\$55,434.00)

Body

**WHEREAS**, it is necessary to restore the marble and terrazzo at City Hall, 90 West Broad Street; and

**WHEREAS**, formal bids were solicited and three companies submitted bids; 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 \$40,000.00; 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 amend the Construction Management Capital Improvements Budget to reflect a \$23,167.00 encumbrance cancellation in Facilities Renovation, Project 530030-100000; and

**WHEREAS**, it is necessary to transfer \$15,434.00 from Facility Renovations to City Hall Marble Restoration, Project 570031-100127, to provide sufficient funding in the correct project for the renovation and restoration project; and

**WHEREAS**, it is necessary to amend the 2010 Capital Improvement Budget and transfer cash within the Construction Management Capital Improvement Fund; and

**WHEREAS**, the total funding amount of \$55,434.00 will come from the Special Income Tax Certification of \$40,000.00 and carryover funding of \$15,434.00; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Facilities Management in that the funding should be authorized immediately to maintain the schedule of this project and to perform work as much as possible in the month of August when foot traffic volumes in City Hall are usually at their lowest point of the year, 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 and directed to enter into a contract on behalf of the Facilities Management Division with Boylan Marble and Terrazzo Restoration for the restoration of the marble and terrazzo at City Hall, 90 West Broad Street.

**SECTION 2.** The sum of \$40,000.00 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 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 \$40,000.00 is hereby transferred and appropriated to the Construction Management Construction Management Improvement Fund 733, project 570031-100127, Object Level One 06, OCA Code 73300, Object Level Three 6620.

**SECTION 5.** That upon obtaining other funds for the restoration of the marble and terrazzo at City Hall, 90 West Broad, the City Auditor is hereby authorized an directed to repay the Special Income Tax Fund the amount transferred in 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 in SECTION 3 above.

**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 \$40,000.00 (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 latter 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.** That the 2010 Construction Management Capital Improvements Budget, Fund 733, is hereby amended as follows due to an encumbrance cancellation:

	CIB Amount	Revised	
Facility Renovation 570030-100000	Facility Renovation	\$342	\$23,509

**SECTION 9.** That the 2010 Capital Improvement Budget is hereby amended as follows:

**Office of Construction Management 45-50**

**Project No. | Project Name | Current Authority | Revised Authority | Difference**

570030-100000 Facility Renovation (Unvoted Carryover) |\$23,509|\$8,075|\$15,434  
570031-100127 City Hall Marble Renovation (Unvoted Carryover) |\$0|\$15,434|\$15,434

**SECTION 10.** That the City Auditor is hereby authorized and directed to transfer funds within the Construction Management Capital Improvement Fund as follows:

**FROM:**

Dept/Div: 45-50|Fund: 733|Project Number 570030-100000 |Project Name - Facility Renovation | OCA Code 733000  
|Amount \$15,434.00

**TO:**

Dept/Div: 45-50|Fund: 733|Project Number 570031-100127 Project Name - City Hall Marble Renovation| OCA Code 733000|Amount \$15,434.00

**SECTION 11.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 12.** That the expenditure of \$55,434.00, 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: 45-50  
Fund: 733  
Project: 570031-100127  
OCA Code: 733000  
Object Level: 06  
Object Level 3: 6620  
Amount \$55,434.00

**SECTION 13.** 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 14.** 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.

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**Legislation Number:** 1009-2010

**Drafting Date:** 06/24/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** For the option to purchase Sanitary Paper Products. The contracts will provide for the option to purchase paper towels, toilet tissues, paper wipes, and like items for use in City facilities. The term of the proposed option contracts is two (2) years; through October 30, 2012. The contracts may be extended for two (2) additional years, subject to mutual agreement by both parties. The Purchasing Office opened formal bids on May 20, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 Solicitation SA003566; 65 bids were solicited (MBE:2; FBE:1); Six (6) bids were received (MBE: 0; FBE: 0). This bid seeks 100% recycled paper content for Sanitary Paper Products (toilet tissues, paper towels, and facial tissue) to meet the City's Environmental Code.

The Purchasing Office is recommending award of contracts to the lowest, responsive, responsible and best bidders as follows:

Acorn Distributors: CC# 351386869 (Expires: 9/5/2011)  
First Systems, Inc.: CC# 311638372 (Expires: 5/21/2012)  
Joshen Paper & Packaging: CC# 341586752 (Expires: 2/24/2012)  
Net Pac International, LLC.: CC# 770710916 (Expires: 5/19/2012)  
Total Estimated Annual Expenditure: \$170,000.00

The companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

The following suppliers were deemed non-responsive:

Net Pac International LLC, Inc. was low bidder on item# 6 and 9. However, they quoted an alternate paper towel which did not contain the required recycled material content for specified product.

Joshen Paper & Packaging was low bidder on item# 20. However, they quoted an alternate dispenser made of ABS plastic which did not meet product specifications.

Grainger was deemed non-responsive to Section 5.1 - Delivery, as they could not comply with delivery requirements.

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. Agencies will be required to obtain approval to expend from their own appropriation.

### **Title**

To authorize and direct the Finance & Management Director to enter into four (4) UTC contracts for the option to

purchase Sanitary Paper Products with Acorn Distributors, First Systems, Inc., Joshen Paper & Packaging, and Net Pac International, LLC, to authorize the expenditure of four (4) dollars to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

**Body**

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 20, 2010 and selected the lowest, responsive, responsible and best bids. Six (6) bids were 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, It is necessary to enter into contracts for Sanitary Paper Products to provide for the option to purchase paper towels, toilet tissues, paper wipes, and like items for use in City facilities; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into four (4) contracts for an option to purchase Sanitary Paper Products to ensure uninterrupted supply of materials, 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 contracts for an option to purchase Sanitary Paper Products through October 30, 2012 with the option to extend for two (2) additional years in accordance with Solicitation SA003566;

Acorn Distributors: Item# 19. ( \$1.00)

First Systems, Inc.: Item# 20. (\$1.00)

Joshen Paper & Packaging: Item# 1, 2, 3, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 22, and 25 - 31. (\$1.00)

Net Pac International, LLC: Item# 4, 7, 18, 21, 23, and 24. (\$1.00)

SECTION 2. That the expenditure of \$4.00 is hereby authorized from Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2212, 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.

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**Legislation Number:** 1020-2010

**Drafting Date:** 06/25/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Title**

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)

**Body**

**WHEREAS**, canine "Robbie" must be retired from active police service due to declining health and the aging process; and

**WHEREAS**, no City of Columbus Government Agency except the Police and Fire Divisions use canines; and

**WHEREAS**, this Council finds it to be in the best interest to waive City Code 329.30, Sale of City-Owned Property, and

**WHEREAS**, because canine "Robbie" has been trained in police tactics, it would be in the City's best interest to provide the dog a good home during retirement; and

**WHEREAS**, Officer Randall Kinzel, "Robbie's" handler prior to his retirement, is able and willing to provide accommodations for this canine at his personal residence and expense, and

**WHEREAS**, a general release document that relinquishes the City of Columbus from any liability as it relates to the post retirement care and control of canine "Robbie", and assigns that liability to Officer Kinzel will be submitted upon approval of this request; and

**WHEREAS**, the Public Safety Department, Division of Police, respectfully requests that the City allow this canine to be purchased by Officer Kinzel for the sum of \$1.00; 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 sell a police canine with the registered name of "Robbie" to Officer Randall Kinzel for the sum of \$1.00.

**SECTION 2.** That the Council of the City of Columbus finds it to be in the best interests to waive the provisions of City Code Section 329.30, Sale of City-Owned Personal Property, to permit the sale of this specific police dog to Officer Randall Kinzel.

**SECTION 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1021-2010

**Drafting Date:** 06/25/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

The Division of Planning and Operations is responsible for conducting maintenance and repair along the City's roadway system. To accomplish this mission the Division requires one backhoe with attachments. This backhoe will replace one that is beyond its useful service life. This purchase will be in accordance with the current State of Ohio State Term Schedule Contract (STS), STS515W, Schedule Number 7751500807, which expires on March 31, 2011.

City ordinance 0582-87 authorizes city agencies to utilize Department of Administrative Services (DAS) State Cooperative contracts.

To obtain cost information for this purchase the Division first contacted area businesses to ascertain pricing should the Division formally bid the units. State Contract Pricing was then obtained to compare and decide which method offered the City the best savings. It was determined that utilizing the state contract was the best option. This information was sent to the City's Purchasing Office who evaluated the quotes and concurred with the state contract option.

The Supplier for this equipment will be Southeastern Equipment Company, 6390 Shier-Rings Road, Dublin, OH 43016.

The quotation is on file with the Purchasing Office. This purchase has been approved by the Fleet Management Division. This equipment does not offer environmentally preferred fuel options at this time.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Southeastern Equipment Company.

## **2. CONTRACT COMPLIANCE INFORMATION**

Southeastern Equipment Company's contract compliance number is 341503254 and expires 2/5/11.

## **3. FISCAL IMPACT**

Funds are available for this expenditure from the Street and Highway Improvement Fund, no. 766. The cost of this purchase is \$91,122.16.

Title 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)

Body WHEREAS, the Division of Planning and Operations is responsible for conducting maintenance and repair along the City's roadway system, and

WHEREAS, the Division of Planning and Operations wishes to purchase a backhoe with attachments using State of Ohio State Term Schedule, STS515W which expires on March 31, 2011, and

WHEREAS, City ordinance 0582-87 authorizes city agencies to utilize state cooperative term contracts, and

WHEREAS, the City of Columbus does not include this type of equipment on any Universal Term Contract, and

WHEREAS, this purchase has been approved by the Fleet Management Division and this equipment does not offer environmentally preferred fuel options at this time, and

WHEREAS, funding is based on quotes dated May 20, 2010 submitted by Southeastern Equipment Company, and the quoted prices reflect State of Ohio contract pricing and is on file with the Purchasing Office, and

WHEREAS, funds are available in the Street and Highway Improvement Fund for this expense; now, therefore

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

**Section 1.** That the Director of Finance and Management is hereby authorized to establish a purchase order with Southeastern Equipment Company, 6390 Shier-Rings Road, Dublin, OH 43016, for the purchase of one backhoe with attachments in accordance with the State of Ohio State Term Schedule Contract, STS515W which expires on March 31, 2011.

**Section 2.** That funding for this legislation is based on quotes dated May 20, 2010 submitted by Southeastern Equipment Company., and the quoted prices reflect State of Ohio contract pricing, and are on file with the Purchasing Office.

**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

766 / 530161-100000 / Roadway Improvements / \$891,680.00 (Carryover) / (\$91,123.00) (Carryover) / \$800,557.00 (Carryover)

766 / 530020-100000 / Street Equipment / \$0.00 (Carryover) / \$91,123.00 (Carryover) / \$91,123.00 (Carryover)

**Section 4.** That the sum of \$91,122.16 be and hereby is appropriated from the unappropriated balance of Fund 766, The Street and Highway Improvement 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 to Dept-Div. 59-11, for the Division of Planning and Operations as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
766 / 530161-100000 / Roadway Improvements / 06-6600 / 590010 / \$91,122.16

**Section 5.** That the transfer of cash and appropriation within The Street and Highway Improvement Fund, 766, be authorized as follows:

Transfer From:  
Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
766 / 530161-100000 / Roadway Improvements / 06-6600 / 590010 / \$91,122.16

Transfer To:  
Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
766 / 530020-100000 / Street Equipment / 06-6600 / 766020 / \$91,122.16

**Section 6.** That the sum of \$91,122.16 or so much thereof as may be needed is hereby authorized to be expended from the Street and Highway Improvement Fund, No. 766, Dept./Div. 59-11, OCA Code 766020, O.L. 01-03 Codes 06-6651, Project Number 530020-100000.

**Section 7.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1024-2010  
**Drafting Date:** 06/25/2010  
**Version:** 1  
**Current Status:** Passed  
**Matter Type:** Ordinance

Explanation  
**Background:** This ordinance authorizes the Franklin County Municipal Court Clerk (hereinafter "Municipal Court Clerk") to modify the first year of a three year contract with Time Warner Cable for the provision of internet services for the Municipal Court Clerk's Office.

- Contract Modification:
1. The amount of additional funds to be expended under this modification is \$8,445.00.
  2. The current contract includes an option to revise the internet service bandwidth.
  3. It is necessary to revise the internet service bandwidth from 20 mega bytes per second (MBPS) to 50 (MBPS) to increase the rate of data transfer for the internet services for the Municipal Court Clerk's Office.
  4. It is in the city's best interest to modify the first year of a three year contract for a more efficient internet service.

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.

**Contracts:**  
Original Contract Number: EE008172; \$10,140.00  
Modification: \$8,445.00  
Total Modification: \$18,585.00

**Contract Compliance Number:** 13-3666692

Expiration Date: 10/14/2010

**Fiscal Impact:** Sufficient funds are available within the Clerk's 2010 computer fund budget.

**Emergency:** There is an immediate need to modify the contract with Time Warner for a more efficient internet service for the Municipal Court Clerk's Office.

Title

To authorize and direct the Municipal Court Clerk to modify the first year of a three year contract with Time Warner Cable for the provision of internet services for the Clerk's Office; to authorize an expenditure of \$8,445.00 from the computer fund; and to declare an emergency. (\$8,445.00)

Body

**Whereas,** it is necessary to modify the first year of a three year contract with Time Warner Cable to revise the bandwidth for a more efficient internet service for the Municipal Court Clerk's Office; and

**Whereas,** an emergency exists in the daily operations of the Municipal Court Clerk's Office in that it is necessary to authorize such contract modification for the provision of internet services, for the immediate preservation of the public peace, health, safety and welfare; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBES:**

**Section 1.** That the Municipal Court Clerk is authorized and directed to modify the first year of a three year contract with Time Warner Cable in the amount of \$8,445.00, for the provision of internet services.

**Section 2.** That the expenditure of \$8,445.00 or so much thereof as may be necessary is hereby authorized to be expended from the Clerk's computer fund, fund 227, subfund 02, department 2601, oca 260208, object level one 03, object level three 3321 to contract with the Time Warner Cable.

**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.

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**Legislation Number:** 1025-2010

**Drafting Date:** 06/25/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

In an effort to augment City revenues, the Division of Planning and Operations initiated an audit of the Ohio Bureau of Motor Vehicle's license registrations in 1993 to ascertain that Columbus motor vehicle registrations were being correctly credited. This effort has become an ongoing audit, which has recovered over \$1 million per year since its inception. As a result of the initiation of this program and the actual cost savings that has and continues to occur, the Division of Planning and Operations received the Santa Maria Award and \$5,000.00 in cash. The cash was deposited into a Special Purpose Fund to be used for employee awards.

This ordinance appropriates the Special Purpose Fund monies currently on hand, in the amount of \$1,001.77 to allow for the payment of expenditures in connection with the distribution of employee awards for the year 2010.

**2. FISCAL IMPACT**

The Santa Maria Award cash proceeds were \$5,000.00; this was deposited into the Special Purpose Fund, Fund 223, for the Employee Award Program. The current cash balance after 2009 expenditures is \$1,001.77 and is available for the Employee Award Program for the year 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)

Body **WHEREAS**, the Division of Planning and Operations received \$5,000.00 from the Santa Maria Award for saving monies for the City of Columbus in 1993; and

**WHEREAS**, a Special Purpose Fund was established for these monies to be received and utilized for an employee awards and recognition program within the Division of Planning and Operations; and

**WHEREAS**, it is necessary to appropriate the current cash in the Special Purpose Fund to allow for the payment of expenditures in connection with the distribution of employee awards for 2010; now, therefore

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

**Section 1.** That the sum of \$1,001.77 be and hereby is appropriated from the unappropriated balance of the Special Purpose Fund, Fund 223, Subfund 100, 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 Division of Planning and Operations, Department No. 59-11, Object Level One Code 02, OL3 Code 2290 (\$1,001.77), OCA Code 591122.

**Section 2.** That the monies appropriated in Section 1 shall be paid upon order of the Director of Public Service and that no order shall be drawn or paid except by voucher, the form of which shall be approved by the City Auditor.

**Section 3.** That the Director of Public Service be and hereby is authorized to expend these funds consistent with the program's award criteria.

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

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**Legislation Number:** 1026-2010

**Drafting Date:** 06/25/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation 1. BACKGROUND**

The Department of Public Service, Division of Planning and Operations recently received a request from Canei Roofing & Construction, LLC, 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 east terminus, as Canei Alley.

The aforementioned request is to facilitate the location of said business for delivery and access purposes. The proposed name, Canei Alley, conforms to the Division's current street naming policies and has been reserved until such time that this request has been completed, or denied. The Right-of-Way Management Section has circulated concurrent notification to the City's Historic Preservation office, the Franklinton Area Commission, the Divisions of Fire, Police, Refuse, Street Maintenance and Planning and Operations without objection.

Canei Roofing & Construction, LLC has satisfactorily completed all of the requirements for naming of a city alley and has agreed to pay the associated cost for installing a new sign and post reflecting said alley name at the required location of Central Avenue.

**2. FISCAL IMPACT**

None

Title 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.

Body **WHEREAS**, the Department of Public Service, Division of Planning and Operations recently received a request

from Canei Roofing & Construction, LLC, 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 east terminus; and

**WHEREAS**, the naming will greatly facilitate the location of said business for delivery and access purposes; and

**WHEREAS**, the proposed name, Canei Alley, conforms to the Division's current street naming policies; and

**WHEREAS**, the Right-of-Way Management Section has circulated concurrent notification to the City's Historic Preservation office, the Franklinton Area Commission, the Divisions of Fire, Police, Refuse, Street Maintenance and Planning and Operations without objection; and

**WHEREAS**, Canei Roofing & Construction, LLC has satisfactorily completed all of the requirements for naming of a city alley; and

**WHEREAS**, Canei Roofing & Construction, LLC has agreed to pay the associated cost for installing a new sign and post reflecting said alley name at the required location at Central Avenue; now, therefore:

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

**Section 1.** That 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 east terminus be renamed Canei Alley.

**Section 2.** That this ordinance shall take place and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1027-2010

**Drafting Date:** 06/25/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

Park Street Tavern is constructing a fire escape at 501 North Park Street. As designed the fire escape over the sidewalk along the north side of the existing building on the south side of Spruce Street and will encroach into the existing Spruce Street right-of-way. Park Street Tavern has submitted, on behalf of the owner Linda Moore, a request asking that the City grant Linda Moore a 2,650 square foot aerial encroachment easement into Spruce Street that will allow for installation of the proposed fire escape. The fire escape is required by the Ohio Building Code to allow the business to expand to the second floor. Per current Division of Planning and Operations practice, comments were solicited from interested parties, including City departments before it was determined that the City would not be adversely affected by the granting of the requested aerial encroachment easements. A value of \$500.00 was established for the easement.

**2. FISCAL IMPACT**

The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, for granting the requested aerial encroachment easement.

Title

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.

Body

**WHEREAS**, Park Street Tavern is constructing a fire escape at 501 North Park Street; and

**WHEREAS**, As designed the fire escape over the sidewalk along the north side of the existing building on the south side of Spruce Street and will encroach into the existing Spruce Street right-of-way; and

**WHEREAS**, the City of Columbus, Department of Public Service, Division of Planning and Operations, recently received a request from Park Street Tavern has submitted, on behalf of the owner Linda Moore, a request asking that the City grant Linda Moore a 2,650 square foot aerial encroachment easement into Spruce Street that will allow for installation of the proposed fire escape; and

**WHEREAS**, per current Division of Planning and Operations practice, comments were solicited from interested parties, including City departments before it was determined that the City would not be adversely affected upon the granting of the requested aerial encroachment easement; and

**WHEREAS**, A value of \$500.00 was established for the easement; 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 those documents necessary to grant the following described aerial encroachment easement to Linda Moore; to-wit:

Situated in the State of Ohio, County of Franklin and City of Columbus and being a 25' X 106' parcel of the North Half of Lot 91 of Lincoln Goodale's Addition as recorded in Plat Book 1 Page 92 at the Franklin County Recorder's Office. And being more particularly described as follows;

Commencing at a Drill Hole Set at the Northwest Corner of a said 25' X 106' Parcel thence S.90°00'00"E. a distance of 70.00-feet along the North Line of Said Parcel and the South Right of Way Line of Spruce Street to the True Point of Beginning;

Thence N.0°00'00"E. a distance of 6.00-feet into the Right Of Way of Spruce Street to a point;

Thence S.90°00'00"E. a distance of 18.25-feet to a point;

Thence S.0°00'00"W a distance of 6.00-feet to a point in the North Line of said parcel and the South Right of Way Line of Spruce Street;

Thence N.90°00'00"W a distance of 18.25-feet along the North Line of said parcel and the South Right of Way Line of Spruce Street to the Point of Beginning, **Containing 0.003 Acres** More or Less.

The easement area herein is between an elevation of: 12.00 feet above the existing sidewalk grade to 25.00 feet above the existing sidewalk grade. Existing sidewalk grade is that grade which exists per the latest date of the attached drawing.

The Preceding Description Includes Tax Parcel Number: 010-053142

All Iron Pins Set are 5/8" X 30" Solid Rebar with a Yellow Plastic Cap Reading Ackison Surveying.

Deed References are Documents as Recorded in the Franklin County Recorder's Office, Columbus, Ohio.

The above description was prepared by Ackison Surveying, LLC (8519 Old Field Birch Drive, Blacklick, Ohio 43004 614-866-4600) from the best available County Records. The information displayed was derived from an actual field survey performed in April 2010.

**Section 2.** That a total \$500.00 to be received by the City as consideration for the granting of the requested aerial encroachment easement shall be deposited in Fund 748, Project 537650.

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

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**Legislation Number:** 1028-2010

**Drafting Date:** 06/27/2010

**Current Status:** Passed

**Explanation**

**1. Background:**

In 1924, as a part of a subdivision know as The Suburban Homesite Co's Allotment, recorded at Franklin County in Plat Book 17 Page 8, a 50 foot right-of-way was dedicated to public use and named Fairview Avenue. Fairview Avenue is located approximately 305 feet west of Cleveland Avenue and extending north from Morse Road to Brooklyn Road. Fairview Avenue was never developed and has remains in that state. The Department of Public Service received a request to purchase a portion of this unimproved right-of-way, along with a portion of Morse Road right-of-way by a property owner to the east of the unimproved avenue, known as Miracle Motor Mart. After investigation by the Division of Planning and Operations staff, it has been determined that the transfer of the requested portions of unimproved Fairview Avenue and Morse Road right-of-way to the abutting property owner (Miracle Motor Mart) will not adversely impact the City. It has also been determined that a property owner to the west of this unimproved avenue, known as Charles M. Savko has also requested to purchase a portion of this unimproved right-of-way and a portion of Morse Road.

Transfer of these portions of undeveloped Fairview Avenue and Morse Road to the abutting property owner (Miracle Motor Mart) will allow for the expansion of their existing facilities. The transfer of these portions of undeveloped Fairview Avenue and Morse Road to the abutting property owner (Charles M. Savko) will allow for easier redevelop their property in the further. Per current practice, comments were solicited from interested parties, including City departments, private utilities and applicable area commissions, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this said right-of-way. The City will not be adversely affected by the transfer of these portions of unimproved Fairview Avenue and Morse Road. 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 \$17,662.50 was established for this right-of-way being transferred to the abutting property owner to the east (Miracle Motor Mart). Miracle Motor Mart will also be dedicating a 0.017 acre of right-of-way for future turnaround needs, if the remaining portion of Fairview Avenue is developed. A value of \$17,739.00 was established for this right-of-way being transferred to the abutting property owner to the west (Charles M. Savko). After review of the request, the Land Review Commission voted to recommend that the above referenced unimproved right-of-ways be transferred to the abutting property owners.

**2. FISCAL IMPACT:**

The City will receive a 0.017 Acre tract of land for right-of-way and a total of \$35,401.50, to be deposited in Fund 748, Project 537650, as consideration for the transfer of the requested portion of Fairview Avenue and Morse Road right-of-way.

**Title**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).

**Body****WHEREAS**, in 1924, as a part of a subdivision know as The Suburban Homesite Co's Allotment, recorded at Franklin County in Plat Book 17 Page 8, a 50 foot right-of-way was dedicated to public use and named Fairview Avenue. Fairview Avenue is located approximately 305 feet west of Cleveland Avenue and extending north from Morse Road to Brooklyn Road. Fairview Avenue was never developed and has remains in that state; and

**WHEREAS**, The Department of Public Service received a request to purchase a portion of this unimproved Fairview Avenue right-of-way, along with a portion of Morse Road right-of-way by a property owner to the east of the unimproved Fairview Avenue, known as Miracle Motor Mart.; and

**WHEREAS**, After investigation by the Division of Planning and Operations staff, it has been determined that the transfer of the requested portions of unimproved Fairview Avenue and Morse Road right-of-way to the abutting property owner (Miracle Motor Mart) will not adversely impact the City. It has also been determined that a property owner to the west of this unimproved Fairview Avenue, known as Charles M. Savko has also requested to purchase a portion of this unimproved Fairview Avenue right-of-way and a portion of Morse Road right-of-way; and

**WHEREAS**, The transfer of these portions of undeveloped Fairview Avenue and Morse Road to the abutting property

owner (Miracle Motor Mart) will allow for the expansion of their existing facilities. The transfer of the portions of undeveloped Fairview Avenue and Morse Road to the abutting property owner (Charles M. Savko) will allow for easier redevelop their property in the further. Per current practice, comments were solicited from interested parties, including City departments, private utilities and applicable area commissions, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within these said right-of-ways. The City will not be adversely affected by the transfer of these portions of unimproved Fairview Avenue and Morse Road; 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 these right-of-ways. A value of \$17,662.50 was established for this right-of-way being transferred to the abutting property owner to the east (Miracle Motor Mart). Miracle Motor Mart will also be dedicating a 0.017 acre of right-of-way for future turnaround needs, if the remaining portion of Fairview Avenue is developed. A value of \$17,739.00 was established for this right-of-way being transferred to the abutting property owner (Charles M. Savko). After review of the request, the Land Review Commission voted to recommend that the above referenced unimproved right-of-ways be transferred to the abutting property owners; and

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

**Section 1.** That the Director of the Public Service Department 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-ways to the abutting property owners; to-wit:

**0.036 Acres**

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Lot 29 in Suburban Homesite Co's Allotment the same as numbered and delineated upon the record plat of record in Plat Book 17, Page 8, and being part of a Parcel (0.0482 acres) tract conveyed to the City of Columbus of record in Deed Book 2999, Page 441, Recorder's Office, Franklin County, Ohio (all references to recorded documents are on file in said Recorder's Office unless otherwise noted), and being more particularly described as follows:

Commencing at a 1" solid iron pin found in a monument box and the intersection of the centerline of Cleveland Avenue with the centerline of survey & construction of Morse Road;

Thence, along the centerline of survey, North 85°06'44" West, 297.18 feet to a point at Station 177+52.42, said point being located South 85°06'44" East from a 1" solid iron pin found in a monument box in the centerline of survey of said Morse Road at Station 168+84.33;

Thence, across said Morse Road, North 4°53'16" East, 68.13 feet to point at the southwest corner of the City of Columbus Parcel13WD (Instrument Number 200804160058157) and the southeast corner of the City of Columbus Parcel 2 tract (Deed Book 2999, Page 441), also being on the east line of Lot 31 of said Allotment, the west line of Lot 30 of said Allotment;

Thence, along part of the east line of said Lot 31, part of the west line of said Lot 30, along the east line of said City of Columbus Parcel 2 tract, and the west line of said Parcel 13WD, North 03°45'16" East, 6.87 feet to a point at the northwest corner of said Parcel 13WD, also being a southwest corner of a 0.725 acre tract conveyed to Miracle Realty Limited, LLC of record in Instrument Number 200808250129128;

Thence, across said Lot 30, along the north line of said Parcel13WD, along a south line of said 0.725 acre tract, South 85°06'36" East, 46.53 feet to a point on the east line of said Lot 30, the west line of said Lot 29, also being the northeast corner of said Parcel 13WD, also a southeast corner of said 0.725 acre and being on the west line of said Parcel tract;

Thence, along part of the east line of said Lot 30, part of the west line of said Lot 29, along a east line of said 0.725 acre tract, part of the west line of said Parcel tract, North 03°50'17" East, 6.04 feet to an iron pipe set at THE TRUE POINT OF BEGINNING of this description;

Thence, along part of the east line of said Lot 30, part of the west line of said Lot 29, along a east line of said 0.725 acre tract, part of the west line of said Parcel tract, North 03°50'17" East, 33.17 feet to a found mag nail at the northwest corner of said Parcel tract;

Thence, across said Lot 29, along a south line of said 0.725 acre tract, along the north line of said Parcel tract, South 86°26'24" East, 46.64 feet to an 1" dia. iron pipe found at the northeast corner of said Parcel tract, being on the east line

of said Lot 29, the west line of an alley (20 feet wide) and a southeast corner of said 0.725 acre tract;  
Thence, along part of the east line of said Lot 29, along the west line of said alley, along part of the east line of said Parcel tract, South 03°48'16" West, 34.25 feet to a mag nail set;  
Thence, across said Lot 29, across said Parcel tract, along a line parallel to said centerline of survey & construction of Morse Road, North 85°06'44" West, 46.67 feet to the place of beginning CONTAINING 0.036 ACRES.  
The foregoing description was prepared from actual field measurements by Myers Surveying Company, Inc. in February 2019. Iron pipes set are 30" X 1" a.D. with an orange plastic cap inscribed "P.S. 6579", unless otherwise noted. Basis of bearings is the Morse Road Centerline of Survey and Construction held as South 85° 06'44" East as per Instrument Number 200804160058157.

#### **0.153 Acres**

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Fairview Avenue in Suburban Homesite Co's Allotment the same as numbered and delineated upon the record plat of record in Plat Book 17, Page 8, and being part of a Parcel 2 (0.0482 acres) tract conveyed to the City of Columbus record in Deed Book 2999, Page 441, Recorder's Office, Franklin County, Ohio (all references to recorded documents are on file in said Recorder's Office unless otherwise noted), and being more particularly described as follows:

Commencing at a 1" solid iron pin found in a monument box and the intersection of the centerline of Cleveland A venue with the centerline of survey & construction of Morse Road;

Thence, along the centerline of survey, North 85°06'44" West, 297.18 feet to a point at Station 177+52.42, said point being located South 85°06'44" East from a 1" solid iron pin found in a monument box in the centerline of survey of said Morse Road at Station 168+84.33;

Thence, across said Morse Road, North 4°53'16" East, 68.13 feet to point at the southwest corner of the City of Columbus Parcel13WD (Instrument Number 200804160058157) and the southeast corner of said City of Columbus Parcel 2 tract, also being on the east line of Lot 31 of said Allotment, the west line of Lot 30 of said Allotment;

Thence, along part of the east line of said Lot 31, part of the west line of said Lot 30, along part of the east line of said City of Columbus Parcel 2 tract, along the west line of said Parcel13WD, along part of a west line of a 0.725 acre tract conveyed to Miracle Realty Limited, LLC (Instrument Number 200808250129128), North 03°45'16" East, 12.91 feet to an iron pipe set at THE TRUE POINT OF BEGINNING of this description;

Thence, across said City of Columbus Parcel 2 tract and across said Fairview A venue, along a line parallel to the centerline of survey & construction of Morse Road, North 85°06'44" West, 71.67 feet to a mag nail set on the centerline of said Fairview A venue (50 feet wide and unimproved);

Thence, along the centerline of said Fairview Avenue, North 03°46'52" East, 207.64 feet to an iron pipe set;

Thence, across said Fairview Avenue, South 86°13'08" East, 25.00 feet to a mag nail set on the east line of said Fairview Avenue, the west line of Lot 25 of said Allotment, the west line of said 0.725 acre tract;

Thence, along the east line of said Fairview Avenue, along part of the west line of said Lot 25, along the west lines of Lots 26, 27, 28 of said Allotment, along the west line of a 0.051 acre tract (Instrument Number 200809040134468), along part of the west line of said Lot 31, along part of the west line of said 0.725 acre tract, South 03°46'52" West, 177.12 feet to a mag nail found at the northwest corner of said City of Columbus Parcel 2 tract, a southwest corner of said 0.725 acre tract;

Thence, across said Lot 31, along a south line of said 0.725 acre tract, along the north line of said City of Columbus Parcel 2 tract, South 86°26'24" East, 46.64 feet to a mag nail found at the northwest corner of said City of Columbus Parcel 2 tract, also being on the east line of said Lot 31, the west line of said Lot 30;

Thence, along part of the east line of said Lot 31, part of the west line of said Lot 30, along part of the east line of said City of Columbus Parcel 2 tract, along a west line of said 0.725 acre tract, South 03°45'16" West, 32.09 feet to the point beginning CONTAINING 0.153 ACRES of which 0.034 acres is out of said 0.0482 acre Parcel 2 tract. 0.071 Acres is in tax district 600 and 0.082 Acres is in tax district 010.

The foregoing description was prepared from actual field measurements by Myers Surveying Company, Inc. in February 2019. Iron pipes set are 30" X 1" O.D. with an orange plastic cap inscribed "P.S. 6579", unless otherwise noted. Basis of

bearings is the Morse Road Centerline of Survey and Construction held as South 85° 06'44" East as per Instrument Number 200804160058157.

**0.181 Acre**

Situate in the State of Ohio, County of Franklin, City of Columbus and being part of Fairview Avenue (unimproved) and being part of the 0.0413 acres of Lot 32 and being part of the 0.0413 acres of Lot 33 of the Suburban Homesite Company Allotment of record in Plat Book 17. Page 8 conveyed to The City of Columbus of record in Deed Book 3395, Page 220, and also being 0.046 acres in the City of Columbus, Westerville Combined School District 600 and being 0.135 acres in the City of Columbus Tax district 010, all references to records being on file in the office of the recorder, Franklin County, Ohio, said 0.181 acres being more fully described herein;

Beginning for reference at a 1 inch solid bar found in a monument box found at the intersection of the centerline of construction of Morse Road and Cleveland Avenue as shown on FRA-MORSE Road Improvements - Phase 2, Drawer-E 2137 and being station 180+49.60;

Thence North 85°06'44" West with the centerline of construction of said Morse Road, a distance of 473.88 feet to a point, said point being further referenced by a nail found at an angle point in the centerline of construction which lies North 85°06'44" West, a distance of 691.39 feet said nail also being at station 168+84.33;

Thence North 04°53'16" East a distance of 70.83 to 3;" iron pin found at station 175+75.72, 70.83 feet left, said iron pin also being at the southeast corner of a 0.168 acre parcel conveyed to 2350 Morse Road, LLC of record in Instrument Number 200905280076255 and also being on the west line of said Lot 33 of said Suburban Homesite Company Allotment to the True Point of Beginning;

Thence North 03°55'56" East with the east line of said 0.168 acre parcel and the west line of said Lot 33, a distance of 45.17 feet to a 5/8 inch solid bar found at the northeast corner of said 0.168 acre parcel, the southeast corner of a .050 acre parcel, conveyed to Charles M. Savko of record in Instrument Number 200809090136233 and the northwest corner of said 0.0413 acres of Lot 33;

Thence South 86°32'15" East with the north line of said 0.0413 acres of Lot 33 and said 0.0413 acres of Lot 32 and the south line of 30 feet off the north end of lots 32 and 33 conveyed to Charles M. Savko of record in Instrument Number 200809090136233, a distance of 79.66 feet to a 3/4 inch iron pin found;

Thence North 03°47'19" East with the east line of said 30 off the north end of lot 33, the east line of a 16 foot vacated alley of record in ORO 826-74, the east line of lots 62 and 63 of said Suburban Homesite Company Allotment conveyed to Charles M. Savko of record in Instrument Number 200809090136233 and the west line of said Fairwood Ave, a distance of 126.00 feet to a iron pin set;

Thence South 86°12'41" East across said Fairwood Ave, a distance of 25.00 feet to a iron pin set;

Thence South 03°47'19" West with the centerline of said Fairwood Ave, a distance of 171.16 feet to a rail road spike set;

Thence North 86°27'54" West across said Fairwood Ave and said 0.0413 acres of lot 32 and said 0.0413 acres of lot 33, a distance of 104.78 feet to the True Point of Beginning, containing 0.181 acres. Subject to all easement and documents of record.

For the purpose of this description a bearing of North 85°06'44" West was held on the Centerline of Construction of Morse Road as shown on FRA-MORSE Road Improvements -Phase 2, Drawer-E 2137 plans.

This description is based on an actual field survey performed by Robert Martin in February, 2010. All Iron Pin's set are 30"x 1" O.D galvanized iron pipe with a yellow cap inscribed P.S. 8114

**Section 2.** That this Council has determined it is in the best interest of the City of Columbus to allow this right of way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.29 with regards to the transfer of these right of ways.

**Section 3.** This ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1030-2010

**Drafting Date:** 06/28/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**ExplanationBACKGROUND:**

This legislation is to authorize the purchase of three (3) Compressed Natural Gas (CNG) Automated Side Loader and four (4) Front End Loaders for the Public Service Department, Refuse Collection Division as part of the Congestion Mitigation and Air Quality (CMAQ) grant. These units will replace older ones which are beyond their useful service life. The Public Service Department, Refuse Collection Division is responsible for mechanized refuse collection throughout the City of Columbus. To accomplish this mission, the Division requires these trucks to replace older units that are beyond their useful service life.

The CMAQ grant was awarded to the Fleet Management Division, from the Ohio Department of Transportation, sponsored by the Mid-Ohio Regional Planning Commission (MORPC). The goal of the project is to significantly reduce emissions from heavy-duty diesel vehicles. Ordinance 1178-2008 was passed on July 17, 2008 authorizing the acceptance and appropriation of this grant. Three interrelated projects are part of the grant: emission-reduction retrofit equipment purchases, anti-idling equipment purchases and CNG vehicle purchases.

CNG vehicles produce significantly lower amounts of harmful emissions such as nitrogen oxides, particulate matter and toxic and carcinogenic pollutants. Natural gas is a domestically available, inherently clean-burning fuel. Using compressed natural gas as vehicle fuel increases energy security by reducing our dependence on foreign oil and improves public health and the environment. Currently, CNG is also significantly lower in cost than either gasoline or diesel. The City of Columbus has paid an average of \$2.77 per gallon year to date in 2010 for diesel fuel. CNG is currently retailing in Columbus for \$1.50 per gge (gasoline gallon equivalent), a \$1.27 per gallon or 46% savings in fuel cost.

The purchase orders will be established with Columbus Peterbilt/ESEC Corporation and McNeilus Truck & Manufacturing to purchase three (3) automated side loaders and four (4) front end loaders respectively for the Division of Refuse based on pending universal term contracts. The Refuse Collection Division is responsible for mechanized refuse collection throughout the City of Columbus.

**Bid Information:** a universal term contract is pending for Columbus Peterbilt and McNeilus.

Contract Compliance No.: Columbus Peterbilt 34-1285858 expires 9/9/2010

Contract Compliance No.: McNeilus Truck 41-1314526 expires 9/14/2011

**Emergency Designation:** Emergency legislation is requested so that the purchase orders can be issued as soon as possible, thereby ensuring that deadlines of the CMAQ grant are met.

**FISCAL IMPACT:** Funding for the base trucks and 20% of the CNG upgrade will be funded through the 2010 Capital



Improvements Budget in the Refuse Collection Bond Fund. However, bonds have yet to be sold for the project, necessitating a certification of \$1,712,492.00 against the Special Income Tax Fund. Of this, \$1,659,271.00, (\$768,387.00 Automated Side and \$890,884.00 Front End) Loaders is for the base cost. An additional amount of \$266,104.00, (\$105,000.00 ASL and \$161,104.00 Front End) loaders is necessary for the upgrade to CNG. Of this, 20% will be transferred from the Refuse Collection Bond Fund to the CMAQ Grant fund. Upon sale of the bonds, this will be reimbursed. The remaining \$212,883.00, representing 80% of the cost of the CNG upgrade, will be funded by the CMAQ grant, from funds from the State Department of Transportation.

**Title**

To authorize the Finance and Management Director to establish purchase orders with McNeilus Truck and Manufacturing and Columbus Peterbilt/ESEC Corporation for the purchase of mechanized refuse collection vehicles for the Division of Refuse Collection from pending universal term contracts; to authorize and direct the City Auditor to transfer \$1,712,492.00 from the Special Income Tax Fund to the Refuse Collection Bond Fund, to authorize and direct the City Auditor to transfer \$53,221.00 from the Refuse Collection Bond Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$1,659,271.00 within the Refuse Collection Bond Fund and \$266,104.00 to the CMAQ grant fund; and to authorize the expenditure of \$1,659,271.00 from the Refuse Collection Bond Fund and \$266,104.00 from the CMAQ grant; and to declare an emergency. (\$1,925,375.00)

**Body**

**WHEREAS**, a universal term contract with Columbus Peterbilt/ESEC Corporation is pending; and

**WHEREAS**, a universal term contract with McNeilus Truck and Manufacturing is pending; and

**WHEREAS**, there is a need to replace mechanized refuse collection vehicles for the Division of Refuse to maintain their ability to service the City of Columbus; 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 aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$1,712,492.00; 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**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Refuse Collection, in that it is immediately necessary to issue a purchase order for mechanized refuse collection vehicles so that CMAQ grant deadlines are not missed, thereby preserving the public health, peace, property, safety, 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 to issue a purchase order with Columbus Peterbilt/ESEC Corporation for three (3) automated side loader mechanized refuse collection vehicles for the Division of Refuse, Department of Public Service, based on a pending universal term contract with Columbus Peterbilt/ESEC.

**SECTION 2.** That the Finance and Management Director be and is hereby authorized to issue a purchase order with

McNeilus Truck and Manufacturing for four (4) front end loader mechanized refuse collection vehicles for the Division of Refuse, Department of Public Service, based on a pending universal term contract with McNeilus Truck and Manufacturing.

**SECTION 3.** That the sum of \$1,712,492.00 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 4.** That the City Auditor is hereby authorized to transfer and appropriate said funds in SECTION 2 to the Refuse Collection Bond Fund, Fund 703 as follows:

Dept/Division:	59-02	59-02
Fund Number:	703	703
Project Number:	520001-100003	520001-100003
OCA Code:	730103	730103
Object Level One:	06	10
Object Level Three:	6652	5501
Amount	\$768,387.00	\$21,000.00

Dept/Division:	59-02	59-02
Fund Number:	703	703
Project Number:	520001-100004	520001-100004
OCA Code:	730104	730104
Object Level One:	06	10
Object Level Three:	6652	5501
Amount:	\$890,884.00	\$32,221.00

**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**

703 / 520001-100003 /Mechanized Collection Equipment / 10-5501 / 730103 / \$21,000.00

703 / 520001-100004/Mechanized Collection Equipment / 10-5501 / 730104 / \$32,221.00

Transfer to:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

220 /458086 / CMAQ Improvement Program/80/0886 / 458086 / \$53,221.00

**SECTION 6.** That the sum of \$266,104.00 be and hereby is appropriated from the unappropriated balance of Fund 220, General Government 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 to Dept-Div. 45-05, the Division of Fleet Management as follows:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

220 /458086/CMAQ Improvement Program/ 06-6652 / 458086 / \$266,104.00

**SECTION 7.** That the expenditure of \$768,387.00 or so much thereof as may be needed, is hereby authorized from the Refuse Collection Bond Fund, Dept/Division: 59-02, Fund 703, OCA 730103, project number 520001-100003 Automated Side Loaders, Object Level 01:06, Object Level 03: 6652.

**SECTION 8.** That the expenditure of \$890,884.00 or so much thereof as may be needed, is hereby authorized from the Refuse Collection Bond Fund, Fund 703, Dept/Division:59-02, OCA 730104, project number 520001-100004 Front Box

Loaders, Object Level 01:06, Object Level 03: 6652.

**SECTION 9.** That the expenditure of \$266,104.00 or so much thereof as may be needed, is hereby authorized from the Dept/Division: 45-05, CMAQ Improvement Program grant 458086, Fund 220, OCA 458086, Object Level 01:06, Object Level 03: 6652.

**SECTION 10.** That upon obtaining other funds for the purchase of a compressed natural gas automated side loaders and front end loaders for the Department of Public Service, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

**SECTION 11.** 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 2, above.

**SECTION 12.** 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 \$1,712,492.00 (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 13.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 14.** 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 15.** 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.

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**Legislation Number:** 1034-2010

**Drafting Date:** 06/29/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** For the option to purchase Recreation Apparel for the Recreation and Parks Department, in order to provide uniform apparel to Recreation and Parks employees and Recreation program participants. The term of the proposed option contracts would be two (2) years, with the option to extend the contracts for one additional one-year period if mutually agreed upon. The Contracts are through March 31, 2012. The Purchasing Office opened formal bids on February 4, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation SA003461. One-hundred Forty-three (143) bids were solicited (MBR: 0; F1: 2). Eleven (11) bids were received. The solicitation was divided into seven (7) Groups (each group included a different clothing item). For uniformity purposes, a low bidder would be determined for each group and awarded the entire group. Vehicle Accessory Center, LLC was low numeric bidder for Groups 1-6. However, their bid for items 5A-5D in Group 5 did not meet the specifications. They were originally awarded Groups 1-4 and 6 (Ord. #0461-2010, FL004586), but have since stated they are unable to continue with the contract and would have to default. Therefore, there is a need to re-award Groups 1-4 and 6.

The Purchasing Office is recommending award of the contract to the lowest, responsive, responsible and best bidders:

Koppel Advertising, Inc., CC#341529963 (Expires February 1, 2012), Items 1A-1J, 2A-2H, 3A-3H and 4A-4G; \$1.00  
Ad-Wear & Specialty of Texas, Inc., CC#760497826 (Expires November 9, 2011), Items 6A-6F., \$1.00  
Total Estimated Annual Expenditure: \$25,000.00.

These companies are 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 two contracts for the option to purchase Recreation Apparel with Koppel Advertising, Inc. and Ad-Wear & Specialty of Texas, Inc., to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$2.00).

#### **Body**

WHEREAS, the Purchasing Office advertised and solicited formal bids on February 4, 2010 and selected the lowest, responsive, responsible and best bids; and

WHEREAS, Vehicle Accessory Center defaulted on the original contract awarded to them and there is a need to re-award those items; 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 Recreation Apparel is used to outfit and identify certain Recreation and Parks Department employees and used for uniforms for participants in various Recreation programs. And because the vendor originally awarded many of the items defaulted and there is the need to re-award the items within the 180 days of bid opening, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Various City Agencies in that it is immediately necessary to enter into a contract for an option to purchase the Recreation Apparel, 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 Recreation Apparel for the Recreation and Parks Department for the term ending March 31, 2012, with the option to extend the contract for one (1) additional one-year period if mutually agreed upon, in accordance with Solicitation No. SA003461 as follows:

Koppel Advertising, Inc., Items 1A-1J, 2A-2H, 3A-3H and 4A-4G; \$1.00  
Ad-Wear & Specialty of Texas, Inc., Items 6A-6F; \$1.00

SECTION 2. That the expenditure of \$2.00 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.

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**Legislation Number:** 1035-2010

**Drafting Date:** 06/29/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** TechColumbus is a non-profit organization dedicated to providing a catalyst for technology-based economic development in Central Ohio. To that end, TechColumbus led a successful regional proposal to the State of Ohio, to secure \$15 million over four years for the Entrepreneurial Signature Program which will accelerate the creation and growth of new technology companies. The ESP program includes early stage capital to meet the needs for pre-seed capital for Ohio start-up technologies companies. A 1-to-2 funding match was required as a condition of the ESP. The City of Columbus committed \$188,000 in 2007, 2008 and 2009 as their portion of the match and is again committing \$188,000 in 2010.

In addition, another TechColumbus program, Third Frontier TechColumbus Pre-Seed Fund III, will provide pre-seed capital to late imagining, incubating and early demonstrating phase technology based start-up businesses. TechColumbus will create this \$1,000,000.00 fund with a \$500,000 grant from the Third Frontier Pre-Seed & Entrepreneurial Success Initiative and a grant from The Ohio State University. The City of Columbus is allocating \$250,000 towards this initiative in the form of administrative costs associated with the Pre-Seed Fund III.

This legislation authorizes the Director of Development to enter into an agreement with TechColumbus for the purpose of supporting efforts to attract and grow technology businesses through the Entrepreneurial Signature Program and the Third Frontier TechColumbus Pre-Seed Fund III. This ordinance authorizes the use of \$438,000 of General Funds to contract with TechColumbus for that purpose.

Emergency action is requested to continue the administration of the above activity.

**FISCAL IMPACT:** Funding for this contract is available in the 2010 General Fund budget.

### **Title**

To authorize the Director of the Department of Development to enter into a contract with TechColumbus for the purpose of administering the Entrepreneurial Signature Program and the Third Frontier TechColumbus Pre-Seed Fund III; to authorize the expenditure of \$438,000.00 from the General Fund; and to declare an emergency. (\$438,000.00)

### **Body**

**WHEREAS,** TechColumbus is a partnership working to provide the catalyst for technology-based economic development in Columbus and Central Ohio; and

**WHEREAS,** TechColumbus led a successful regional proposal to the State of Ohio to secure \$15 million over four years (ESP Program) to accelerate the creation and growth of new technology companies in Central Ohio; and

**WHEREAS,** the Entrepreneurial Signature Program (ESP) requires a 1-to-2 funding match from regional partners; and

**WHEREAS**, the City of Columbus provided \$188,000.00 for years one, two and three of the ESP program; and

**WHEREAS**, an additional \$188,000.00 has been allocated for year four for the ESP program; and

**WHEREAS**, another TechColumbus program, Third Frontier TechColumbus Pre-Seed Fund III will provide pre-seed capital to late imagining, incubating and early demonstrating phase technology based start-up businesses; and

**WHEREAS**, \$250,000.00 has been allocated for the Third Frontier TechColumbus Pre-Seed Fund III; and

**WHEREAS**, the total amount allocated for both TechColumbus programs through this legislation is \$438,000.00; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with TechColumbus to prevent an interruption in the delivery of program services, all 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 Development is hereby authorized to enter an agreement with TechColumbus for the purpose of supporting its role as the region's Lead Applicant agency, responsible for administering the ESP grant funding and the Third Frontier TechColumbus Pre-Seed Fund III.

**Section 2.** That the expenditure of \$438,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Economic Development Division No. 44-02, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 440314.

**Section 3.** That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

**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 passage and approval by the Mayor, or ten days after passage of the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1037-2010

**Drafting Date:** 06/29/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**AN09-009**

**BACKGROUND:** This ordinance approves the acceptance of certain territory (AN09-010) by the City. The Ohio Revised Code stipulates that the once an annexation has been approved, it must be accepted by the receiving municipality within 120 days (but not sooner than 60 days) of receipt by the City Clerk of the approval notice from the county. Should City Council not take such action, the annexation will not take place. This petition was filed with Franklin County on March 23, 2010. City Council approved a service ordinance addressing the site on April 5, 2010. Franklin County approved the annexation on April 27, 2010 and the City Clerk received notice on May 5, 2010.

**FISCAL IMPACT:** Provision of municipal services does represent cost to the City; however the annexation of land also has the potential to create revenue to the city.

**Title**

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.

**Body**

**WHEREAS**, a petition for the annexation of certain territory in Jefferson Township was duly filed on behalf of Robert L & Lynn Althoff, Frank D. & Judy K. Carlo, and Doris Althoff, Trustee on March 23, 2010; and

**WHEREAS**, said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated April 27, 2010; and

**WHEREAS**, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on May 5, 2010; and

**WHEREAS**, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; **now, therefore**,

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

**Section 1.** That the proposed annexation as applied for in the petition of Robert L & Lynn Althoff, Frank D. & Judy K. Carlo, and Doris Althoff, Trustee being the owners of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on March 23, 2010 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated April 27, 2010 be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Jefferson, lying in Section 4, Township 1, Range 16 United States Military Lands, being all of that 2.201 acre tract conveyed to Dorris O. Althoff, Trustee, by deed of record in Official Record 31477J02, part of that 0.875 acre tract conveyed as Parcel 69WD to the State of Ohio by deed of record in Official Record 23027H16, part of that 0.460 acre tract conveyed as Parcel 14WD to the State of Ohio by deed of record in Official Record 16439B07, all of that 0.750 acre tract conveyed as Parcel 2A and all of that 1.573 acre tract conveyed as Parcel 2 to Frank D. Carlo and Judy K. Carlo by deed of record in Official Record 32773A03 and part of that 0.602 acre tract conveyed as Parcel 1A and all of that 1.584 acre tract conveyed as Parcel 1 to Robert L. Althoff and Lynn Althoff by deed of record in Official Record 26184I09 (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at the northwesterly corner of said 1.584 acre tract, being an angle point in the existing City of Columbus Corporation Line, as established by Ordinance Number 2532-90, of record in Official Record 16083G04;

Thence easterly, a distance of approximately 399 feet, with the northerly line of said 1.584 and 1.573 acre tracts and with the existing City of Columbus Corporation Line, as established by Ordinance Number 2482-87, of record in Official Record 11022D20, to the northeasterly corner of said 1.573 acre tract, being an angle point in the existing City of Columbus Corporation Line, as established by Ordinance Number 1882-90, of record in Official Record 15668A18;

Thence southerly, a distance of approximately 734 feet, with the easterly line of said 1.573 acre tract, with the easterly line of said 2.201 acre tract and with the easterly line of said Parcel 14WD, and with said existing City of Columbus Corporation Line (1882-90) to the northwesterly corner of said Parcel 69WD being an angle point in said existing City of

Columbus Corporation Line (1882-90);

Thence southeasterly, a distance of approximately 85 feet, across said Parcel 69WD, with said existing City of Columbus Corporation Line (1882-90) to an angle point in said existing City of Columbus Corporation Line (1882-90);

Thence westerly, a distance of approximately 366 feet, across said Parcel 69WD and Parcel 14WD, with the existing City of Columbus Corporation Line, as established by Ordinance Number 132-01, of record in Instrument Number 200105210110398, to a point in the westerly line of said Parcel 14WD, the easterly line of said 0.750 acre tract, being an angle point in said existing City of Columbus Corporation Line (132-01);

Thence southerly, a distance of approximately 34 feet, with the westerly line of said Parcel 14WD, the easterly line of said 0.750 acre tract and with said existing City of Columbus Corporation Line (132-01), to the centerline of East Broad Street, being the southwest corner of said Parcel 14WD, the southeasterly corner of said 0.750 acre tract, being an angle point in said existing City of Columbus Corporation Line (132-01);

Thence westerly, a distance of approximately 87 feet, with the centerline of said East Broad Street, the southerly line of said 0.750 acre tract, the southerly line of said 0.602 acre tract and with said existing City of Columbus Corporation Line (132-01), to an angle point in said existing City of Columbus Corporation Line (132-01);

Thence across said 0.602 acre tract, with the existing City of Columbus Corporation Line, as established by Ordinance Number 1459-57, of record in Miscellaneous Record 107, Page 317, the following courses and distances:

Northerly, a distance of approximately 34 feet, to a point;

Westerly, a distance of approximately 32 feet, to a point on the westerly line of said 0.602 acre tract, being an angle point in said existing City of Columbus Corporation Line (2532-90);

Thence northerly, a distance of approximately 767 feet, with the westerly line of said 0.602 acre tract, the westerly line of said 1.584 acre tract and with said existing City of Columbus Corporation Line (2532-90), to the POINT OF BEGINNING, and containing approximately 7.0 acres, more or less.

**Section 2.** That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

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**Legislation Number:** 1040-2010

**Drafting Date:** 06/29/2010

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

## **Explanation**

### **1. BACKGROUND:**

- A. Need.** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Kenny / Obayashi Joint Venture in connection with the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1; to authorize the appropriation and expenditure of \$264,506,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF); and to amend the 2010 Capital Improvements Budget for the Division of Sewerage and Drainage.

This OSIS Augmentation and Relief Sewer (OARS) project will design a 28,600 foot long large diameter conduit and screen structure to convey Combined Sewer flows from the vicinity of the Henry Street Regulator south to the vicinity of the Jackson Pike Wastewater Treatment Plant. This project is an essential component of the consent order between the City of Columbus and the State of Ohio to reduce the environmental impact of Combined Sewer Overflows (CSOs). The tunnel will intercept wet weather overflows that currently empty into the Scioto



River and carry the flow instead to the Jackson Pike and Southerly Wastewater Treatment Plants. The work will include provision for the controlled storage and release of the Combined Sewer flows to pumping facilities and/or treatment facilities when all work is completed. This is the first phase of a two part project. Phase 2, which will include the shaft structures, will be bid in February 2011.

Original Contract (Phase 1)	\$264,506,000.00
<u>Phase II (Estimate)</u>	<u>\$ 75,000,000.00</u>
Estimated Total	\$339,506,000.00

Construction shall be completed in December 2014 to meet consent order requirement. Construction will begin when the notice to proceed issued.

- B. Procurement Information:** The Division advertised for competitive bid proposals on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage opened the responding bids on April 28, 2010 from the following companies:

<u>Name</u>	<u>C.C. No.</u>	<u>City/State</u>	<u>MAJ/MBE/FBE</u>
Kenny / Obayashi Joint Venture	26-2579073	Northbrook, Ill	MAJ
TJDS Joint Venture (Traylor Brothers)	No App Filed	Evansville, Ind	MAJ
Kiewit / McNally Joint Venture	27-2332603	Omaha, Neb.	MAJ

These bids were reviewed and ranked utilizing the Bid Tab and Quality Factor Form evaluation process. After careful consideration, the committee recommended that Kenny / Obayashi Joint Venture be selected to provide the construction services for the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1 for which the Director of Public Utilities has concurred.

The Engineer's construction cost estimate was: \$234,435,845.60

**The Award is recommended to the lowest Responsive, Responsible, and Best Bidder.**

- C. Contract Compliance No.:** 26-2579073 | Expires: 03/08/2012 | MAJ

- D. Emergency Designation:** Emergency designation is requested in order to comply with the consent order and meet the construction contract schedule requirements of the Ohio EPA.

**2. FISCAL IMPACT:**

This legislation authorizes the appropriation and expenditure of \$264,506,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF); and to amend the 2010 Capital Improvements Budget for the Division of Sewerage and Drainage.

**Title**

To authorize the Director of Public Utilities to enter into a construction contract with the Kenny / Obayashi Joint Venture, in connection with the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1; to authorize the appropriation and expenditure of \$264,506,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF); and to and to amend the 2010 Capital Improvements Budget for the Division of Sewerage and Drainage; and declare an emergency. (\$264,506,000.00)

**Body**

**WHEREAS**, three competitive bids for construction of the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1, were received and opened on April 28, 2010 in the offices of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into a construction contract with Kenny / Obayashi Joint Venture, in order to provide for construction of OSIS Augmentation & Relief Sewer (OARS) Project Phase 1; and

**WHEREAS**, the Ohio Water Development Authority (OWDA) approved an Ohio EPA WPCLF loan agreement with the City of Columbus on **June 24, 2010**, in the amount of \$264,506,000.00 identified as OWDA Account **Number 5671** to provide financing for the above listed project with eligible costs including the construction contract and contingency; and

**WHEREAS**, it is necessary to authorize the appropriation and expenditure of the proceeds from the aforementioned loan; and

**WHEREAS**, it is immediately necessary to amend the 2010 Capital Improvements Budget to provide sufficient authority for increasing a capital project account; and

**WHEREAS**, due to a consent order and the required construction contract schedule and requirements of the Ohio EPA, an emergency exist in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary for this Council to authorize the Director of Public Utilities to enter into a construction contract with Kenny / Obayashi Joint Venture for the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1, at the earliest practical date for the immediate preservation of the public health, welfare, 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 to enter into a contract with the Kenny / Obayashi Joint Venture, 2215 Sanders Road, Suite 400, Northbrook, Illinois 60062, for the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1 in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the proceeds from the Ohio Water Development Authority **Loan No. 5671**, for the OSIS Augmentation & Relief Sewer (OARS) Project Phase 1; and funds from the unappropriated monies in Fund No. 666, the amount of \$264,506,000.00 for the cost of the construction contract, is hereby appropriated to the Division of Sewerage and Drainage as follows:

Division 60-05 | Fund No. 666 | Project No. 650704-100001 | Object Level 6630 | OCA Code 667041 | \$264,506,000.00

**SECTION 3.** That for the purpose of paying the cost of the Ohio Water Development Authority (OWDA) Fund Eligible Items within the aforementioned contract, the following expenditure, or as much thereof as may be needed, is hereby authorized as follows: Fund No. 666, Dept/Div. No. 60-05, Project: 650704-100001 | OCA Code 667041 | Object Level One 10 | Object Level Three 6630 | Amount \$264,506,000.00.

**SECTION 4.** That the 2010 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Project No. | Project Name | Current Authority | Revised Authority | Change**

666 | 650704-100001 | OSIS Augmentation & Relief Sewer (OARS) Project Phase 1 | \$0 | \$264,506,000.00 | (+\$264,506,000.00)

**SECTION 5.** That said construction company, Kenny / Obayashi Joint Venture, shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**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 are 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 which 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.

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**Legislation Number:** 1041-2010

**Drafting Date:** 06/29/2010

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation1. BACKGROUND:**

This ordinance authorizes the Director of Public Service to enter into a purchase contract for Single Space Parking Meters, and ancillary equipment and training services, for the Division of Mobility Options. This ordinance seeks authority to expend \$749,965.00 in available capital funds for the Division of Mobility Options, in the Department of Public Service.

This contract will provide the City with the ability to replace its entire inventory of 4300 parking meters, which has exceeded its designed service life, and allow for expansion. The contract terms will include fixed costs for the parking meters over the five-year contract period, and will be subject to the availability of funding and the approval of City Council. The Division of Mobility Options is currently proposing to purchase 5500 parking meters over this period.

During the last three years, the Department's engineering and Parking Violations Bureau personnel have researched the parking meter market and technology performance. Essentially, there are four single-spaced parking meters providers servicing North America. Research included benchmarking those communities that both encounter extreme weather conditions similar to those in central Ohio, and which have been utilizing advanced-technology meters. In 2008, the City undertook a 9-month field test of single-spaced meters with credit card capability on Gay Street, over a period including both winter and summer weather conditions.

As a result of this successful trial, it was determined, as stated in the evaluation report, that the city should initiate a parking meter program, using advanced technology meters that would provide both additional, customer-friendly, payment options and increased operational cost efficiencies. Primary among the desired features that were incorporated into this recent procurement activity include: multiple forms of payment; solar-recharging batteries; mechanisms that do not require replacing the entire parking meter unit; internet-based meter management; and a larger display on the meters, for more robust messaging to customers.

**2. PROCUREMENT EFFORT/BID WAIVER REQUEST:**

Division of Mobility personnel, in consultation with the Purchasing Office staff, performed a thorough review of the performance specifications for this Parking Meter procurement. In May of this year, the Purchasing Office undertook a competitive solicitation through a formal Invitation to Bid (ITB), in accordance with the competitive procurement provisions of Chapter 329 of the Columbus City Code. Of those solicited, one bid was received by IPS Group, Inc., on May 27, 2010.

IPS Group's bid failed to completely respond to the specific requirements of the ITB, and was rejected by the Purchasing Office. Upon consultation with the Purchasing Office, the Department of Public Service has determined it to be in the best interests of the City of Columbus for this City Council to waive the competitive procurement provisions of the City Code, in order to allow this Parking Meter purchase contract to be awarded to IPS Group. The department bases this request on the fact that IPS Group's bid submission met all of the technical performance requirements of the specification. The deficiencies in their bid were primarily limited to their inclusion of additional information beyond the bid proposal's specific reference items. This additional information included more options than what was required within the rigidly structured ITB format.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against IPS Group, Inc.

### **3. CONTRACT COMPLIANCE**

IPS Group, Inc. contract compliance number is 233028164 and it expires 5/27/2012.

### **4. FISCAL IMPACT:**

This project is budgeted within the 2010 Capital Improvement Budget, in the amount of \$200,000. This expense can be accommodated within the Streets and Highways G.O. Bonds Fund, Parking Meters - Commodities project, by appropriating and transferring \$200,000.00 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.

Additional funds are being provided from residual Street and Highway Improvement funds, which are the result of project under runs and document cancellations. The 2010 Capital Improvements Budget will be amended to provide sufficient budget authority for this expenditure.

Title To authorize the Director of Public Service to enter into a contract with IPS Group, Inc., to purchase Single Space Parking Meters for the City's Parking Meter Program, to authorize and direct the City Auditor to transfer \$200,000.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund and \$549,965.00 within the Street and Highway Improvement Fund; to authorize the City Auditor to appropriate \$200,000.00 within the Streets and Highways G.O. Bonds Fund and \$549,965.00 within the Street and Highway Improvement Fund, and to authorize the expenditure of \$749,965.00 from said Funds for the Division of Mobility Options; and to waive the competitive bidding requirements of the City Code, **and to declare an emergency.** (\$749,965.00)

Body **WHEREAS**, the Purchasing Office advertised and solicited formal bids on May 27, 2010, and received one bid proposal from the IPS Group, Inc.; and

**WHEREAS**, due to the fact that IPS Group, Inc. provided additional information, beyond what was required in the rigidly structured Invitation to Bid, for this procurement, the Purchasing Office, with the concurrence of the Department of Public Service, was required to reject its bid; and

**WHEREAS**, after a joint review of this procurement by both agencies, it was the consensus that the City did undertake a competitive bid process in good faith, and that it was extremely unlikely that an additional procurement would provide any better results for the City; and that the best course of action was for the Department of Public Service to request Columbus City Council to waive the competitive procurement provisions of the Columbus City Code, and to authorize the Director to enter into contract with the apparent low bidder, IPS Group, Inc., in order to facilitate the establishment of a multi-year contract for the purchase of a replacement inventory of parking meters for the City as soon as possible; 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 Phase 1 of the project is presently

expected not to exceed \$200,000.00; 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**, the Department of Public Service hereby requests this Columbus City Council to authorize the Director of Public Service to enter into an agreement with the IPS Group, Inc.; to waive the competitive procurement requirements of the Columbus City Codes; to authorize the transfer of available capital funds and an amendment to the 2010 Capital Improvements Fund, pursuant to the implementation of a multi-year parking meter program purchase plan for the Division of Mobility Options ~~and ; now, therefore,~~

**WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service and Transportation in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to replace out of service parking meters so the City can operate an effective, efficient parking meter program; 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 a multi-year contract for the purchase of Single Spaced Parking Meters and associated program services with IPS Group, Inc.

**Section 2.** That the sum of \$200,000.00 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 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 \$200,000.00 is hereby appropriated within Fund 704, the Streets and Highways G.O. Bonds Fund, Dept-Div. 59-10, Division of Mobility Options, Object Level One Code 06, Object Level Three Code 6651, OCA Code 591087 and Project 540001-100000 for the Parking Meters - Commodities project for the Division of Mobility Options.

**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 transferred under Section 3 above.

**Section 7.** That the City Auditor is authorized to make any necessary 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 \$200,000.00 (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 either 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 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

766 / 530161-100000 / Roadway Improvements / \$800,557.00 (Carryover) / (\$549,965.00) (Carryover) / \$250,592.00 (Carryover)

766 / 540001-100000 / Parking Meters - Commodities / \$0.00 (Carryover) / \$549,965.00 (Carryover) / \$549,965.00 (Carryover)

**Section 11.** That the sum of \$549,965.00 be and hereby is appropriated from the unappropriated balance of Fund 766, the Street and Highway Improvement 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, to Dept-Div. 59-10, for the Division of Mobility Options as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

766 / 530161-100000 / Roadway Improvements / 06-6600 / 590010 / \$549,965.00

**Section 12.** That the transfer of cash and appropriation within The Street and Highway Improvement Fund, 766, be authorized as follows:

Transfer From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

766 / 530161-100000 / Roadway Improvements / 06-6600 / 590010 / \$549,965.00

Transfer To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

766 / 540001-100000 / Parking Meters - Commodities / 06-6600 / 760100 / \$549,965.00

**Section 13.** That the expenditure of \$749,965.00 is hereby authorized for the above described purchase as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 540001-100000 / Parking Meters - Commodities / 06-6651 / 591087 / \$200,000.00

766 / 540001-100000 / Parking Meters - Commodities / 06-6651 / 760100 / \$549,965.00

**Section 14.** 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 Sections 329.06 (Formal Competitive Bidding) of the Columbus City Code.

**Section 15.** ~~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 approvals by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.**

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**Legislation Number:** 1043-2010

**Drafting Date:** 06/29/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation authorizes the Director of Public Safety to modify the current contract (EL007896) to

renew for a third year as allowed under Section 3.2 of SA002702, to be effective until May 31, 2011 and to increase the amount on the contract with Mt. Carmel Occupational Health for testing services as needed for the Division of Police's Health and Physical Fitness Program in the amount of \$100,000.00. Under Article 18 of the collective bargaining agreement between the City and the Fraternal Order of Police, Capital City Lodge #9, each member of the Division of Police's Fraternal Order of Police has an opportunity to participate in the union's Physical Fitness Testing Program each year. A member who applies to participate is required to complete an annual physical examination on his or her own time. The contract for the annual physical testing is with Mt Carmel Occupational Health and Physical Testing Services.

Contract Compliance No.: 31-4379602 (NPO)

**Emergency action** is requested so that testing may continue and be in compliance with the collective bargaining agreement between the City and the Fraternal Order of Police, Capital City Lodge #9.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$100,000.00 from the General Fund for the Police Division's Physical Fitness Testing contract with Mt. Carmel Occupation Health. The Division of Police budgeted \$144,400.00 in the 2010 General Fund operating budget for various medical related services for its employees, including this physical fitness testing contract. A total of \$70,000.00 was encumbered and/or spent in 2008, and \$190,000 in 2009 for these services.

The cost of this contract has increased over the past two years because participation in this program was voluntary through December 31, 2007, but is now required for those officers initially hired on or after January 1, 2008. In addition, higher numbers of employees are voluntarily taking advantage of the program than in past years.

#### **Title**

To authorize and direct the Director of Public Safety to modify and extend the contract with Mt. Carmel Occupational Health for physical fitness testing services for the Division of Police, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

#### **Body**

**WHEREAS**, the City is required to provide Health and Physical Fitness Testing Services and related Education and Wellness Programs to the Division of Police pursuant to the collective bargaining contract between the City and the Fraternal Order of Police, Capital City Lodge #9; and

**WHEREAS**, it is in the City's best interest to procure professional services to assist with the implementation of the Health and Physical Fitness Program for the Division of Police; and

**WHEREAS**, the current contract with Mt. Carmel Occupational Health needs to be modified in order to renew for a third year and to increase the funding on that contract; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Police, Public Safety Department, in that it is immediately necessary to modify the current contract with Mt. Carmel Occupational Health so that testing may continue in compliance with the collective bargaining agreement between the City and the Fraternal Order of Police, Capital City Lodge #9, 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 Safety is hereby authorized and directed to modify the contract to renew for a third year and to increase funding on said contract between the Division of Police and Mt. Carmel Occupational Health to provide Health and Physical Fitness testing services and related education and wellness programs for the Division of Police.

**SECTION 2.** That the expenditure of \$100,000.00, or so much thereof as may be necessary, is hereby authorized to be expended as follows:

**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 approved nor vetoes the same.

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**Legislation Number:** 1046-2010

**Drafting Date:** 06/29/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** For the option to purchase various Steel Products on an as needed basis for various City departments. These steel products include metal sheet, plate, structural shapes, pipe and tubes etc. as needed by agencies to repair and upgrade their operations. The term of the proposed option contracts would be two (2) years, expiring September 28, 2012 with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on June 24, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003608. Sixteen (16) bids were solicited: (M1A-2). Three (3) bids were received. The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder as follows:

Benjamin Steel Co., Inc, CC#310853024 (expires 6-29-2012)

Total Estimated Annual Expenditure: \$125,000.00.

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 Findings for Recovery Certified Search.

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 various divisions will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

**Title**

To authorize and direct the Finance and Management Department Director to enter into a contract for the option to purchase Steel Products on an as needed basis, 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 24, 2010 and selected the lowest responsive, responsible and best bidder; 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, in order to maintain a supply of steel products on an as needed basis, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the various City agencies in that it is immediately necessary to enter into a contract for the option to purchase various Steel Products, 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 various Steel Products on an as needed basis for the term ending September 28, 2012 with the option to extend for One (1) additional year in accordance with Solicitation No. SA003608 as follows:

Benjamin Steel Co, Inc. All Items \$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 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.

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**Legislation Number:** 1047-2010

**Drafting Date:** 06/29/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

The City of Columbus ("City") desires to convey to the City of Gahanna, Ohio, ("Gahanna") a municipal corporation, 0.038 +/- acres of real property land located within Gahanna's corporate limits and located in the vicinity of interstate 270 and North Hamilton Road. Upon the construction of the interstate 270, several boundary changes took place, which were designed to re-locate the City's corporate limits inside of the outer belt and Gahanna's corporate boundary outside of the I-270 outer belt. The subject real property is a triangular residual piece of a larger parcel annexed to the City of Columbus by the City of Gahanna. However, after the completion of the interstate, the City is left with a residual parcel within the Gahanna's boundaries, for which it has no practical use. In the spirit of intergovernmental cooperation, the City desires to convey the subject property by Quitclaim Deed to the City of Gahanna, at no charge, with a restriction that the property shall perpetually be used as a park for the use and benefit of the public. After investigation by the Department of Finance and Management, it has been determined that the conveyance of the subject property will not adversely affect the City and should be allowed. The following legislation authorizes the Director of the Department of Finance and Management to execute those documents necessary for the transfer of the aforementioned real property.

Fiscal Impact: N/A

Emergency Justification: In the spirit of intergovernmental cooperation, emergency action is requested as not to delay the public's benefit and use of the park.

### **Title**

To authorize the Director of the Department of Finance and Management to execute a Quitclaim Deed and any ancillary documents necessary to grant the City of Gahanna, Ohio 0.038 +/- acres of City owned real property, land locked within Gahanna's corporate limits, at Interstate 270 and North Hamilton Road, for use as a public park, to waive competitive bidding and Land Review Commission requirements of the Columbus City Codes, (1959) Revised, and to declare an emergency.

**Body**

WHEREAS, the City of Columbus desires to convey to the City of Gahanna, Ohio, a municipal corporation, 0.038 +/- acres of real property land locked within Gahanna's corporate limits in the vicinity of interstate 270 and North Hamilton Road; and

WHEREAS, upon the construction of the interstate, several boundary changes took place designed to re-locate the City's corporate limits inside of the outer belt and Gahanna's corporate boundary outside of the I-270 outer belt; and

WHEREAS, the subject real property is a residual piece of a larger parcel annexed to the City of Columbus by the City of Gahanna; and

WHEREAS, however, after the completion of the interstate, the City is left with a residual parcel within Gahanna's boundaries, for which it has no practical use; and

WHEREAS, in the spirit of intergovernmental cooperation, the City desires to convey the subject property by Quitclaim Deed to the City of Gahanna, at no charge, with a restriction that the property shall perpetually be used as a park for the use and benefit of the public; and

WHEREAS, after investigation by the Department of Finance and Management it has been determined that the conveyance of the subject property will not adversely affect the City and should be allowed; and

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is necessary to immediately authorized the Director of the Department of Finance and Management to execute a Quit Claim Deed and all ancillary documents necessary to convey the real property more fully described in the body of this legislation to the City of Gahanna 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 execute a Quit Claim Deed and any ancillary documents, as approved by the Department of Law, Real Estate Division, necessary to grant the City of Gahanna, Ohio, a municipal corporation, the following described City owned real property for public park use:

0.386 OF AN ACRE

Situated in the State of Ohio, County of Franklin, City of Gahanna, located in part of Quarter Township 4, Township 1, Range 17, United States Military District, being part of Parcel No. 52 of those lands described in the deed to the City of Columbus, recorded in Deed Book 3337, Page 584 (record references to those of the Recorder's Office, Franklin County, Ohio), and being more particularly described as follows:

Beginning at an axle found at the northeasterly corner of said lands of the City of Columbus, being the southeasterly corner of that 11.071 acre tract of land described in the deed to the City of Gahanna, recorded in Instrument No. 200305230153440, and being at an angle point in the westerly line of that original 12.516 acre tract of land described in the deed to the City of Gahanna, recorded in Official Record Volume 31107-107;

thence southerly and southwesterly along the easterly line of said lines of the City of Columbus, being the westerly line of said 12.516 acre tract, the following two (2) courses and distances:

1. South 10°46'11" East, 107.98 feet to a ¾" iron pipe found; And,
2. South 30°06'26" West, 10.18 feet to the northeasterly corner of the 8.727 acre tract of land described in the deed to the State of Ohio (Parcel 749-WL1), recorded in Official Record Volume 654-E05, being the northwesterly corner of that 20.845 acre tract of land described in the deed to the State of Ohio (Parcel

1187-WL), recorded in Deed Book 3071, Page 555, and being 225.63 feet left of centerline station 1633+47.25 of Interstate Route 270 (I-270), as shown on R/W Plans FRA-270-28.30N, said corner being referenced by a ¾" iron pipe found 0.35 foot North;

thence northwesterly along the northeasterly Limited Access right-of-way line of said I-270, being along the northeasterly line of said 8.727 acre tract, North 66°16'23" West, 331.95 feet to an iron pipe set in the northerly line of said lands of the City of Columbus, being the easterly corner of that 0.311 of an acre tract of land described in the deed to the State of Ohio (Parcel 1184-WL1), recorded in Deed Book 3343, Page 567, and being 237.00 feet left of centerline station 1630+15.51;

thence easterly along said northerly line, being the southerly line of said 11.071 acre tract, South 86°17'43" East, 289.43 feet returning to the 'Point of Beginning,' containing 0.386 of an acre of land, more or less, as surveyed and described in May of 2010, by Carl E. Turner Jr., Registered Land Surveyor No. S-6702.

Subject, however, to all legal rights-of-way, if any, of previous record. It is the intent of the foregoing description to include all of said Parcel No. 52 of the City of Columbus lands lying northerly of said northeasterly Limited Access right-of-way line of Interstate Route 270.

Bearings are based on that meridian used for the centerline of I-270 (i.e. North 68°14'13" West), and referenced to monumentation found at Stations 1600+21.91 & 1659+34.92, as shown on Sheet 1 of R/W Plans FRA-270-26.76N & 28.30N. Iron pipes called for as set are ¾" I.D., 30 inches in length, driven flush to the ground, and capped with a yellow plastic plug inscribed "C. TURNER/P.S. 6702."

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.29 (competitive bidding) to the extent they may apply to this transaction with regards to this ordinance only.

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 passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1048-2010

**Drafting Date:** 06/29/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND:**

This ordinance authorizes the Directors of the Department of Finance and Management, the Department of Technology, and the Department of Recreation and Parks to enter into an agreement to accept a donation from Time Warner Cable (TWC) solicited by Columbus Downtown Development Corporation (CDDC)/Capital South as a part of the Scioto Mile and Bicentennial Park project as an in-kind donation on behalf of the City of Columbus for WiFi Internet service, Cable TV, and Digital Phone service. These services will support various business functions and allows all citizens access to Internet service at no charge along the Scioto Mile and Bicentennial Park, and Cable TV/Digital phone service in the Café' for a period of 10 years beginning June 30, 2011. The TWC wireless Internet service will provide Internet access that can support up to 1,000 users.

The Internet service will be a great benefit during festivals and events along the Scioto Mile as vendors will be able to perform wireless credit card transactions utilizing this service. Citizens will also benefit as this Internet service will be available during Park hours 7 days a week. In addition to the Internet service, Time Warner Cable will also be providing Digital Phone service and Cable TV in the Bicentennial Park Café'.

This agreement will be created utilizing the terms and conditions agreed to in a supporting contract between TWC and the Directors of the Department of Finance and Management, the Department of Technology, and the Department of Recreation and Parks on behalf of the City of Columbus.

**EMERGENCY:** Emergency action is requested to ensure that the needed services are not delayed;

**FISCAL IMPACT:** No cost will be incurred by the City of Columbus. The donation from Time Warner Cable is as identified in exhibit "A" of the agreement.

**CONTRACT COMPLIANCE NUMBERS:**

Vendor Name: Time Warner Cable 133666692; Expiration Date: 10/14/10

**Title**

To authorize the Directors of the Department of Finance and Management, the Department of Technology, and the Department of Recreation and Parks on behalf of the City of Columbus, to enter into an agreement to accept a donation from Time Warner Cable solicited by Columbus Downtown Development Corporation/Capital South for the Scioto Mile and Bicentennial Park project as an in-kind donation to the City; and to declare an emergency.

**Body**

**WHEREAS**, the City of Columbus is developing a river park which is intended to be a downtown cornerstone revitalization project to be completed in time for the City's Bicentennial in 2012; and

**WHEREAS**, the Directors of the Department of Finance and Management, the Department of Technology and the Department of Recreation and Parks on behalf of the City of Columbus accepts the Time Warner WiFi Internet, Cable TV, and digital phone service donation for the Scioto Mile/Bicentennial Park Café' which will provide services to support business opportunities for small businesses during festivals and other functions along the Scioto Mile corridor; and

**WHEREAS**, currently, the Department of Technology/City of Columbus has a need to provide wireless network access to Citizens and vendors along the Scioto Mile; and

**WHEREAS**, an emergency exist in the usual operation of the City in that it is immediately necessary to authorize the Directors of the Department of Finance and Management, the Department Technology, and the Department of Recreation and Parks on behalf of the City of Columbus, to enter into an agreement to accept a donation from Time Warner Cable solicited by CDDC/Capital South for the Scioto Mile and Bicentennial Park project as an in-kind donation to the City to ensure that this project is not delayed, thereby not endangering Citywide business continuity, 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 Directors of the Department of Finance and Management, the Department of Technology, and the Department of Recreation and Parks, on behalf of the City of Columbus, are hereby authorized to enter into an agreement to accept the Time Warner Cable Scioto Mile donation of WiFi Internet service along the Scioto Mile, Cable TV and Digital Phone service at the Bicentennial Park Café' for a period of 10 years beginning June 30, 2011.

**SECTION 2:** That all parties have mutually agreed to the terms and conditions as identified within a supporting contract between Time Warner Cable (TWC) and the Directors of the Department of Finance and Management, the Department of Technology, and the Department of Recreation and Parks on behalf of the City of Columbus for these services solicited by CDDC/Capital South for the Scioto Mile and Bicentennial Park project as an in-kind donation to the City.

**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.

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**Legislation Number:** 1049-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This ordinance authorizes the Director of Public Safety to enter into a contract with Allstate Tower Company for the repainting and installation of LED flashing beacons and sidelights with new control boxes on two radio towers owned and operated by the Division of Support Services. Allstate Tower Company will also install lightning rod/ground systems at these two towers, which are located at 5900 Parsons Avenue and 4250 Groves Road. This work is necessary in order to remain compliant with Federal Aviation Administration (FAA) and Federal Communications Commission (FCC) regulations. The paint on the towers is fading and requires upgrading so that the towers remain visible to low flying aircraft. Failure to maintain the towers can subject the Division to fines by the FAA and FCC.

This ordinance 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.

The selection process for this contract was completed in accordance with the competitive procurement provisions under Section 329.14 of the Columbus City Code. Proposals were received for SA003609 on June 24, 2010 from five (5) companies as follows (0 MBE, 0 FBE):

<b>Company</b>	<b>City/State</b>	<b>Amount</b>
Allstate Tower Co	Henderson, KY	\$79,838.00
Preferred Tank & Tower, Inc	Evansville, IN	\$87,500.00
Harrington Tower Services Inc	Seattle, WA.	\$97,600.00
Abhe & Svoboda Inc	Prior Lake, MN	\$147,000.00
TMI Coatings, Inc.	St. Paul, MN	\$186,000.00

The evaluation group determined that Allstate Tower Co. submitted the lowest and best overall proposal.

Contract Compliance: Allstate Tower Services Inc. #52-2407442 expires 6-11-2012.

**EMERGENCY DESIGNATION:** Emergency designation is requested so that the work may begin as soon as practical and the Division's assets can remain in compliance with FAA and FCC regulations.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$79,838.00 from existing cash in Public Safety's voted bond fund for the renovation of two radio towers. The CIB is also amended and cash transferred between projects to properly align cash and appropriations with projected expenditures.

**Title**

To amend the 2010 Capital Improvement Budget; to authorize the transfer of \$79,838.00 between projects within the Safety Voted Bond Fund; to authorize the Director of Public Safety to enter into contract with Allstate Tower Company on behalf of the Division of Support Services, for various exterior renovations at two radio towers, to authorize the expenditure of \$79,838.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$79,838.00).

**Body**

**WHEREAS**, there is a need to repaint, install beacon, sidelights and lightning rods to the radio towers at 4250 Groves Rd. and 5900 Parson Rd., and

**WHEREAS**, Request for Proposals (RFP) were solicited and received in accordance with Columbus City Codes, and

**WHEREAS**, it is necessary to amend the 2010 Capital Improvement Budget and transfer cash between projects in the Safety Voted Bond Fund, and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to authorize the Director of Public Safety to enter into a contract with Allstate Tower Company for the exterior renovation of two radio towers in order to avoid FAA and FCC fines, 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 Improvement Budget is hereby amended as follows to account for encumbrance cancellations, first, and then to account for the transfer of funds authorized in Section 2:

Voted Safety Funds  
Fund Number 701

<u>Project/Project#</u> <u>CIB</u>	<u>Current CIB</u>	<u>Revised</u>
Fire Facility Renovation. 340103-100000 (Carryover)	\$219,083	\$252,822
Fire Facility Renovation 340103-100000 (Carryover)	\$252,822	\$172,984
Communication Fac. Renovation 457001-100000 (Carryover)	\$155,400	\$235,238

**SECTION 2.** That the city Auditor is hereby authorized and directed to transfer funds within Safety Voted Bond Fund as follows;

FROM:

Dept/Div. 3004| Fund 701|Project Number 340103-100000|Project Name: Fire Facility Renovation|OCA Code:644559|Amount: \$79,838.00.

TO

Dept/Div. 3002| Fund 701|Project Number 457001-100000|Project Name: Communication Facility Renovation|OCA Code:644468|Amount: \$79,838.00

**SECTION 3.** That the Public Safety Director is hereby authorized to enter into contract with Allstate Tower Company on behalf of the Division of Support Services, for the repainting and installation of dual red/white LED flashing beacons and dual red/white LED sidelights with new control boxes, and installation of a lightning rod/ground systems at the radio towers located at 4250 Groves Rd. and 5900 Parson Rd.

**SECTION 4.** That the expenditure of \$79,838.00, 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:

Division: 30-02  
Fund: 701  
Project Number: 457001-100000  
OCA Code: 644468

Object Level One: 06  
Object Level 3: 6620  
Amount \$79,838.00

**SECTION 5.** 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 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 of ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1050-2010

**Drafting Date:** 06/30/2010

**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 Jess Howard Electric for exterior lighting improvements at the rear of the Division of Police, Strategic Response Bureau, at 1120 Morse Road. Currently, there is minimal lighting in the rear parking lot. Lighting improvements are necessary to ensure the safety of users and visitors to the facility.

The work shall include furnishing two exterior pole mounted fixtures, complete with concrete foundations and anchor bolts, underground conduits with conductors, a new panel breaker, saw cutting and removal of asphalt pavements, excavation for new underground electrical raceways, backfill and compaction, and the patching of asphalt pavement where necessary.

Formal bids were solicited and two companies submitted bids on June 22, 2010 as follows (0 MBE, 0 FBE):

Jess Howard Electric	\$13,458.00
Capital City Electric	\$16,349.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Jess Howard Electric.

**Emergency action** is requested so the work may begin as quickly as possible to increase security for City employees, users, and visitors to the facility.

**Fiscal Impact:** This ordinance authorizes the expenditure of \$13,458.00 from the Safety Voted Bond Fund, where there are sufficient funds to cover this expense. In order to spend these funds, however, an amendment to the 2010 Capital Improvements Budget is needed in order to account for encumbrance cancellations.

Jess Howard Electric Contract Compliance No. 31-4405752, expiration date January 16, 2011

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Jess Howard Electric for exterior lighting improvements at the Strategic Response Bureau, 1120 Morse Road; to amend the 2010 Capital Improvements Budget, to authorize the expenditure of \$13,458.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$13,458.00)

Body

**WHEREAS**, it is necessary for exterior lighting improvements at the Strategic Response Bureau, 1120 Morse Road to occur; and

**WHEREAS**, formal bids were solicited and two companies submitted bids; and

**WHEREAS,** Jess Howard Electric is the most responsive and responsible bidder; and

**WHEREAS,** the Office of Construction Management recommends the bid award be made to Jess Howard Electric; and

**WHEREAS,** an amendment to the 2010 Capital Improvement Budget is needed in order to account for encumbrance cancellations; 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 enter into a contract on behalf of the Office of Construction Management with Jess Howard Electric for exterior lighting improvements at the Strategic Response Bureau, 1120 Morse Road, so the work may begin as quickly as possible to increase security for City employees, users, and visitors to the facility, thereby protecting 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 Office of Construction Management with Jess Howard Electric for exterior lighting improvements at the Strategic Response Bureau, 1120 Morse Road.

**SECTION 2.** That the 2010 Capital Improvement Budget is hereby amended as follows to account for encumbrance cancellations:

Fund 701/Division 30-03

<u>Project</u>	<u>Current Authority</u>	<u>Revised Authority</u>
Police Facility Renovation 330021-100000 (Carryover)	\$72,701	\$112,627

**SECTION 3.** That the expenditure of \$13,458.00, 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: 701  
Project: 330021-100000  
OCA: 644476  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$13,458.00

**SECTION 4.** 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 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.

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**Legislation Number:** 1052-2010

**Drafting Date:** 06/30/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance



## Explanation

### Background:

This ordinance authorizes the Franklin County Municipal Court, Clerk of Court (hereinafter "Municipal Court Clerk") to enter into the first year of a three year contract, with three consecutive one year renewal options with Linebarger, Goggan, Blair & Sampson, LLP for collection services for the Clerk's Office.

The collection services have been ongoing since 1998. These services have been successful in collecting outstanding fines and costs for the Municipal Court Clerk's Office.

The contract is self-funding in that the percentage charged for collecting the receivables is added to the total debt collected, pursuant to ORC 2335.24 and ORC 2335.19; thereby, negating any costs to the City of Columbus for this service.

### Bid Information:

On May 27, 2010 a formal bid process for one or more collection services were conducted through SA003606, in accordance with Columbus City Codes, Chapter 329. Proposals were received by twelve vendors. The proposals were reviewed by an evaluation committee of three. In agreement with the committee, the Municipal Court Clerk awarded a contract to Linebarger, Goggan, Blair & Sampson, LLP.

### Contract Compliance Number:

Linebarger, Goggan, Blair & Sampson LLP: 74-2864602

Expiration: 06/02/2012

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 finding for recovery certified search.

**Emergency:** Emergency declaration is requested for the continuity of the collection services.

**Fiscal Impact:** Funds totaling \$235,000.000 are available in the Municipal Court Clerk collection fund budget.

## Title

To authorize and direct the Municipal Court Clerk to enter into a contract with Linebarger, Goggan, Blair & Sampson, LLP for the provision of collection services; to authorize an expenditure up to \$235,000.00 from the Municipal Court Clerk Collection Fund; and to declare an emergency. (\$235,000.00)

## Body

**Whereas**, it is necessary to enter into a contract with Linebarger, Goggan, Blair & Sampson LLP to collect the accounts receivables for the Municipal Court Clerk; and

**Whereas**, an emergency exists in the daily operations of the Municipal Court Clerk, in that it is immediately necessary to authorize said contract for the collection services without interruption, for the immediate 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 Franklin County Municipal Court is hereby authorized and directed to enter into a contract with Linebarger, Goggan, Blair & Sampson, LLP for the provision of the collection services for Municipal Court Clerk's Office.

**Section 2.** That the expenditure of \$235,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk Collection Fund, fund 295, subfund 02, department 2601, oca 261295, object level one 03, object level three - 3336 to contract with Linebarger, Goggan, Blair & Sampson LLP.

**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.

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**Legislation Number:** 1053-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** For the option to purchase Traffic Signal Strain Pole Equipment for the Department of Public Service, Division of Planning and Operations, the largest user. Traffic Signal Strain Poles and associated equipment will be used as supports for traffic signals at various locations throughout the City of Columbus. The term of the proposed option contracts would be through June 30, 2012 with the option to extend two additional one year periods, subject to mutual agreement by both parties, in accordance with formal bid SA003569. The Purchasing Office opened formal bids on May 27, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003569). Twenty seven bids were solicited (MAJ: 26, F1: 1); Three bids were received (MAJ:2, F1: 1).

The award recommendation for Items 1, 21, 25-36, and 41, is to Key Cable and Supply as the low bidder, after applying local bidder credit.

Item 37 is not recommended for award due to a technicality in the bid. It can be solicited at a later date as needed.

The Purchasing Office is recommending award of two contracts to the lowest responsive, responsible, and best bidders:

Path Master, Inc., CC#341233777, Exp. 05/17/2012  
Key Cable and Supply, F1, CC# 202347525, Exp. 06/15/2012  
Total Estimated Annual Expenditure: \$50,000.00

These companies are not debarred according to the Excluded Parties listing of the Federal Government and are 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 two contracts for the option to purchase Traffic Signal Strain Pole Equipment for the Department of Public Service with Path Master, Inc.; and Key Cable and Supply, Inc. to authorize the expenditure of two dollars to establish contracts from the Mail, Print Services, and UTC Fund, and to declare an emergency. (\$2.00).

**Body**

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 27, 2010 and selected the lowest responsive, responsible and best bids; 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 Strain Pole 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 two contracts for an option to purchase Traffic Signal Strain Pole 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 Traffic Signal Strain Pole Equipment for the term ending June 30, 2012 with the option to extend for two additional one year periods in accordance with Solicitation No. SA003569 as follows:

Path Master, Inc. Item: 42, 43, 44, and 45. Amount \$1.00

Key Cable and Supply: Items:1-36 and 38-41. Amount \$1.00

SECTION 2. That the expenditure of \$2.00 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.

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**Legislation Number:** 1054-2010

**Drafting Date:** 06/30/2010

**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 Office of Construction Management with Kalkreuth Roofing & Sheet Metal, Inc. for the renovation of the roof for the Division of Police, Substations No. 9/14 at 3022 Winchester Pike.

The current roof has exceeded the maximum life expectancy. The renovation is necessary in order to eliminate leaks occurring throughout the facility. Failure to make these necessary repairs may cause permanent structural damage to the building, necessitating more expensive repairs. The renovation will consist of removal of the existing roofing system and installation of a modified bitumen system.

Formal bids were solicited and four companies submitted bids on June 22, 2010 as follows (0 MBE, 0 FBE):

Kalkreuth Roofing & Sheet Metal, Inc.	\$51,475.00
General Maintenance & Engineering, Co.	\$65,993.00
Harold J. Becker	\$72,190.00
Smith Roofing	\$76,529.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Kalkreuth Roofing & Sheet Metal, Inc.

**Emergency action** is requested so that the renovation of the roof can occur as quickly as possible, thereby preventing structural damage.

Kalkreuth Roofing & Sheet Metal, Inc. Contract Compliance No. 55-0647319, expiration date 3/18/2012.

**Fiscal Impact:** The cost of this contract is \$51,475.00. Funding for this modification is available in the Gov'l B.A.B. (Build America Bonds) Fund.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Kalkreuth Roofing and Sheet Metal, Inc. for the renovation of the roof for the Division of Police, Substations No. 9/14; to authorize the expenditure of \$51,475.00 from the Government Build America Bonds fund; and to declare an emergency. (\$51,475.00)

Body

**WHEREAS**, it is necessary to renovate the roof for the Division of Police, Substations No. 9/14, 3022 Winchester Pike; and

**WHEREAS**, formal bids were solicited and Kalkreuth Roofing and Sheet Metal, Inc. was the most responsive, responsible, and best 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 for the renovation of the roof for the Division of Police, Substations No. 9/14, 3022 Winchester Pike, so that the renovation of the roof can occur as quickly as possible, thereby preventing further structural damage, 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 Office of Construction Management for the renovation of the roof for the Division of Police, Substations No. 9 & 14, 3022 Winchester Pike.

**SECTION 2.** That the expenditure of \$51,475.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and his hereby authorized and approved as follows:

Division: 30-03  
Fund: 746  
Project: 330021-100000  
OCA Code: 701321  
Object Level: 06  
Object Level 3: 6620  
Amount: \$51,475.00

**SECTION 3.** 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 4.** 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 and after its passage and approved by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1055-2010

**Drafting Date:** 06/30/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

Explanation

**BACKGROUND:** This ordinance authorizes the Finance and Management Director to modify a contract with The Albert M. Higley Company for miscellaneous renovations and demolitions at the Municipal Court Building, 375 South High Street. The original contract was authorized by Ordinance No. 1919-2008, passed December 8, 2008.

During the electrical upgrades and the planned installation of the new Automatic Transfer Switch it was discovered that the bus duct of the existing power feed from the existing transformers is deteriorating and in need of replacement. The extent of this work was not noted in the Building Code Study prior to the engineering of the Automatic Transfer Switch. This modification will also authorize an upgrade for the main electrical service and distribution service.

This modification is necessary because the electrical system is thirty years old. It is practical and cost effective for coordination and continuity of the project to use The Albert M. Higley Company for this modification. Selecting another contractor at this point would lead to duplicated work and possibly mistakes. Therefore, it would not be in the best interests of the City to select another contractor to complete this work.

**Emergency action** is requested so that needed renovations can be completed as soon as possible, thereby ensuring important electrical upgrades are not delayed.

**Fiscal Impact:** This project is funded in the 2010 Capital Improvements Budget. The project will cost \$349,000.00. However, bonds have yet to be sold, necessitating a certification of \$300,000.00 from the Special Income Tax Fund. Upon sale of the bonds, this will be reimbursed. The remaining \$49,000.00 is available within the Gov'l B.A.B.'s (Build America Bonds) however, a transfer is necessary to provide sufficient funding in the correct project number. This legislation authorizes the expenditure of \$349,000.00 or so much as may be necessary for this purpose. The original contract amount was \$1,574,000.00. The cost of this modification is \$349,000.00. The total cost of this contract is \$1,923,000.00.

The Albert M. Higley Company Contract Compliance No. 34-1405260, expiration date August 14, 2011

Title

To authorize the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with The Albert M. Higley Company for miscellaneous renovations and demolitions at the Municipal Court Building, 375 South High Street; to authorize and direct the City Auditor to transfer \$300,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to amend the 2010 Capital Improvements Budget; to authorize the City Auditor to transfer \$49,000.00 within the Gov'l B.A.B.'s (Build America Bonds); to authorize the expenditure of \$349,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$349,000.00)

Body

**WHEREAS**, Ordinance No. 1919-2008, passed December 8, 2008, authorized the Finance and Management Director to enter into a contract with The Albert M. Higley Company for miscellaneous renovations and selective demolition at the Municipal Court Building, 375 South High Street; and

**WHEREAS**, it is necessary to modify the contract with The Albert M. Higley Company for miscellaneous renovations and demolitions 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**, 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 \$300,000.00; 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 amend the 2010 Capital Improvement Budget and transfer cash between projects in the Gov'l B.A.B.'s (Build America Bonds); and

**WHEREAS**, the total funding amount for this modification is \$349,000.00 and will come from the Special Income Tax Certification of \$300,000.00 and \$49,000.00 from the Gov'l B.A.B.'s (Build America Bonds);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 contract on behalf of the Office of Construction Management with The Albert M. Higley Company for miscellaneous renovations and demolitions at the Municipal Court Building, 375 South High Street so that needed renovations 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 contract with The Albert M. Higley Company for miscellaneous renovations and demolitions at the Municipal Court Building, 375 South High Street.

**SECTION 2.** That the sum of \$300,000.00 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 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 \$300,000.00 is hereby transferred and appropriated to the Office of Construction Management, 45-07, Construction Management Capital Improvement Fund, Fund 733, Municipal Court Electric Upgrades 570043-100006, Object Level One 06, Object Level Three Code 6620, OCA Code 733000.

**SECTION 5.** That upon obtaining other funds for the miscellaneous renovations and demolitions at the Municipal Court Building, 375 South High Street, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred in SECTION 4.

**SECTION 6.** That the City Auditor is authorized to establish proper accounting numbers and to make any accounting changes to revise the funding source for any contract or contraction 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 \$55,434.00 (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 latter 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.** That the 2010 Capital Improvement Budget, Fund 746 is hereby amended as follows:

<u>Project No.</u>	<u>Project Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Difference</u>
570030-100120	Facility Renovation - Various (Unvoted Carryover)	\$297,693	\$248,698	\$49,000
570043-100006	Municipal Court Electric Upgrades (Unvoted Carryover)	\$0	\$49,000	\$49,000

**SECTION 9.** That the City Auditor is hereby authorized and directed to transfer funds within the Gov'l B.A.B.'s (Build

America Bonds) as follows:

**FROM:**

Dept/Div: 45-51|Fund: 746|Project Number 570030-100120 |Project Name - Facility Renovation - Various | OCA Code 764306 |Amount \$49,000.00

**TO:**

Dept/Div: 45-51|Fund: 746|Project Number 570043-100006| Project Name - Municipal Court Electric Upgrades| OCA Code 764306 |Amount \$49,000.00

**SECTION 9.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 10.** That the expenditure of \$349,000.00, 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: 733  
Project: 570043-100006  
OCA Code: 734306  
Object Level: 06  
Object Level 3: 6620  
Amount \$300,000.00

Division: 45-51  
Fund: 746  
Project: 570043-100006  
OCA Code: 764306  
Object Level: 06  
Object Level 3: 6620  
Amount \$49,000.00

**SECTION 11.** 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 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.

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**Legislation Number:** 1056-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

ExplanationBACKGROUND: For the option to establish a UTC contract to purchase Goulds Centrifugal Pump Parts for the Division of Sewerage and Drainage, the sole user. The replacement parts are for centrifuge pumps located at the Southerly Wastewater Treatment Plant. The term of the proposed option contract would be two (2) years, expiring October 31, 2012, with the option to renew for one (1) additional year. 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. SA003567). Forty-four (44) bids were solicited: (M1A-0, F1-0, MBR-1). One bid was received.

The sole bidder is acceptable. The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder:

Yeoman's Chicago Corporation, MAJ, CC# 36-3394638 expires 6/30/2012, All Items, \$1.00  
Total Estimated Annual Expenditure: \$60,000.00, Division of Sewerage and Drainage, the sole user

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. 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 Account. 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 and Management Director to enter into a contract for the option to purchase Goulds Centrifugal Pump Parts with Yeoman's Chicago Corporation, to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; and to declare an emergency. (\$1.00).

**Body**

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 3, 2010 and selected the lowest, responsive, responsible and best bidder; 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, in order to maintain a supply of Goulds Centrifugal Pump Parts, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Centrifugal Pump Parts, 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 Goulds Centrifugal Pump Parts in accordance with Solicitation No. SA003567 for a term of approximately two (2) years, expiring October 31, 2012, with the option to renew for one (1) additional year, as follows:

Yeoman's Chicago Corporation, All Items, Amount: \$1.00

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from 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 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.

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**Legislation Number:** 1057-2010

**Drafting Date:** 06/30/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance



**Explanation**

**Background:**

This ordinance authorizes the Franklin County Municipal Court, Clerk of Court (hereinafter "Municipal Court Clerk") to enter into the first year of a three year contract, with three consecutive one year renewal options with Dana & Pariser Co., L.P.A. for collection services for the Clerk's Office.

The collection services have been ongoing since 1998. These services have been successful in collecting outstanding fines and costs for the Municipal Court Clerk's Office.

The contract is self-funding in that the percentage charged for collecting the receivables is added to the total debt collected, pursuant to ORC 2335.24 and ORC 2335.19; thereby, negating any costs to the City of Columbus for this service.

**Bid Information:**

On May 27, 2010 a formal bid process for one or more collection services was conducted through SA003606, in accordance with Columbus City Codes, Chapter 329. Proposals were received by twelve vendors. The proposals were reviewed by an evaluation committee of three. In agreement with the committee, the Municipal Court Clerk awarded a contract to Dana & Pariser Co., L.P.A.

**Contract Compliance Number:** 31-1465711

Expiration: 03/24/2012

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 finding for recovery certified search.

**Emergency:** Emergency declaration is requested for the continuity of the collection services.

**Fiscal Impact:** Funds totaling \$235,000.00 are available in the Municipal Court Clerk collection fund budget.

**Title**

To authorize and direct the Municipal Court Clerk to enter into a contract with Dana & Pariser Co., L.P.A. for the provision of collection services; to authorize an expenditure up to \$235,000.00 from the Municipal Court Clerk Collection Fund; and to declare an emergency. (\$235,000.00)

**Body**

**Whereas,** it is necessary to enter into a contract with Dana & Pariser Co. L.P.A. , to collect the accounts receivables for the Municipal Court Clerk; and

**Whereas,** an emergency exists in the daily operations of the Municipal Court Clerk, in that it is immediately necessary to authorize said contract for the collection services without interruption, for the immediate 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 Franklin County Municipal Court is hereby authorized and directed to enter into a contract with Dana & Pariser Co., L.P.A. for the provision of the collection services for Municipal Court Clerk's Office.

**Section 2.** That the expenditure of \$235,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk Collection Fund, fund 295, subfund 02, department 2601, oca 261295, object level one 03, object level three - 3336 to contract with Dana & Pariser Co., L.P.A.

**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:** 1058-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **Background:**

This ordinance authorizes the Franklin County Municipal Court, Clerk of Court (hereinafter "Municipal Court Clerk") to enter into the first year of a three year contract, with three consecutive one year renewal options with Apelles, LLC for collection services for the Clerk's Office.

The collection services have been ongoing since 1998. These services have been successful in collecting outstanding fines and costs for the Municipal Court Clerk's Office.

The contract is self-funding in that the percentage charged for collecting the receivables is added to the total debt collected, pursuant to ORC 2335.24 and ORC 2335.19; thereby, negating any costs to the City of Columbus for this service.

#### **Bid Information:**

On May 27, 2010 a formal bid process for one or more collection services was conducted through SA003606, in accordance with Columbus City Codes, Chapter 329. Proposals were received by twelve vendors. The proposals were reviewed by an evaluation committee of three. In agreement with the committee, the Municipal Court Clerk awarded a contract to Apelles, LLC.

**Contract Compliance Number:** 41-2104380

Expiration: 6/30/2012

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 finding for recovery certified search.

**Emergency:** Emergency declaration is requested for the continuity of the collection services.

**Fiscal Impact:** Funds totaling \$90,000.00 are available in the Municipal Court Clerk collection fund budget.

### **Title**

To authorize and direct the Municipal Court Clerk to enter into a contract with Apelles, LLC for the provision of collection services; to authorize an expenditure up to \$90,000.00 from the Municipal Court Clerk Collection Fund; and to declare an emergency. (\$90,000.00)

### **Body**

**Whereas**, it is necessary to enter into a contract with Apelles, LLC to collect the accounts receivables for the Municipal Court Clerk; and

**Whereas**, an emergency exists in the daily operations of the Municipal Court Clerk, in that it is immediately necessary to authorize said contract for the collection services without interruption, for the immediate 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 Franklin County Municipal Court is hereby authorized and directed to enter into a contract with Apelles, LLC for the provision of the collection services for Municipal Court Clerk's Office.

**Section 2.** That the expenditure of \$90,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk Collection Fund, fund 295, subfund 02, department 2601, oca 261295, object level one 03, object level three - 3336 to contract with Apelles, LLC.

**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.

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**Legislation Number:** 1059-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** The Franklin County Municipal Court, Clerk of Court (herein referred to as "Municipal Court Clerk") has an immediate need to enter into various contracts for the conversion of existing court documents into electronic images and the implementation of a day forward document conversion system. Currently, the storage space in the Clerk's Office is inadequate to house the volume of court documents. Further, any documents stored in non-designated areas must be removed to comply with the Department of Public Safety, Division of Fire Codes.

The conversion system will optimize storage space, reduce future storage costs and provide efficient access to court document information.

This ordinance authorizes the Municipal Court Clerk to enter into a contract with TDS Document Management, LTD for the provision of shredding services needed for the conversion of court documents into electronic images.

### Bid Information:

An informal bidding process for the shredding services was conducted in accordance with Chapter 329, Columbus City Codes. The shredding services were solicited through SO034686. The Municipal Court Clerk awarded the bid to TDS Document Management LTD, the lowest responsive, and responsible and best bidder.

Contract Compliance Numbers: 68-0488629

Expiration Date: 2/17/2012

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 finding for recovery certified search.

**Emergency:** Emergency action is requested so that the project may be undertaken as quickly as possible due to unavailability of storage space for the Municipal Court documents.

**Fiscal Impact:** Funds in the amount of \$9,209.38 will be transferred from the special income tax fund to the Municipal Court Clerk Capital Improvement Fund, and be repaid once bond proceeds are available.

### Title

To authorize and direct the City Auditor to transfer \$9,209.38 from the Special Income Tax Fund to the Municipal Court Clerk Capital Improvement Fund; to authorize the Municipal Court Clerk to enter into a contract with TDS Document Management, LTD for the provision of shredding services; to authorize the expenditure of \$9,209.38 from the Municipal Court Clerk Capital Improvement Fund; and to declare an emergency. (\$9,209.38)

### Body

**Whereas,** the Municipal Court Clerk has an immediate need to enter into contract with TDS Document, LTD for the provision of shredding services needed for the conversion of court documents into electronic images; and

**Whereas**, the city will sell notes or bonds to fund this project; and

**Whereas**, until bonds are sold, a transfer of funds for the special income tax fund is necessary to fund this purchase that will be reimbursed after bonds are sold; and

**Whereas**, the aggregate principal amount which the city will issue to finance this project is presently expected not to exceed \$9,209.38; and

**Whereas**, an emergency exists in the daily operations of the Municipal Court Clerk, in that it is immediately necessary for the Municipal Court Clerk to enter into contract with TDS Document Management, LTD; 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 sum of \$9,209.38 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 1-10, oca code 902023, object level 3 - 5502.

**Section 2.** That the City Auditor is hereby authorized to transfer said funds to the Municipal Court Clerk Capital Improvement Fund, fund 780, 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 3.** That the amount of \$9,209.38 is hereby transferred and appropriated to the Municipal Court Clerk, organization 2601, Capital Improvement Fund 780, project 780001, oca code 780001, object level 1 - 06, object level 3 - 6655.

**Section 4.** That the Municipal Court Clerk be and is hereby authorized to enter into a contract with TDS Document Management, LTD for the purchase of shredding services in the amount of \$9,209.38.

**Section 5.** That the expenditure of \$9,209.38 or so much thereof as may be necessary is hereby authorized from the Municipal Court Clerk, organization 2601, capital improvement fund, fund 780, project 780001, oca 780001, object level 1 - 06, object level 3 - 6655.

**Section 6.** That upon obtaining other funds for the Municipal Court Document Conversion project, 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 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 \$9,209.38 (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.** 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 the sections above.

**Section 9.** 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.

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**Legislation Number:** 1062-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND**

This legislation authorizes the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, on behalf of the Department of Public Utilities (DPU), for the purchase of replacement desktop computers, printers and computer related products and equipment. These purchases will be made from a pre-established universal term contract (UTC), FL003923 (BPCMP01H), with Resource One Computer Systems, Inc., expiration date March 31, 2011. The desktop computers, printers and computer related products and equipment being replaced are outdated and/or obsolete. Replacement of these computers are crucial for continued efficiency, so that the City of Columbus, Department of Public Utilities (DPU) can access applications critical to daily operations.

#### **FISCAL IMPACT**

During 2008 and 2009, the Department of Technology legislated \$883,041.97 (Ord. #'s 0315-2008 & 0811-2008) and \$630,449.64 (Ord. # 1005-2009) respectively, with Resource One Computer Systems, Inc. for the purchase of replacement desktop computers, printers and computer related products and equipment. This purchase will expend \$421,421.90 for the purchase of replacement desktop computers, printers, and computer related products and equipment, on behalf of the Department of Public Utilities (DPU). Funds are identified and available in the Department of Technology's Information Services Budget to fund this purchase.

#### **EMERGENCY DESIGNATION**

Emergency designation is being requested to immediately facilitate this purchase as the equipment being purchased is crucial to the Department of Public Utilities (DPU), city operations.

#### **CONTRACT COMPLIANCE**

Vendor Name: Resource One Computer Systems, Inc.      CC#: 31-1419297      Expiration Date: 5/6/2011

### **Title**

To authorize the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, on behalf of the Department of Public Utilities (DPU), for the purchase of replacement desktop computers, printers and computer related products and equipment from a pre-established universal term contract with Resource One Computer Systems, Inc.; to authorize the expenditure of \$421,421.90 from the Department of Technology Information Services Fund; and to declare an emergency. (\$421,421.90)

### **Body**

**WHEREAS**, this legislation authorizes the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, on behalf of the Department of Public Utilities (DPU), for the purchase of replacement desktop computers, printers and computer related products and equipment; and

**WHEREAS**, the desktop computers, printers and computer related products and equipment used by the Department of

Public Utilities (DPU) are obsolete and no longer meet the City's current minimal specifications/standards and are in need of replacement; the replacement of these desktop computers and computer related products and equipment will mitigate computer related performance problems and will ensure that the City of Columbus can continue to operate at peak efficiency; and

**WHEREAS**, an emergency exists in the usual daily operation in that there is an immediate need to authorize the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, on behalf of the Department of Public Utilities (DPU), for the purchase of replacement desktop computers, printers and computer related products and equipment, from a pre-established universal term contract (UTC) with Resource One Computer Systems, Inc., 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 is authorized to establish a blanket purchase order, for the Department of Technology, on behalf of the Department of Public Utilities (DPU), for the purchase of replacement desktop computers, printers and computer related products and equipment, from a pre-established universal term contract (UTC), FL003923, with Resource One Computer Systems, Inc., expiration date March 31, 2011.

**SECTION 2.** That the expenditure of \$421,421.90 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-01| Fund: 514| Subfund: 550| OCA Code: 514550| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$25,706.74| Electricity

Division: 47-01| Fund: 514| Subfund: 600| OCA Code: 514600| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$163,511.70| Water

Division: 47-01| Fund: 514| Subfund: 650| OCA Code: 514650| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$183,318.52| Sewers & Drain

Division: 47-01| Fund: 514| Subfund: 675| OCA Code: 514675| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$48,884.94| Stormwater

**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 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.

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**Legislation Number:** 1063-2010

**Drafting Date:** 06/30/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:**

This legislation authorizes the Director of the Department of Technology to modify and increase funds to an existing contract with COMSYS in accordance with the terms and conditions established in the original master agreement. Also, this ordinance authorizes the appropriation and transfer of cash between projects within the Information Services Capital Improvement Fund (Build America Bond Fund- B.A.B.), and will amend the 2010 Capital Improvements Budget (CIB), passed April 14, 2010, Ordinance # 0564-2010.

This contract modification is needed to provide funds to continue with the current hourly work schedule and avoid a delay in services of migration of the existing content into a redesigned and more usable web site, utilizing a new Ektron Content Management System. Passage of this ordinance will allow for additional funding in the amount of \$50,000 to cover project costs that are anticipated to be incurred for months July and August for continued services between the City of Columbus and COMSYS, for the purpose of enhancing and updating the city's current web environment and "e-Gov" services (data migration, enterprise architecture, portal architecture services and usability services).

On April 22, 2010 the Columbus City Council approved and passed Ordinance #0062-2010 that allowed for an extension of contracts EL009350 (which replaces EL007539) and EL009952, which also extended the contract coverage period from April 30, 2010 through April 30, 2011. This modification will allow a \$50,000 increase in funds and the Department of Technology to continue receiving services and other necessary deliverables, and provide additional hours needed to support the e-Gov project.

**FISCAL IMPACT:**

During years 2007 through 2009, the Department of Technology expended \$435,141.53 with COMSYS for professional and related services associated with the e-Gov project. Approval of this ordinance will allow for additional funding in the amount of \$50,000, bringing the aggregate contract total amount to \$485,141.53 for all services, deliverables and maintenance.

Funding for this ordinance has been identified as follows: a transfer of funds from the Enterprise System Project (470047) to the e-Gov Project (470050) within the Information Services Capital Improvement Fund (Build America Bonds - B.A.B).

**EMERGENCY:** Emergency designation is requested to continue with the original project plan/schedule and to avoid interruption in the performance of services necessary in the usual daily operation of the Department of Technology.

**CONTRACT COMPLIANCE :**

COMSYS #75-1300240, Expiration Date: 02/23/2011

**Title**

To authorize the Director of the Department of Technology to modify and increase an existing contract with COMSYS; to authorize the transfer of appropriation and cash between projects in the Information Services Capital Improvement Fund; to amend the 2010 Capital Improvement Budget; to authorize the expenditure of \$50,000.00 from the Information Services Capital Improvement Fund; and to declare an emergency (\$50,000)

**Body**

**WHEREAS**, this legislation authorizes the Director of the Department of Technology to modify and increase a contract, associated with purchase order EL009952, previously authorized through ordinance #1390-2009, passed by Columbus City Council on December 14, 2009; extended under ordinance #0062-2010 passed April 22, 2010, with COMSYS, in accordance with the terms and conditions established in the original master agreement; and

**WHEREAS**, passage of this ordinance will allow the Department of Technology to continue receiving services and other necessary deliverables associated with the e-Gov Project, as agreed by the City of Columbus and COMSYS, in accordance with the original terms and conditions of the original contract (EL009350, which replaced EL007539), through April 30, 2011, in the amount of \$50,000.00, with the funds being identified within the Information Services Capital Improvement fund, and

**WHEREAS**, this ordinance authorizes the appropriation and transfer of cash between projects within the Information Services Capital Improvement fund, and will amend the 2010 Capital Improvements Budget (CIB), passed April 14, 2010, Ordinance #0564-2010, to accommodate for the additional expenditure authorized by this ordinance, and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for the Director of the Department of Technology to modify and increase the funds to an existing contract with COMSYS for related professional services associated with the e-Gov project; and to ensure that this project is 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 Director of the Department of Technology is hereby authorized and directed to modify and increase an existing contract with COMSYS in the amount of \$50,000 in accordance with the terms and conditions established in the original master agreements, related to completing the e-Gov Initiative Project without interruption. Also, this ordinance authorizes the appropriation and transfer of cash from another project within the Information Services Capital Improvement fund, and will amend the 2010 Capital Improvement Budget (CIB), passed April 14, 2010, Ordinance #0564-2010, to accommodate for the additional expenditure authorized by this ordinance.

**SECTION 2:** That the City Auditor is hereby authorized and directed to transfer funds and appropriations within the Information Services Capital Improvement Fund as follows:

From:

**Dept./Div:** 47-02 **Fund:** 514 **Subfund:** 003 **Project Number:** 470047-100002  
**Project Name:** Enterprise System Project-Security Program **OCA Code:** 514247 **Amount:** \$50,000.00

To:

**Dept./Div:** 47-02 **Fund:** 514 **Subfund:** 003 **Project Number:** 470050-100000 **Project Name:** E-Gov **OCA Code:** 514050 **Amount:** \$50,000.00

**SECTION 3:** That the 2010 Capital Improvement Budget is hereby amended as follows for this expenditure:

**Department of Technology, Information Services Dept./Div. 47-02**

For both projects within Information Services Capital Improvement Fund #514/ Subfund:003 - Build America Bonds (B.A.B.)/ Unvoted Carryover:

<u>Project Name/</u>	<u> Current CIB</u>	<u>  Revised CIB</u>	<u>  \$ Change</u>
<u>Number</u>	<u>  Authority</u>	<u>  Authority</u>	<u>  Amount</u>



Enterprise System Project

Security Program /

470047-100002 | \$ 233,200 | \$ 183,200 | -\$50,000 |

E-Gov:

470050-100000 | \$ 0 | \$ 50,000 | +\$50,000 |

**SECTION 4:** That paying for the cost of this project, the expenditure, in an amount not to exceed \$50,000 or as much thereof as may be necessary is hereby authorized to be expended as follows:

**Dept./Div:** 47-02 **Fund:** 514 **Subfund:** 003 **Project Name:** E-Gov **Project Number:** 470050-100000 **OCA Code:** 514050 **Obj Level 1:** 06 **Obj Level 3:** 6655 **Amount:** \$50,000 - Comsys.

**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.

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**Legislation Number:** 1066-2010

**Drafting Date:** 07/01/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

Ordinance 1007-09, passed on 07/20/09, authorized the City Attorney to accept the Witness Assistance Program Database and Domestic Violence Advocate grant. Under this grant the new Domestic Violence/Prosecution Resources Unit database (DV/PRU) was developed by Sophisticated Systems, Inc., authorized by Ordinance 1013-09, passed on 07/27/10.

The DV/PRU database combines data previously contained in three separate databases, the Witness Assistance Program, Intake and Stalking databases. These three databases were developed over 10 years ago for the City Attorney's Office by Intellinetics, Inc. The imaging management software used was Intellivue. Intellivue is a proprietary software created and owned by Intellinetics, Inc.

The second phase of implementing the DV/PRU database is to migrate data and images from the existing databases. In order to effect this transfer it is necessary for the City Attorney's Office to enter into a contract for said service with Intellinetics Inc. as a sole source provider for Intellivue software.

The cost associated with these services is based on negotiations with Intellinetics, Inc. to ensure the best pricing for the City of Columbus.

**Fiscal Impact:**

Funding will come from the Witness Assistance Program Database and Domestic Violence Advocate Grant funds.

**Emergency Designation:**

There is a time issue involved as this grant is currently scheduled to end on 09/30/10. An extension until 12/31/10 has been requested but approval has not yet been received. This ordinance is being submitted as an emergency to allow for the timely commencement and completion of the services within the grant period.

Contract Compliance No.: 31-1491111 expires 11/19/10

**Title**

To authorize the City Attorney to enter into a contract with Intellinetics, Inc. for the provision of data and imaging migration services in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of up to \$10,400.00 from the WAP Database and DV Advocate Grant funds; and to declare an emergency. (\$10,400.00)

**Body**

**WHEREAS**, Ordinance 1007-09 authorized the City Attorney to accept and expend grant money from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs, for the Witness Assistance Program Database and Domestic Violence Advocate Grant ARRA-VAWA-901; and

**WHEREAS**, under said grant a new database system, the Domestic Violence/Prosecution Resources Unit (DV/PRU) database, was developed which replaces three databases designed using Intellivue software; and

**WHEREAS**, there is a need for the City Attorney to obtain data and image migration services for the newly created DV/PRU database; and

**WHEREAS**, Intellinetics, Inc. is the sole source provider of the Intellivue software used to manage the data that needs to be migrated; and

**WHEREAS**, an emergency exists in the usual daily operation of the City Attorney's Office in that it is immediately necessary to authorize the City Attorney to enter into a contract with Intellinetics, Inc. so the migration of data and images for the DV/PRU database can commence as soon as possible and for the preservation of the public health, peace, property, safety and welfare, and, now therefore,

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

**SECTION 1.** That the City Attorney is hereby authorized to enter into a contract with Intellinetics, Inc. in accordance with Section 329.07(e) of the Columbus City Codes for the DV/PRU database data and images migration services in the maximum amount of Ten Thousand Four Hundred Dollars (\$10,400.00).

**SECTION 2.** That for the purposes stated in Section 1, the expenditure of Ten Thousand Four Hundred Dollars (\$10,400.00) or so much thereof as may be necessary, is hereby authorized as follows: department 2401, Witness Assistance Program Database and Domestic Violence Advocate Grant , grant number 249271, fund number 220, organizational cost account 249271, object level three 3336.

**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.

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**Legislation Number:** 1067-2010

**Drafting Date:** 07/01/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$165,000.00 in grant money to fund the Peer Advocate for Immunization Program.

The intent of the Peer Advocate for Immunization Program is to improve and extend immunization outreach to underserved urban neighborhoods, by providing staff that are from and/or represent the neighborhoods to help parents and

caregivers protect young children from vaccine preventable infectious diseases.

This grant is for the period July 1, 2010 through December 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 entirely funded by the Ohio Department of Health. This grant will not generate revenue or require a City match.

**Title**

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$165,000.00 for the Peer Advocate for Immunization Program; to authorize the appropriation of \$165,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$165,000.00)

**Body**

**WHEREAS**, \$165,000.00 in grant funds have been made available through the Ohio Department of Health for the Peer Advocate for Immunization Program; 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 the Ohio Department of Health 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 \$165,000.00 from the Ohio Department of Health for the Peer Advocate for Immunization Program for the period July 1, 2010 through December 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 \$165,000.00 is hereby appropriated to the Health Department, Department No. 50-01, as follows:

OCA: 501054; Grant No.: 501054; OL1:01; Amount: \$138,062

OCA: 501054; Grant No.: 501054; OL1:02; Amount: \$ 23,478

OCA: 501054; Grant No.: 501054; OL1:03; Amount: \$ 3,460

Total for Grant No. 501054            \$165,000

**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:** 1070-2010

**Drafting Date:** 07/01/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **Explanation**

### **Background**

Austin Kellum, an employee of the Department of Public Utilities, Division of Power and Water (P) inadvertently worked 35.3 hours more than the 480 hours allotted for limited temporary employees. Mr. Kellum worked 20.2 hours for the pay period ending June 12, 2010 and worked 15.1 hours for the pay period ending June 26, 2010 which put him 35.3 hours over the allotted 480 hours. The work performed by Mr. Kellum involved the converting/digitizing of old records drawings into a format compatible with the GIS for the Division of Power and Water (P) Engineering Group located at 3500 Indianola Avenue. A payment of \$505.21, less all appropriate payroll deductions, is necessary to pay Mr. Kellum for wages earned by inadvertently working 35.3 hours over the allotted 480 hours for limited temporary employees.

### **Fiscal Impact**

Sufficient funding is available in the Electricity Operating Fund for the requested payment.

Emergency action is requested so payment can be made to Mr. Kellum at the earliest date possible.

### **Title**

To authorize the Director of Public Utilities to make payment to Austin Kellum for time inadvertently worked over 480 allotted total hours, to authorize the expenditure of \$505.21 from the Electricity Operating Fund and to declare an emergency. (\$505.21)

### **Body**

**WHEREAS**, Austin Kellum, an employee of the Department of Public Utilities, inadvertently worked 35.3 hours more than the 480 hours allotted for a limited temporary employee, and

**WHEREAS**, Mr. Kellum was employed by the Department of Public Utilities, Division of Power and Water (P), and was working with the Engineering Group at 3500 Indianola where he was converting/digitizing old records drawings into a format compatible with the GIS, and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Public Utilities in that it is immediately necessary to compensate Austin Kellum for wages earned by inadvertently working 35.3 hours over the allotted 480 hours for limited temporary employees, for the 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 the Director of Public Utilities is hereby authorized to make payment of \$505.21, less all appropriate payroll deductions, to Austin Kellum for time inadvertently worked over the 480 hours allotted hours for limited temporary employees.

**Section 2.** That the expenditure of \$505.21 or so much there of as may be needed is hereby authorized from Fund 550, Division 60-07, OCA: 600700 as follows:

1112 \$405.95

1120 \$24.36

1160 \$56.83  
1171 \$5.89  
1173 \$12.18  
Total: \$505.21

**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.

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**Legislation Number:** 1073-2010

**Drafting Date:** 07/01/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** For the option to purchase Bikeway Preformed Pavement Marking Material for the Department of Public Service, Division of Planning and Operations, the largest user. Bikeway Preformed Pavement Marking Material will be installed on roadways throughout the City of Columbus. The term of the proposed option contracts would be through July 31, 2012 with the option to extend one additional one year, subject to mutual agreement by both parties, in accordance with formal bid SA003634. The Purchasing Office opened formal bids on July 1, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003634). Seventeen bids were solicited (MAJ:17); One bid was received (MAJ:1).

The Purchasing Office is recommending award of one contract to the lowest responsive, responsible, and best bidder:

Flint Trading, Inc., CC#561736552. Exp. 07/22/2010  
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.

TitleTo authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Bikeway Preformed Pavement Marking Material for the Department of Public Service with Flint Trading, 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 July 1, 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 Bikeway Preformed Pavement Marking Material is supplied without interruption for

installation on various roadways 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 Bikeway Preformed Pavement Marking Material 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 Bikeway Preformed Pavement Marking Material for the term ending July 31, 2012 with the option to extend for one additional year in accordance with Solicitation No. SA003634 as follows:

Flint Trading, Inc. 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.

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**Legislation Number:** 1084-2010

**Drafting Date:** 07/02/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND:**

This legislation amends Ordinance 0935-2010, passed June 28, 2010, creating the Livingston and James Community Reinvestment Area (CRA) for the purpose of correcting an error in the text. During a review of the legislation an error in the text was discovered in Section 3.c). The current language reads "(c) Eighty percent (80%) for **ten** (15) years for...". The correct number of years is fifteen. Therefore, the amended language will read, "(c) Eighty percent (80%) for **fifteen** (15) years for...".

Emergency action is being requested so that this correction can take effect as soon as possible in order to coincide with the original ordinance's initial implementation.

#### **FISCAL IMPACT:**

No funding is required for this legislation.

### **Title**

To amend Ordinance 0935-2010, passed June 28, 2010, creating the Livingston and James Community Reinvestment Area (CRA) for the purpose of correcting an error in the text of Section 3.c); and to declare an emergency.

### **Body**

**WHEREAS**, Ordinance 0935-2010, passed June 28, 2010, creating the Livingston and James Community Reinvestment Area (CRA); and

**WHEREAS**, during a review of the legislation an error in the text was discovered in Section 3.c); and

**WHEREAS**, emergency action is being requested so that this correction can take effect as soon as possible in order to coincide with the original ordinance's initial implementation, thereby preserving the public health, safety, and welfare;  
**Now, Therefore,**

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

**Section 1.** That Section 3.c) of Ordinance 0935-2010 is hereby amended to read as follows.

**Section 3.c)** Eighty percent (80%) for fifteen (15) years for:

- construction of new owner-occupied and rental dwellings.
- construction of new owner-occupied and rental dwellings containing more than two housing units.

A pre-application will be required to insure the compatibility with neighborhood plans and to insure the maintenance of existing streetscape lines, style, scale setbacks and landscaping features compatible with neighborhood

**Section 2.** 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.

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**Legislation Number:** 1085-2010

**Drafting Date:** 07/02/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation****NEED:** The Division of Fire was awarded a Safety Intervention Grant by the Ohio Bureau of Workers Compensation (BWC) to purchase medical equipment and supplies designed to reduce injuries associated with the performance of fire and EMS duties. With the Safety Intervention program, private and public employers are eligible for a 2-to-1 matching grant, up to a maximum of \$40,000. The Fire Division's award was for \$26,689.79 to purchase the following items: Universal Footrest for Backboards and Patient Transporter Extension, Soft Medic Packs and Carry Straps for lifting and pivoting patients. City of Columbus matching funds of \$13,344.90 will be expended from the Fire Division's medical supplies budget.

This ordinance is to authorize the Director of Public Safety to accept the Fire Safety Intervention Grant from the Ohio Bureau of Workers Compensation and to authorize the City Auditor to appropriate the total of the grant and matching funds of \$40,034.69 in the unappropriated balance of the General Government Grant Funds.

**EMERGENCY DESIGNATION:** Emergency legislation is needed to process the acceptance documents in a timely manner for the grant, and to expedite making the awarded funds available for approved grant purchases.

**FISCAL IMPACT:** This ordinance authorizes the acceptance of a grant by the Director of Public Safety and the appropriation by the City Auditor of \$40,034.69 within the Safety Grant Fund. The matching funds of \$13,344.90 will be provided from the Division of Fire's medical supplies budget.

**Title**To authorize the Public Safety Director to accept a Fire Safety Intervention Grant award from the Ohio Bureau of

Workers Compensation for the purchase of various medical equipment and supplies; to authorize an appropriation of \$40,034.69 from the unappropriated balance of the General Government Grant Fund to the Division of Fire; and to declare an emergency. (\$40,034.69)

**Body**WHEREAS, the City of Columbus Division of Fire was awarded grant funding from the Ohio Bureau of Workers Compensation for the purchase of fire medical equipment and supplies; and

WHEREAS, the funds need accepted by the Director of Public Safety and appropriated by the City Auditor in order to make the required purchases; and

WHEREAS, emergency legislation is needed to process the grant acceptance documents in a timely manner and to expedite making the awarded funds available for approved equipment and supplies purchases; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to accept and appropriate the Fire Safety Grant and expend funds before grant expiration date for the immediate preservation of the public peace, health, property, safety and welfare; now, therefore

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

**SECTION 1.** That the City of Columbus Director of Public Safety be and is hereby authorized and directed to accept grant funds on behalf of the Division of Fire from the Ohio Bureau of Workers Compensation.

**SECTION 2.** 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 purpose during the project periods, the sum of \$40,034.69 is appropriated as follows:

<u>DEPT/DIV</u>	<u>FUND</u>	<u>OBL LEVEL ONE 01</u>	<u>OBJ LEVEL ONE 03</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMOUNT</u>
30-04	220	02	2207	341005	341005	\$40,034.69

**SECTION 3.** That the monies appropriated in the foregoing Section 2 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 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.

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**Legislation Number:** 1103-2010

**Drafting Date:** 07/06/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** One property currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of such real property. One vacant undeveloped parcel, 1189 E. Rich St. (010-024836), will be sold to Pat Hodnett, the owner of the adjacent parcel to expand her side yard. The property will be



transferred by deed and recorded in the Official Records of the County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action of this property is requested in order to expedite the transfer to the homeowner who wishes to construct a perimeter fence for security purposes.

**Title**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one vacant parcel of real property (1189 E. Rich St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**Body**

**WHEREAS**, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

**WHEREAS**, a proposal for the sale of one parcel which has been acquired pursuant to Section 5722.04 for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved; and

**WHEREAS**, such parcel of real estate is being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07, competitive bidding is not required; and

**WHEREAS**, under 5722.07 "fair market value" means the appraised value of the nonproductive land made with reference to such redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may be otherwise applicable to such land; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate in order to expedite the transfer to the homeowner who wishes to construct a perimeter fence for security purposes, all for the immediate preservation of the public health, peace, property, 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 execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

Situated in the County of Franklin, State of Ohio and bounded and described as follows:

Beginning at a stake in the south line of Rich Street at the northeast corner of that part of Samuel Hamkin's Addition which is marked on said recorded plat thereof as Samuel Hankins' Reserve, 1.48 acres;" said stake being also at the northwest corner of lot Number 22 of R.R. Stewart's Addition as the same is shown of record in Plat Book 2, page 275, Recorder's Office, Franklin County, Ohio; thence South with the east line of said Reserve and the west line of said Lot Number 22 to a

stake at the southwest corner of said Lot Number 22, thence north 74 deg. 28' West 37.35 feet to a point in the east line of a strip of land six inches wide, which strip was conveyed by Dewitt Jones to Mary C. Hall by deed shown of record in Deed Book 542, page 207, Recorder's Office, Franklin County, Ohio, thence North with the east line of said six inch strip 120 feet to a stake in the south line of Rich Street; thence North 89 deg.00" east with the south line of Rich Street 36 feet to the place of beginning, subject , however, to conditions set fourth [sic] in deeds shown of record in Deed Book 414, page 447, and Deed Book 542, page 207, Recorder's Office, Franklin County, Ohio.

PARCEL NUMBER: 010-024836  
ADDRESS: 1189 E. Rich St.  
PRICE: \$3,000 plus recording fee of \$38.00  
USE: Adjacent Side Yard Lot

**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 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.

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**Legislation Number:** 1109-2010

**Drafting Date:** 07/07/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation** This project will construct a bike path along Goodale St. from the intersection of Twin Rivers Dr./Olentangy River Rd. to the St. Rt. 315 ramps east of the Olentangy River. The Goodale Street Bridge will be widened with a 14-ft. bike/ped deck as well as a ramp from Goodale St. to the existing Olentangy Trail. The project began engineering in November of 2008, with construction to begin in October of 2011. The Mid-Ohio Regional Planning Commission (MORPC) is providing 79 percent of the funding for the project. They require the Local Participating Agency (LPA) to reauthorize projects with council legislation every two years until construction

This project was initiated through Harrison West and is identified as a key improvement in the city's Bicentennial Bikeways Plan.

Consent legislation is required from Recreation and Parks in order for Ohio Department of Transportation (ODOT) to administer the project and for Recreation and Parks to provide the engineering right-of-way as well as the local match.

**Fiscal Impact:** None. Legislation for the local portion of this grant will come from Capital Improvement Bond funding and will be prepared in 2011.

#### **Title**

To authorize the Director of the Recreation and Parks Department to grant consent and propose cooperation with the Ohio Department of Transportation to construct a bikepath along Goodale Street from the intersection of Twin Rivers Drive/Olentangy River Road to the State Route 315 ramps east of the Olentangy River, and to declare an emergency.

#### **Body**

**WHEREAS**, the Ohio Department of Transportation (ODOT), the Mid-Ohio Regional Planning Commission (MORPC) and the Department of Recreation and Parks has identified the need to construct a bikepath from the intersection of Twin Rivers Drive/Olentangy River Road to the State Route 315 ramps east of the Olentangy River; and

**WHEREAS**, the Recreation and Parks Department grants consent and agrees to cooperate with ODOT and MORPC in accordance with the planning, design and construction of this project; and

**WHEREAS**, this project will provide residents and workers in and around this area with access to a major regional trail system and the Arena District; and

**WHEREAS**, this is an opportunity for the City to continue to secure outside funding for a trail improvement project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to reauthorize this project in order to meet the deadline established by MORPC of September 15, 2010, thereby increasing the safety of cyclists, pedestrians and motorists; **NOW, THEREFORE**

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

**SECTION 1.** Being in the public interest, the City of Columbus gives consent to the Director of the Ohio Department of Transportation to complete the above described project.

**SECTION 2.** The City hereby agrees to cooperate with the Ohio Department of Transportation in the planning, design and construction of the identified improvement project.

**SECTION 3.** The City 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. The City also understands that right-of-way costs include eligible utility costs.

The City 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.** Upon completion of the project, and unless otherwise agreed, the City 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.** The Recreation and Parks Director is hereby empowered on behalf of the City of Columbus to enter into contracts with the Ohio Department of Transportation pre-qualified consultants for the preliminary engineering phase of the project and to enter into contracts with the Director of Transportation necessary to complete the above-described project.

**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 10 days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1110-2010

**Drafting Date:** 07/07/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and

deeds for conveyance of such real property. 947 Whitethorne Ave. (010-121827) will be sold to Stanton and Dorothy Pemberton who will use the parcel to expand their yard and possibly undertake an addition to their home. The properties will be transferred by deed and recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such property and such other expenses of the program as the City may apportion to such property from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action for these properties is requested in order to expedite the transfer so Stanton and Dorothy Pemberton can take control of the adjacent lot to begin maintenance thereof and to prevent illegal dumping.

**Title**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (947 Whitethorne Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**Body**

**WHEREAS**, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

**WHEREAS**, a proposal for the sale of one parcel which has been acquired pursuant to Ohio Revised Code Section 5722.03 for this program to meet the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved; and

**WHEREAS**, such parcel of real estate is being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07, competitive bidding is not required; and

**WHEREAS**, under Ohio Revised Code Section 5722.07, "fair market value" means the appraised value of the nonproductive land made with reference to such redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may be otherwise applicable to such land; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to begin maintenance thereof and to prevent illegal dumping, all for the immediate preservation of the public health, peace, property, 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 execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

PARCEL NUMBER: 010-121827

ADDRESS: 947 Whitethorne Ave.  
PRICE: \$3,000 plus recording fee of \$38.00  
USE: Yard Expansion

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

Being Lot Number One Hundred Fifteen (115), Rainbow Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 18, page 63, Recorder's Office, Franklin County, Ohio.

**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 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.

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**Legislation Number:** 1113-2010

**Drafting Date:** 07/07/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

**BACKGROUND:** This legislation authorizes the transfer and expenditure of \$32,564.35 within the General Government Grant Fund, Lead Grant. Funds are needed to pay various expenses associated with 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.

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. These expenditures need to be made prior to the end of the grant period.

**FISCAL IMPACT:** This ordinance authorizes the transfer and expenditure of \$32,564.35 within the General Government Grant Fund, Lead Grant. 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).

#### **Title**

To authorize and direct the transfer of \$32,564.35 within the General Government Grant Fund, Lead Grant; to authorize the Director of the Department of Development to expend \$32,564.35 for eligible projects and activities associated with the Lead Safe Columbus Program; to authorize the expenditure of \$32,564.35 from the General Government Grant Fund; and to declare an emergency. (\$32,564.35)

#### **Body**

**WHEREAS**, this legislation authorizes the transfer of \$32,564.35 within the General Government Grant Fund, Lead Grant, and authorizes the expenditure \$32,564.35 from the General Government Grant Fund for various expenses associated with the Lead Safe Columbus Program; and

**WHEREAS**, Lead Safe Columbus provides grants to qualified property owners in order to remove lead based hazards in owner and tenant occupied units; and

**WHEREAS**, 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); 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. These expenditures need to be made prior to the end of the grant period; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to transfer said funds so expenditures can be made by the end of the grant period, 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 City Auditor be and is hereby authorized and directed to transfer, within the General Government Grant Fund, Fund No.220, Grant Number 447027,\$32,564.35 as follows:

**FROM:**

**Division / Object Level 1 / OCA Code / Amount**

50-01 / 02 / 507027 / \$23,799.50  
50-01 / 03 / 507027 / \$ 3,914.85  
50-01 / 06 / 507027 / \$ 4,850.00  
**\$32,564.35**

**TO:**

**Division / Object Level 1 / Object Level 3 / OCA Code / Amount**

44-10 / 03 / 3525 / 447027 / \$20,000.00  
44-10 / 05 / 5517 / 447027 / \$12,564.35  
**\$32,564.35**

**Section 2.** That the Director of the Department of Development is hereby authorized to expend \$32,564.35 of the General Government Grant Fund for eligible projects and activities associated with the Lead Safe Columbus Program.

**Section 3.** That for the purpose as stated in Section 2, the expenditure of \$32,564.35 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-10, Fund 220, Grant 447027, OCA Code 447027 as follows:

**Object Level 1 / Object Level 3 / Amount**

03 / 3525 / \$20,000.00  
05 / 5517 / \$12,564.35  
**\$32,564.35**

**Section 4.** 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.

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**Legislation Number:** 1114-2010

**Drafting Date:** 07/07/2010

**Current Status:** Passed

### Explanation

This legislation is to authorize the purchase of a Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck for the Public Utilities Department, Division of Sewerage and Drainage as part of the Congestion Mitigation and Air Quality (CMAQ) grant. This sewer cleaner truck will replace BT18988, 1999 Combination Sewer Truck, and has been approved by Fleet Management. The funding requested on this legislation is based on a quote dated July 2, 2010 and is the State of Ohio contract pricing. The quotation is on file with the Purchasing Office and attached to this legislation. The equipment will be used by crews at the Sewer Maintenance Operations Center for cleaning manholes and sewer lines throughout the City

The CMAQ grant was awarded to the Fleet Management Division, from the Ohio Department of Transportation, sponsored by the Mid-Ohio Regional Planning Commission (MORPC). The goal of the project is to significantly reduce emissions from heavy-duty diesel vehicles. Ordinance 1178-2008 was passed on July 17, 2008 authorizing the acceptance and appropriation of this grant. Three interrelated projects are part of the grant: emission-reduction retrofit equipment purchases, anti-idling equipment purchases and CNG vehicle purchases.

CNG vehicles produce significantly lower amounts of harmful emissions such as nitrogen oxides, particulate matter and toxic and carcinogenic pollutants. Natural gas is a domestically available, inherently clean-burning fuel. Using compressed natural gas as vehicle fuel increases energy security by reducing our dependence on foreign oil and improves public health and the environment. Currently, CNG is also significantly lower in cost than either gasoline or diesel. The City of Columbus has paid an average of \$2.77 per gallon year to date in 2010 for diesel fuel. CNG is currently retailing in Columbus for \$1.50 per gge (gasoline gallon equivalent), for a \$1.27 per gallon or 46% savings in fuel cost.

This legislation authorizes the purchase of one Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck from Jack Doheny Supplies Ohio Inc. The purchase of this equipment will be in accordance with the current State of Ohio State Term Schedule Contract (STS), Contract Number STS7767000506 which expires on March 31, 2011. The City of Columbus does not have this equipment available on any Universal Term Contract and does not foresee receiving better pricing through a bid process.

Ordinance 582-87 authorizes the City of Columbus to participate in cooperative purchasing contracts and as a member of the Central Ohio Organization of Public Purchasers (CO-OPP), the City of Columbus is authorized to purchase from this contract.

**FISCAL IMPACT:** There is a need to transfer \$28,760.00 of appropriation within the Sewer Operating-Sanitary Fund. Sufficient appropriation is available in Object Level One 01 for this requested transfer to Object Level One 10. No increase in the total budget appropriation is estimated to be needed.

The cost of this purchase is \$341,920.11 for the base truck and \$143,799.99 for the CNG upgrade for a total amount of \$485,720.10. Funding for the base truck and 20% of the CNG upgrade will be funded by the 2010 Sewer Operating-Sanitary Fund. It is necessary to transfer the 20% upgrade cost in the amount of \$28,760.00 from the Sewer Operating-Sanitary Fund to the CMAQ Grant Fund. The remaining \$115,039.99 representing 80% of the cost of the CNG upgrade will be funded by the CMAQ grant, from funds received from the State Department of Transportation.

SUPPLIER: Jack Doheny Supplies Ohio Inc. (38-3148955) Expires 8-4-10

**Emergency Action** is necessary so that the purchase order for this vehicle can be issued as soon as possible, as funds must be encumbered to meet a September deadline for ODOT CMAQ grant.

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.

### Title

To authorize the Director of Finance and Management to establish a purchase order for the Division of Sewerage and

Drainage on behalf of the Public Utilities Department for the purchase of one Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck in accordance with a State of Ohio State Term Schedule contract with Jack Doheny Supplies Ohio Inc.; to authorize the City Auditor to transfer \$28,760.00 within the Sewer Operating-Sanitary Fund; to authorize and direct the City Auditor to transfer \$28,760.00 from the Sewer Operating-Sanitary Fund to the CMAQ grant fund; to authorize the City Auditor to appropriate \$143,799.99 within the CMAQ grant fund; and to authorize the expenditure of \$341,920.11 from the Sewer Operating-Sanitary Fund and \$143,799.99 from the CMAQ grant fund; and to declare an emergency. (\$485,720.10)

**Body**

WHEREAS, the Division of Sewerage and Drainage wishes to purchase one (1) Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck in accordance with State of Ohio State Term Schedule Contract STS7767000506 which expires on March 31, 2011, and

WHEREAS, Jack Doheny Supplies Ohio Inc. is the contract holder for the referenced State of Ohio contract, a copy of the contract and pricing is attached; and

WHEREAS, anticipated expenditures within Character 01 and 10 for the remainder of the 2010 Fiscal Year necessitates the transfer of funds within the Sewer Operating-Sanitary Fund; and,

WHEREAS, available appropriation in Object Level One 01 can be transferred to Object Level One 10; and,

WHEREAS, it is necessary to transfer funds from the Sewer Operating-Sanitary Fund to the CMAQ Grant Fund; and

WHEREAS, the City of Columbus does not include this type of equipment on any Universal Term Contract and does not foresee receiving better pricing through the bid process; and

WHEREAS, the equipment will be used by crews at the Sewer Maintenance Operations Center for cleaning manholes and sewer lines throughout the City, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Finance and Management Director to establish a Purchase Order for one (1) Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck, in an emergency manner in order to expedite the completion of the contract, as this purchase is subject to a CMAQ grant rebate deadline; 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 be and is hereby authorized and directed to establish a purchase order with Jack Doheny Supplies Ohio Inc. for the purchase of one (1) Compressed Natural Gas (CNG) Vactor Combination Sewer Cleaner Truck for the Division of Sewerage and Drainage, in accordance with State of Ohio State Term Schedule Contract STS7767000506 which expires on March 31, 2011.

**Section 2.** That the funding for this legislation is based on a quote dated July 2, 2010 from Jack Doheny Supplies Ohio Inc. and the quoted prices reflect State of Ohio contract pricing and is on file with the Purchasing Office.

**Section 3.** That the City Auditor be and is hereby authorized and directed to transfer \$28,760.00 within the Sewer Operating-Sanitary Fund 650, Dept/Div. No. 60-05 as follows:

**FROM:**

OCA Code: 605089  
Object Level One 01



Object Level Three 1101  
Amount: \$28,760.00

**TO:**

OCA Code: 605089  
Object Level One 10  
Object Level Three 5501  
Amount: \$28,760.00

**Section 4.** That the transfer of monies between the following funds be authorized as follows:

**Transfer From:**

**Fund / O.L. 01-03 Codes / OCA / Amount**  
650 / 10-5501/ 605089 / \$28,760.00

Transfer to:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**  
220 /458086 / CMAQ Improvement Program/80/0886 / 458086 / \$28,760.00

**Section 5.** That the sum of \$143,799.99 be and hereby is appropriated from the unappropriated balance of Fund 220, General Government 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 to Dept-Div. 45-05, the Division of Fleet Management as follows:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**  
220 /458086/CMAQ Improvement Program/ 06-6652 / 458086 / \$143,799.99

**Section 6.** That the expenditure of \$341,920.11 or so much thereof as may be needed, is hereby authorized from the Sewer Operating-Sanitary Fund, Dept/Division: 60-05, Fund 650, OCA 605089, Object Level 01: 06, Object Level 03: 6652.

**Section 7.** That the expenditure of \$143,799.99 or so much thereof as may be needed, is hereby authorized from the Dept/Division: 45-05, CMAQ Improvement Program grant 458086, Fund 220, OCA 458086, Object Level 01: 06, Object Level 03: 6652.

**Section 8.** 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 9.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**Section 10.** 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.

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**Legislation Number:** 1115-2010

**Drafting Date:** 07/07/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

The Division of Mobility Options is responsible for bikeway pavement markings such as sharrows and lane separation throughout the City to promote bikeway safety and expedite vehicular traffic flow. The Purchasing Office solicited formal competitive bids for the purchase of bikeway pavement marking materials and intends to establish a universal term contract (UTC) per Ordinance 1073-2010. This ordinance authorizes the expenditure of monies for these bikeway pavement marking materials per the terms and conditions of the universal term contract. The total cost of these materials totals \$86,400.00.

This ordinance authorizes the purchases per the pending UTC contract with Flint Trading Inc. for anticipated needs for bikeway pavement marking materials in the amount of \$86,400.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Flint Trading Inc.

## **2. CONTRACT COMPLIANCE**

Flint Trading Inc.'s contract compliance # 561736552 and expires: 7/22/2010

## **3. FISCAL IMPACT:**

This expense can be accommodated within the Streets and Highways G.O. Bonds Fund, Bikeway Development - Permanent Pavement Marking Commodities project, by appropriating and transferring \$86,400 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.

## **4. EMERGENCY DESIGNATION**

Emergency action is requested to procure the needed bikeway pavement marking materials as soon as possible to provide sufficient supply to meet the Division's schedules at the earliest possible time for the safety of the traveling public. Title To authorize the Director of Finance and Management to establish a purchase order with Flint Trading Inc. for the purchase of bikeway pavement marking materials per the terms and conditions of a pending universal term contract for the Division of Mobility Options; to authorize and direct the City Auditor to transfer \$86,400.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the City Auditor to appropriate \$86,400.00 within the Streets and Highways G.O. Bonds Fund to authorize the expenditure of \$86,400.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$86,400.00)

Body **WHEREAS**, the Purchasing Office solicited bids and is establishing a universal term contract for the purchase of bikeway pavement marking materials per Ordinance 1073-2010; and

**WHEREAS**, the Division of Mobility Options has a need to procure these materials in a timely manner so as not to delay scheduled placement of these pavement markings; 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 \$86,400.00; 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 Mobility Options, Department of Public Service, in that it is immediately necessary to establish a purchase order for this purpose, 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 establish a purchase order for the purchase of bikeway pavement marking materials per the terms and conditions of a pending universal term contract for the Division of Mobility Options as described below.

**Fund/ Project #**

704 / 540002-100026

SA003634

Flint Trading Inc.

Bikeway Pavement Marking Materials - \$86,400.00

**Section 2.** The sum of \$86,400.00 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 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 \$86,400.00 is hereby appropriated within Fund 704, the Streets and Highways G.O. Bonds Fund, Dept-Div. 59-10, Division of Mobility Options, Object Level One Code 06, Object Level Three Code 6631, OCA Code 740226 and Project 540002-100026 for the Bikeway Development - Permanent Pavement Marking Commodities project for the Division of Mobility Options.

**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 \$86,400.00 (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 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 the expenditure of \$86,400.00 be and hereby is authorized from the Streets and Highways G.O. Bonds Fund, Fund 704, Dept.-Div. 59-10, Division of Mobility Options, O.L. 01-03 Codes 06-6631, OCA Code 740226, Project

540002-100026 for the Bikeway Development - Permanent Pavement Marking Commodities to pay the cost thereof.

**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.

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**Legislation Number:** 1116-2010

**Drafting Date:** 07/07/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**BACKGROUND:** This ordinance authorizes the Director of the Department of Development to enter into contracts with various contractors for trash and debris removal, light demolition, and landscaping services on properties acquired under the Neighborhood Stabilization Program and held in the Land Bank. Three contractors were selected out of a total of five bid proposals submitted on 7/12/2010 for Competitive Sealed Bid SA-003642. A primary and a secondary contractor were selected based on bids submitted in three categories: trash and debris removal; light demolition; and landscaping services, resulting in the three contractors selected. The vendors were selected based on low bid, past performance, and experience.

**FISCAL IMPACT:** Funds for these contracts are allocated from the General Government Grant Fund, NSP1 Grant.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order to finalize contracts to meet the obligation deadline established under the Neighborhood Stabilization Program.

### Title

To authorize the Development Director to enter into contracts with various contractors for trash and debris, light demolition, and landscaping services for properties managed by the Land Redevelopment Office and acquired under the Neighborhood Stabilization Program; to authorize the expenditure of \$175,000.00 from the General Government Grant Fund; and to declare an emergency. (\$175,000)

### Body

**WHEREAS,** this ordinance authorizes the Director of the Department of Development to enter into contracts with three contractors to provide trash and debris, light demolition, and landscaping services for the Land Redevelopment Office; and

**WHEREAS,** three contractors were selected from a pool of five companies that responded to the request for bids (2010 SA-003642); and

**WHEREAS,** the contractors were selected based on lowest bid, prior experience, and qualifications; and

**WHEREAS,** one contractor is certified as a Minority Business Enterprise and one contractor is certified as a Asian/Hispanic Business Enterprise with Equal Business Opportunity Commission Office; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contract with various contractors to provide ongoing trash and debris, light demolition, and landscaping services and to comply with the Neighborhood Stabilization Program obligation deadline, all for the preservation of the public health, peace, property, 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 authorized to enter into contracts with the vendors listed below in accordance with Columbus City Code for trash and debris, light demolition, and landscaping services. The term of the contracts may be established until March, 2013 to comply with expenditure period of the Neighborhood Stabilization Program.

<b>Vendor</b>	<b>Contract Comp#</b>	<b>Expiration Date</b>
JRED	341805663	12/2/2011
Shining Company	311303398	2/4/2012
Curb Appeal Lawn Care	204826854	2/24/2011

**Section 2.** That for the purpose stated in Section 1, the expenditure of \$175,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Dept 44-01, General Government Grant Fund, Fund 220, Grant No. 440500, Object Level One 03, Object Level Three 3370, OCA Code 440502.

**Section 3.** That these contracts are awarded in accordance with Chapter 329.12 of the Columbus City Codes, 1959.

**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 passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1117-2010

**Drafting Date:** 07/07/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

Background: This legislation authorizes the Finance and Management Director to enter into a solar power purchase agreement (SPPA) with SolarVision LLC for the Fleet Maintenance Facility, 4211 Groves Road. An SPPA is an agreement whereby SolarVision LLC will own, operate and maintain a photovoltaic (PV) system on the roof of 4211 Groves Road. The City, in return, will agree to provide SolarVision LLC a lease on the roof and to purchase the electricity produced by the system. This agreement will allow the City to have the benefit of clean energy without the upfront costs of purchasing and installing the system, or the long-term costs of maintaining the system. SolarVision LLC, as a private entity, is also able to take advantage of substantial tax breaks currently being offered in 2010 by the United States government and the State of Ohio, and Renewable Energy Credits that can be sold on the market.

In its statement of qualifications, Solar Vision made a preliminary proposal of a 440 kW system. (The final size of the system will be determined upon further investigation and negotiation with the City). This would be the largest non-utility owned roof-top solar array in six states. It is estimated that it will provide up to one-third of the Fleet Maintenance facility's electricity. Based on the statement of qualifications, the City will negotiate for a ten-year term and for a fixed price per kWh. Based upon current building electricity usage, it is estimated that the City will be purchasing between \$30,000 to \$60,000 of electricity per year from SolarVision LLC. In no case will the City negotiate a price that increases total electricity costs. The City will ensure that the contract does not pay more to SolarVision LLC for the power produced than it would have paid if the same power had been purchased from American Electric Power.

This power purchase agreement will demonstrate the City's commitment to reducing its own carbon footprint as well as committing to be a leader in the growth of the solar industry, especially in central Ohio.

Requests for Statements of Qualifications were available on June 9, 2010, and submitted on June 30, 2010. The City

received six proposals (1 MBE\*, 0 FBE): SolarVision LLC; Velocity Construction Services\*, Tipping Point, Third Sun & Wind Power Ltd./Nextgen Builders LLC; Teynor Development Corp; and Hull & Associates, Inc. A three person committee evaluated the proposals, including one member each from the Office of Construction, the Finance and Management Director's Office, and the Mayor's Office. SolarVision LLC scored highest with two members and second with one member. Tipping Point scored highest with one member and second with two members.

**Emergency action** is requested so that SolarVision LLC will be able to take advantage of tax credits that are currently set to expire December 31, 2010, thereby ensuring the City can negotiate the best price.

**Fiscal Impact:** The City will incur no upfront costs for the design and installation of the solar photovoltaic system at 4211 Groves Road. The ordinance includes an expenditure not to exceed \$5,000 for the purchase of electricity from the system. However, this is only a safeguard in case the project moves faster than expected and the system is installed and producing power before passage of the 2011 budget. The estimated costs for electricity per year are \$30,000 to \$60,000, dependent on the size of the final system. However, this cost will be offset by savings incurred with the current electricity provider. In future years, City Council will be asked to provide expenditure authority per legislation as needed.

SolarVision LLC 27-0658795, expiration date 06/23/2012.

Title

To authorize the Finance and Management Director to enter into a ten-year solar power purchase agreement with SolarVision LLC for the roof of the Fleet Maintenance Facility, 4211 Groves Road; to authorize the expenditure of \$5,000.00 from the Fleet Services Fund; and to declare an emergency. (\$5,000.00)

Body

**WHEREAS**, the Finance and Management Department, Office of Construction Management, desires to enter into a solar power purchase agreement for the Fleet Maintenance facility at 4211 Groves Road; and

**WHEREAS**, the Finance and Management Department advertised Requests for Statement of Qualifications (RFSQ) on June 9, 2010; and

**WHEREAS**, the City of Columbus desires to be a leader in clean energy usage among institutions in central Ohio and large cities throughout the country, and

**WHEREAS**, the purchase of solar power demonstrates said commitment while reducing the City's carbon footprint, and

**WHEREAS**, a three person evaluation committee recommended SolarVision LLC as the most qualified firm; and

**WHEREAS**, it is the recommendation of the Finance and Management Director to contract with SolarVision LLC for a solar power purchase agreement at 4211 Groves Road; 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 contract with SolarVision LLC for a solar power purchase agreement in order for SolarVision LLC to be eligible for large tax breaks that expire on December 31, 2010, thereby ensuring that the City will be able to negotiate the best price for electricity possible, 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 contract with SolarVision LLC for ten-year solar power purchase agreement on the roof of the Fleet Maintenance Facility at 4211 Groves Road.

**SECTION 2.** That the expenditure of \$5,000.00, or so much thereof that may be necessary in regard to purchasing electricity in fiscal year 2010 from the solar power purchase agreement authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division 45-05

Fund 513  
OCA: 451206  
Object Level 1: 03  
Object Level 3: 3291  
Amount: \$5,000.00

**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 or vetoes the same.

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**Legislation Number:** 1118-2010

**Drafting Date:** 07/08/2010

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

The City of Columbus, Department of Public Service, received a request from Columbus Gaming Ventures, Inc. asking that the City vacate the alley west of Hocking Street from Nationwide Boulevard north to the southern boundary of vacated Brodbelt Street, which bi-sects property currently owned by Columbus Gaming Ventures, in exchange for the dedication of a 1.078 acre tract along the western edge of Tax Parcel Number 010-008443, owned by Columbus Gaming Ventures, and the granting of a 0.537 acre easement to the Division of Power and Water. Vacation of this right-of-way will allow for the future development of property along Nationwide Boulevard currently owned by Columbus Gaming Ventures, Inc. 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 vacation 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 \$24,781.00 was established for this right-of-way, but it is the recommendation of the Division of Planning and Operations to vacate this right-of-way, based on upon the above conditions at no cost. After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be vacated to Columbus Gaming Ventures, Inc. at no cost.

**2. FISCAL IMPACT**

The City will receive a 1.078 acre tract of land along the western edge of Tax Parcel Number 010-008443 and a 0.537 acre easement granted to The Division of Power and Water, as consideration for the vacation of the requested right-of-way. The value of the property to be received has been determined to be greater than the value of the right-of-way to be vacated.

TitleTo authorize the Director of the Department of Public Service to execute those documents required to vacate the alley west of Hocking Street from Nationwide Boulevard north to the southern boundary of vacated Brodbelt Street; **and to declare an emergency.**

BodyWHEREAS, the City of Columbus, Department of Public Service, received a request from Columbus Gaming Ventures, Inc., asking that the City vacate the alley west of Hocking Street from Nationwide Boulevard north to the southern boundary of vacated Brodbelt Street, which bi-sects property currently owned by Columbus Gaming Ventures, to them; and

**WHEREAS**, acquisition of the right-of-way will allow Columbus Gaming Ventures, Inc., to develop property on Nationwide Boulevard that is currently owned by Columbus Gaming Ventures, Inc.; 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 vacation of this right-of-way; 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 \$24,781.00 was established for this right-of-way; and

**WHEREAS**, the value of the property to be received has been determined to be greater than the value of the right-of-way to be vacated; and

**WHEREAS**, the Land Review Commission voted to recommend that the above referenced right-of-way be vacated to Columbus Gaming Ventures, Inc. at no cost, based on the above noted agreement, ~~and and now therefore~~

**WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service and Transportation in that it is immediately necessary to complete the property transfer so that proposed development can move forward for the preparation 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 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 vacate the following described right-of-way to Columbus Gaming Ventures, Inc; to-wit:

The alley west of Hocking Street, from Nationwide Boulevard north to the southern boundary of vacated Brodbelt Street, in exchange for the following;

**1) 1.078 ACRE TRACT**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 9, Township 5, Range 22, Refugee Lands, and being part of Lot 7 of W.A. Neil's Penitentiary Farm Subdivision as described in Plat Book 5, Page 44 and being part of an 18.312 acre tract conveyed to Columbus Gaming Ventures, Inc. as described in Instrument Number 201001150005841, all references being those of record in the Franklin County, Ohio Recorder's Office and being more particularly described as follows:

Commencing at the centerline intersection of Hocking Street (50') and Nationwide Boulevard (60'), formerly Dublin Road, City of Columbus Ordinance No. 1896-00;

Thence westerly with the centerline to the terminus of Nationwide Boulevard vacated by the City of Columbus in Ordinance No. 884-41, South 83° 10' 21" West, 894.87 feet.

Thence northerly leaving the centerline of Nationwide Boulevard, North 06° 49' 39" West, 30.00 feet to a 3/4" hollow pipe found at the southwest corner of said 18.312 acre tract and the southeast corner of a 6.957 acre tract conveyed to the City of Columbus, Ohio as described in Deed Book 811 Page 606, being on the northerly right-of-way line of Nationwide Boulevard, and being the **TRUE POINT OF BEGINNING**;

Thence northerly, along the west line of said 18.312 acre tract and the east line of said 6.957 acre tract, North 14° 23' 50" West, 944.59 feet to an iron pin set on the south line of Brodbelt Lane, Plat Book 1, Page 250 (vacated by Ordinance No. 139-33, 5-08-33), being an angle point in the west line of said 18.312 acre tract, the northeast corner of said 6.957 acre tract, and the northeast corner of a 0.68 acre tract conveyed to Cheasepeake and Ohio Railway Company in Deed Book 924, Page 338, now commonly known as CSX Transportation Inc., successor by merger, Official Record Volume 13276 A14 and 13283 G13;

Thence easterly, along said south line of said vacated Brodbelt Lane and crossing said 18.312 acre tract, South 85° 44' 03" East, 52.78 feet to an iron pin set;



Thence southerly, continuing across said 18.312 acre tract, South 14° 23' 50" East, 934.35 feet to an iron pin set on the south line of said 18.312 acre tract and the northerly right-of-way of Nationwide Boulevard;

Thence westerly, along the south line of said 18.312 acre tract and the northerly right-of-way line of Nationwide Boulevard, South 83° 10' 21" West, 50.44 feet to the **TRUE POINT OF BEGINNING**, containing 1.078 acres more or less.

Subject to all legal rights-of-way and/or easements, if any of previous record.

All iron pins set are 5/8" rebar, 30" in length with a yellow plastic cap with "EP FERRIS SURVEYOR 8230" inscribed on top.

We hereby certify that the foregoing Boundary Survey was prepared from actual field measurements in accordance with Chapter 4733-37, Ohio Administrative Code. Field survey was conducted in December, 2007, May, 2009 and December, 2009.

Basis of Bearing: North line of Nationwide Boulevard as described in Official Record Volume 11558 G19, being South 83° 10' 21" West.

This description was prepared by Matthew E. Ferris, Registered Surveyor No. 8230, of E.P. Ferris & Associates, Inc. on June 7, 2010; and

## **2) PERMANENT EASEMENT 0.537 ACRES**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 9, Township 5, Range 22, Refugee Lands, being part of an 18.312 acre tract conveyed to Columbus Gaming Ventures, Inc. as described in Instrument Number 201001150005841, all references being those of record in the Franklin County, Ohio Recorder's Office and being more particularly described as follows:

Commencing at a 3/4" hollow pipe found at the intersection of the southwest corner of said 18.312 acre tract and the southeast corner of a 6.957 acre tract conveyed to the city of Columbus, Ohio as described in Deed Book 811 Page 606, being on the northerly right-of-way line of Nationwide Boulevard;

Thence northerly, along the west line of said 18.312 acre tract and the east line of said 6.957 acre tract, north 14° 23' 50" west, 944.59 feet to the south line of Brodbelt Lane, Plat Book 1, Page 250 (vacated by Ordinance No. 139-33, 5-08-33), being an angle point in the west line of said 18.312 acre tract, the northeast corner of said 6.957 acre tract, and the northeast corner of a 0.68 acre tract conveyed to Chesapeake and Ohio railway company in Deed Book 924, Page 338, now commonly known as CSX Transportation Inc., successor by merger, Official Record Volume 13276 A14 and 13283 G13, and being the **TRUE POINT OF BEGINNING**;

Thence northerly, crossing said 18.312 acre tract, North 14° 23' 50" West, 137.44 feet to a north line of said 18.312 acre tract;

Thence northeasterly, along the north line of said 18.312 acre tract, North 43° 20' 16" East, 12.40 feet to a 5/8" rebar found at a point of curvature;

Thence easterly, continuing along the north line of said 18.312 acre tract along a curve to the right with an arc length of 486.90 feet, a radius of 464.00 feet, a central angle of 60° 01' 25", and a chord which bears North 73° 23' 59" East, a distance of 464.87 feet to a 1" solid iron pin found at a point of compound curve;

Thence southeasterly, continuing along the north line of said 18.312 acre tract along a curve to the right with an arc length of 246.15 feet, a radius of 461.17 feet, a central angle of 30° 34' 57", and a chord which bears South 61° 14' 50" East, a

distance of 243.24 feet to a 1" solid iron pin found at a point of tangency;

Thence southeasterly, continuing along the north line of said 18.312 acre tract, South 36° 10' 13" East, 76.84 feet to a 1" solid iron pin found, passing a 1" solid iron pin found at 64.92 feet to a point of curvature;

Thence southeasterly, continuing along the north line of said 18.312 acre tract along a curve to the right with an arc length of 15.00 feet, a radius of 448.05 feet, a central angle of 01° 55' 07", and a chord which bears South 34° 04' 10" East, a distance of 15.00 feet;

Thence southwesterly, crossing said 18.312 acre tract, South 56° 53' 23" West, 20.00 feet;  
Thence continuing across said 18.312 acre tract the following five (5) courses:

1. a curve to the left with an arc length of 14.14 feet, a radius of 428.05 feet, a central angle of 01° 53' 32", and a chord which bears North 34° 03' 23" West, a distance of 14.14 feet;
2. North 36° 10' 13" West, a distance of 74.91 feet;
3. a curve to the left with an arc length of 233.78 feet, a radius of 441.17 feet, a central angle of 30° 21' 45", and a chord which bears North 61° 21' 26" West, a distance of 231.06 feet;
4. a curve to the left with an arc length of 432.57 feet, a radius of 444.00 feet, a central angle of 55° 49' 15", and a chord which bears South 75° 33' 04" West, a distance of 415.66 feet;
5. South 14° 23' 50" East, a distance of 160.76 feet to the south line of said vacated Brodbelt Lane;

Thence westerly, along the south line of said vacated Brodbelt Lane, North 85° 44' 03" West, 52.78 feet to the **TRUE POINT OF BEGINNING**, containing 0.537 acres, more or less.

Subject to all legal rights-of-way and/or easements, if any of previous record.

Basis of bearing: north line of nationwide boulevard as described in Official Record Volume 11558 G19. being South 83° 10' 21" West.

This description was prepared by Matthew E. Ferris, Registered Surveyor No. 8230, of E.P. Ferris & Associates, Inc. on June 7, 2010.

**Section 2.** That the prior 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 upon notification and verification of the relocation of all utilities located within the retained general utility easement area the Director of the Department of Public Service is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

**Section 4.** That the dedication of the 1.078 acre tract and the granting of the 0.537 acre easement be received by the City as consideration for the vacation of this right-of-way.

**Section 5.** That the value of the property to be received has been determined to be greater than the value of the property to be vacated.

**Section 6.** ~~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 approvals by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.**

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**Legislation Number:** 1120-2010

**Drafting Date:** 07/08/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

Ordinance 0785-2010, passed June 9, 2010, authorized the Director of Finance and Management to execute those documents necessary for the purchase of a parking garage located at 98-102 N. Front Street for the relocation and consolidation of various City parking functions. As part of the City's due diligence activities prior to purchase of the property, the City solicited informal bids for a structural condition assessment of the building including a slab and structural deterioration survey, concrete coring and lab testing of the soluble chloride ion content, compressive strength analysis, and petrographic examination. Desman Inc., dba as Desman Associates (Desman), was hired to conduct this assessment of the condition of the garage structure and to provide the City with a report including a description of renovation items of an immediate and high priority and estimated cost for such renovations.

Desman Associates is a leading national parking facility design and restoration specialist. They were chosen to provide the garage condition assessment because of their extensive knowledge, ability to meet the City's timeline, and prior work as the managing structural engineer for a variety of assessment and restoration projects for a number of parking garages around the city, such as Nationwide Insurance, Grant Hospital, Mt. Carmel Hospital, The Ohio State University, and the Huntington Plaza. As stated, there is now a need to modify the existing contract to allow Desman to: develop construction drawings of the garage; prepare a bid document package with technical specifications describing the renovation work to be completed to enable the City to solicit bids from qualified contractors; assist the City with a pre-bid conference and selection of a contractor, and provide construction observation and administration. The formal competitive bidding requirements of Chapter 329 of the City Code are being waived for the procurement of professional services for this modification.

The original Desman Inc. contract amount was \$15,500.00. The amount of this modification is \$88,600.00, for a total contracted amount of \$104,100.00.

**Emergency action** is requested as it is immediately necessary to begin renovation work upon the City's acquisition of the property in order to complete weather sensitive work before the winter season, thereby allowing for full occupancy of the garage in compliance with the City's timeline for consolidation and relocation of other City parking functions.

Desman Inc. has a Contract Compliance number of # 11270-9775, expiring 6/07/12.

**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 of \$88,600.00 against the Special Income Tax Fund. Upon sale of bonds, this will be reimbursed.

### **Title**

To authorize the Director of Finance and Management to modify and increase a contract with Desman Inc. for a professional services to develop construction bid specifications for the garage at 98-102 N. Front Street; to authorize and direct the City Auditor to transfer \$88,600.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$88,600.00 from the Construction Management Capital Improvement Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$88,600.00)

**Body**

**WHEREAS**, upon completion of the acquisition transaction for the parking garage located at 98-102 N. Front Street, the City needs to immediately address renovation items of an immediate and high priority in the parking garage; and

**WHEREAS**, the Department of Finance and Management does not currently possess the required levels of expertise to develop construction drawings and technical specifications for the required renovation work and provide construction observation and administration; and

**WHEREAS**, it is important that professional services be acquired now so that this project can immediately move forward to bid solicitation and project award to a qualified contractor to immediately begin construction to avoid delays from winter weather and meet the City's timeline for consolidation and relocation of other City parking functions; and

**WHEREAS**, the expenditure of \$88,600.00 or so much thereof as may be needed for professional services to prepare construction drawings and technical specifications for bid documents and to provide professional oversight of the required construction renovation and improvements to the parking garage; and

**WHEREAS**, it is necessary to waive the competitive bidding provisions of the Columbus City Codes, 1959, with respect to professional services due to the consultant's unparalleled knowledge and understanding of downtown traffic issues related to the proposed projects; and

**WHEREAS**, it is necessary to transfer funds from the Special Income Tax Fund to the 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 the City will issue to finance this contract is presently not to exceed \$88,600.00; 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 Department of Finance and Management, in that it is immediately necessary to begin renovation work upon the City's acquisition of the property in order to complete weather sensitive work before the winter season, thereby allowing for full occupancy of the garage in compliance with the City's timeline for consolidation and relocation of other City parking functions; 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 authorized to modify and increase agreement EL010503 with Desman Inc., dba Desman Associates, for a professional services contract to develop construction bid specifications for the garage at 98-102 N. Front Street .

**SECTION 2.** The sum of \$88,600.00 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 \$88,600.00 is hereby transferred and appropriated to the Office of Construction Management, 45-27, Construction Management Capital Improvement Fund, Fund 733, Downtown Campus

Implementation Plan Improvement -Downtown Parking Garage 450006-100001, Object Level One 06, Object Level Three Code 6681, OCA Code 733006.

**SECTION 5.** That upon obtaining other funds for professional services at 98-102 N. Front Street, 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 \$88,600.00 (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 \$88,600.00 or so much thereof as may be needed be and is hereby authorized as follows:

Dept/Div.: 45-27  
Fund: 733  
Project: 450006-100001  
OCA: 733006  
OL1: 06  
OL3: 6681

**SECTION 10.** That City Council has determined that it is in the best interest of the City of Columbus that the formal competitive bidding requirements of Chapter 329 be and are hereby waived for the procurement of engineering services for this design modification.

**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.

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**Legislation Number:** 1121-2010

**Drafting Date:** 07/08/2010

**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 Office of Construction Management with Phillip Markwood Architects, Inc. for professional architectural and engineering consulting services at 757 Carolyn Avenue and 750 Piedmont Avenue.

The work shall include: professional architectural engineering and interior design services to produce a complete set of bid documents for the renovation of 757 Carolyn Avenue and 750 Piedmont Avenue. These buildings are being renovated to house numerous City offices. The renovations will bring about better space utilization to City personnel and energy conservation. The Carolyn Avenue building is two stories enclosing approximately 65,000 square feet; while the Piedmont building is one story enclosing approximately 53,000 square feet.

The Office of Construction Management solicited Requests for Statements of Qualifications, due on May 26, 2010. The City received fourteen (14) proposals from the following firms (1 \*FBE, 1 ^MBE): Phillip Markwood Architects, Inc., ^Harris Design Group, Mull & Weithman, JL Bender Inc. Architects and Planners, Bird Houk Associates, Inc., MA, Miller Watson, Feinkopf, \*Prime Engineering & Architecture, Inc., Braun & Steidl, Star Consulting, Louis Perry, and Hardlines.

**Emergency action** is requested so that needed designs and renovations within 757 Carolyn Avenue and 750 Piedmont Avenue may be accomplished as quickly as possible, to meet the operational needs of the City.

Phillip Markwood Architects, Inc. Contract Compliance No. 31-0827198, expiration date April 8, 2012.

**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 \$600,000.00 against the Special Income Tax Fund. Upon sale of bonds, this will be reimbursed. This legislation authorizes the expenditure of \$600,000.00 or so much thereof, as may be necessary for this purpose.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Phillip Markwood Architects, Inc. for professional architectural and engineering consulting services at 757 Carolyn Avenue and 750 Piedmont Avenue; to authorize and direct the City Auditor to transfer \$600,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$600,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$600,000.00)

Body

**WHEREAS**, it is necessary to contract with an engineering firm for professional architectural engineering and interior design services to produce a complete set of bid documents for the renovation of 757 Carolyn Avenue and 750 Piedmont Avenue; and

**WHEREAS**, Requests for Statements of Qualifications were solicited and the City received fourteen proposals; and

**WHEREAS**, it is necessary to transfer funds from the Special Income Tax Fund to the this project; and

**WHEREAS**, \$300,000.00 of these funds will be transferred to the Carolyn Avenue Transportation and Housing Project and the remaining \$300,000.00 will be transferred to the Piedmont Avenue One Stop Shop Project to reflect expenditures in the appropriate projects; 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 the City will issue to finance this contract is presently not to exceed \$600,000.00; 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, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter

into a contract on behalf of the Office of Construction Management with Phillip Markwood Architects, Inc. for professional architectural and engineering consulting services at 757 Carolyn Avenue and 750 Piedmont Avenue so that needed designs and renovations within 757 Carolyn Avenue and 750 Piedmont Avenue may be accomplished as quickly as possible, to meet the operational needs of the City, thereby, preserving the public health, property, safety, and welfare; now, therefore:

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

**SECTION 1.** The Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction Management with Phillip Markwood Architects, Inc. for professional architectural and engineering consulting services at 757 Carolyn Avenue and 750 Piedmont Avenue.

**SECTION 2.** The sum of \$600,000.00 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 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 \$300,000.00 is hereby transferred and appropriated to the Office of Construction Management, 45-07, Construction Management Capital Improvement Fund, Fund 733, Piedmont Avenue One Stop Shop 570030-100200, Object Level One 06, Object Level Three Code 6620, OCA Code 733000.

**SECTION 5.** That the amount of \$300,000.00 is hereby transferred and appropriated to the Office of Construction Management, 45-07, Construction Management Capital Improvement Fund, Fund 733, Carolyn Avenue Transportation and Housing 570030-100201, Object Level One 06, Object Level Three Code 6620, OCA Code 733000.

**SECTION 6.** That upon obtaining other funds for professional architectural and engineering consulting services at 757 Carolyn Avenue and 750 Piedmont Avenue, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

**SECTION 7.** 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 8.** 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 \$600,000.00 (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 9.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 10.** That the expenditure of \$600,000.00, 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: 570030-100200  
OCA Code: 733000  
Object Level: 06

Object Level 3: 6620  
Amount: \$300,000.00

Division: 45-27  
Fund: 733  
Project: 570030-100201  
OCA Code: 733000  
Object Level: 06  
Object Level 3: 6620  
Amount: \$300,000.00

**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.

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**Legislation Number:** 1122-2010

**Drafting Date:** 07/08/2010

**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 Office of Construction Management with Harris Design for professional architectural and engineering consulting services. This would serve as a blanket contract for renovations to City buildings and building components.

The Office of Construction Management solicited Request for Proposals, due on May 21, 2010. The City received thirteen responses from the following firms (1 ^FBE, 1 \*MBE): \*Harris Design Group, Mull & Weithman, Bird Houk, JL Bender, Schooley Caldwell, NBBJ, LLC, Feinkopf Macico, Star, ^J D Services, Inc. (JDSI), Miller Watson, and Hardlines Design Company. A five-person committee evaluated the proposals, consisting of four members from the Office of Construction Management and one from the Facilities Management Division. Harris Design obtained the highest compiled score of the candidates.

**Emergency action** is requested so that needed renovations within the City may be accomplished as quickly as possible.

Harris Design Contract Compliance No. 31-6568390, expiration date June 2, 2012.

**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 \$275,000.00 against the Special Income Tax Fund. Upon sale of the bonds, this will be reimbursed. The Division of Fire will add \$200,000.00 to this contract. Sufficient funding is available within the Safety Voted Bond Fund. This legislation authorizes the expenditure of \$475,000.00 or so much thereof, as may be necessary for this purpose.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Harris Design for professional architectural and engineering consulting services for renovations to City buildings; to authorize and direct the City Auditor to transfer \$275,000.00 from the Special Income Tax fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$275,000.00 from the Construction Management Capital Improvement Fund and \$200,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$475,000.00)



**WHEREAS**, the Finance and Management Department, Office of Construction Management, desires to contract with Harris Design for general architectural and engineering services for renovations to City buildings; 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 the City will issue to finance this contract is presently not to exceed \$275,000.00; 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, Office of Construction Management, in that it is immediatley necessary to authorize the Finance and Mangement Director to enter into a contract on behalf of the Office of Construction Management with Harris Design for professional architectural and engineering consulting services for renovations to City building so that needed renovations within the City may be accomplished as quickly as possible; 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 Harris Design for professional architectural and engineering consulting services for renovations to City buildings.

**SECTION 2.** The sum of \$275,000.00 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 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 \$275,000.00, is hereby transferred and appropriated to the Construction Management Construction Management Improvement Fund 733, project 570030-100204, Object Level One 06, OCA Code, Object Level Three 6620.

**SECTION 5.** That upon obtaining other funds for the expenditure by the Construction Management Fund for professional architectural and engineering consulting services, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred in 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 in SECTION 3 above.

**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 \$275,000.00 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 latter 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 \$475,000.00, 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: 570030-100204  
OCA Code: 733204  
Object Level: 06  
Object Level 3: 6620  
Amount \$275,000.00

Division: 30-04  
Fund: 746  
Project: 340103-100000  
OCA Code: 710103  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$142,500.00

Division: 30-04  
Fund: 701  
OCA Code: 644559  
Project: 340103-100000  
Object Level 1: 06  
Object Level 6: 6620  
Amount: \$57,500.00

**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 or vetoes the same.

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**Legislation Number:** 1124-2010

**Drafting Date:** 07/08/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

Elim Manor Homes, L.P., an Ohio Limited Partnership, by Elim Senior Housing, Inc. an Ohio Corporation, by Amy Klaben, President, has submitted the plat titled "Elim Manor" to the City Engineer's Office for review and approval. This plat has been reviewed and will be approved by the City Engineer. The following legislation allows the City to accept said

plat for property located north of Refugee Road and east of James Road.

## 2. EMERGENCY DESIGNATION

Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

**Title**To accept the plat titled "Elim Manor", from Elim Manor Homes, L.P., an Ohio Limited Partnership, by Elim Senior Housing, Inc. an Ohio Corporation, by Amy Klaben, President; and to declare an emergency.

**Body****WHEREAS**, the plat titled "Elim Manor" (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

**WHEREAS**, Elim Manor Homes, L.P., an Ohio Limited Partnership, by Elim Senior Housing, Inc. an Ohio Corporation, by Amy Klaben, President, owner of the platted land, desires to dedicate to the public use Elim Estates Drive and easements shown on said plat and not heretofore so dedicated; and

**WHEREAS**, after examination, it has been found to be in the best interest of the City to accept said plat; 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 authorize the acceptance of this plat so development of this subdivision can proceed as currently scheduled 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 plat titled "Elim Manor" on file in the office of the City Engineer, Division of Planning and Operations, be and the same is hereby accepted.

**Section 2.** 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:** 1126-2010

**Drafting Date:** 07/08/2010

**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 Office of Construction Management with Miles McClellan Construction Company for project management professional services. This will serve as a blanket contract for City buildings. The requested consulting services are for contract administration and other project management tasks necessary to perform work associated with the renovation and repair of City buildings. The work will be executed on behalf of the Office of Construction Management, in order to meet the operational needs of various departments of the City of Columbus.

The Office of Construction Management solicited Requests for Proposals, due on May 21, 2010. The City received eight responses from the following firms (0 FBE, 1 ^MBE): ^Miles McClellan Construction Company, ACM, Thomas Marker, Barton-Malow Company, Louis Perry, Gutknecht Construction, The Quandel Group, Inc., and HR Gray and Associates. A five-person committee evaluated the proposals, consisting of four members from the Office of Construction Management and one from the Facilities Management Division. Miles McClellan Construction Company and ACM compiled the highest score of the candidates. Miles McClellan has prepared accurate cost estimates for the West Side Health project as a sub-consultant.

**Emergency action** is requested to ensure that needed services are not delayed and to ensure uninterrupted staff augmentation services from the vendor to meet the Office of Construction Management critical schedule and time lines.

Miles McClellan Construction Company Contract Compliance No. 31-0987415, expiration date March 9, 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 \$250,000.00 against the Special Income Tax Fund. Upon sale of the bonds, this will be reimbursed. This legislation authorizes the expenditure of \$250,000.00 or so much thereof, as may be necessary for this purpose.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Miles McClellan Construction Company for project management professional services; to authorize and direct the City Auditor to transfer \$250,000.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$250,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$250,000.00)

Body

**WHEREAS**, it is necessary to establish a contract on behalf of the Office of Construction Management with Miles McClellan Construction Company for project management professional services; 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 the City will issue to finance this contract is presently not to exceed \$250,000.00; 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, Office of Construction Management, in that it is necessary to authorize the Finance and Management Director to enter into a into a contract on behalf of the Office of Construction Management with Miles McClellan Construction Company for project management professional services to ensure that needed services are not delayed and to ensure uninterrupted staff augmentation services from the vendor to meet the Office of Construction Management critical schedule and time lines; 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 Office of Construction Management with Miles McClellan Construction Company for project management professional services.

**SECTION 2.** The sum of \$250,000.00 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 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 \$250,000.00, is hereby transferred and appropriated to the Construction Management Construction Management Improvement Fund 733, project 570030-100203, Object Level One 06, OCA Code 733203 , Object Level Three 6681.

**SECTION 5.** That upon obtaining other funds for a contract on behalf of the Office of Construction Management for project management professional services, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred in 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 in SECTION 3 above.

**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 \$250,000.00 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 latter 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 \$250,000.00 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: 570030-100203  
OCA Code: 733203  
Object Level: 06  
Object Level 3: 6681  
Amount \$250,000.00

**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.

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**Legislation Number:** 1127-2010

**Drafting Date:** 07/08/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development, has submitted

the plat titled "Galloway Ridge Section 8 Part 2" to the City Engineer's Office for review and approval. This plat has been reviewed and will be approved by the City Engineer. The following legislation allows the City to accept said plat for property located north of West Broad Street and east of Alton & Darby Creek Road.

**2. EMERGENCY DESIGNATION**

Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

**Title**To accept the plat titled "Galloway Ridge Section 8 Part 2", from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development; and to declare an emergency.

**Body****WHEREAS**, the plat titled "Galloway Ridge Section 8 Part 2" (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

**WHEREAS**, Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development, owner of the platted land, desires to dedicate to the public use Mogul Drive and easements shown on said plat and not heretofore so dedicated; and

**WHEREAS**, after examination, it has been found to be in the best interest of the City to accept said plat; 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 authorize the acceptance of this plat so development of this subdivision can proceed as currently scheduled 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 plat titled "Galloway Ridge Section 8 Part 2" on file in the office of the City Engineer, Division of Planning and Operations, be and the same is hereby accepted.

**Section 2.** 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.

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**Legislation Number:** 1129-2010

**Drafting Date:** 07/08/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development, has submitted the plat titled "Haydens Crossing Section 6 Part 3" to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located north of Hayden Run Boulevard and east of Cosgray Road.

**2. EMERGENCY DESIGNATION**

Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

**Title**To accept the plat titled "Haydens Crossing Section 6 Part 3", from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development; and to declare an emergency.

**Body**

**WHEREAS**, the plat titled "Haydens Crossing Section 6 Part 3" (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

**WHEREAS**, Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President of Land Development, owner of the platted land, desires to dedicate to the public use Ellis Brook Drive and easements shown on said plat and not

heretofore so dedicated; and

**WHEREAS**, after examination, it has been found to be in the best interest of the City to accept said plat; 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 authorize the acceptance of this plat so development of this subdivision can proceed as currently scheduled 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 plat titled "Haydens Crossing Section 6 Part 3" on file in the office of the City Engineer, Division of Planning and Operations, be and the same is hereby accepted.

**Section 2.** 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.

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**Legislation Number:** 1130-2010

**Drafting Date:** 07/08/2010

**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 Office of Construction Management with Design Group for professional services for space programming and master planning for the Municipal Court building, 375 South High Street.

These services are necessary to adequately plan and perform the renovation of the Municipal Court Building. The subject professional service contract includes comprehensive space planning and programming as well as a Level 1 master schedule to guide the implementation of the significant phases of the renovation of the building through to completion, which will take several (five to ten) years. The Department of Finance and Management does not possess the staffing level, expertise, or licensure necessary to complete these building programming and infrastructure renovation projects. Therefore, it is necessary to contract with a professional consultant for this project to produce the complex plans necessary for the successful renovation of this building to increase building efficiencies to more adequately support the work of the Municipal Court and to reduce energy costs. The City of Columbus has an agreement with Franklin County that requires the City to spend \$30 million in capital improvements before purchasing the building.

The Office of Construction Management solicited Requests for Proposals, due on May 12, 2010. The City received eleven proposals from the following firms (0 FBE, 1 \*MBE): Design Group, NBBJ, LLC., \*Harris Design Services, MS Consultants, Moody-Nolan, Ltd., Pizzuti, Braun Steidl, PSA-Dewberry Design PC, Bird Houk, MA, and Hardlines Design Company. A three-person committee evaluated the proposals, consisting of one member each from the Office of Construction Management, Real Estate Management Office and Finance and Management Director's Office. Design Group obtained the highest compiled score of the candidates.

**Emergency action** is requested so that the necessary professional services may be accomplished without delay, thereby ensuring that needed renovations at the Municipal Court Building are not delayed.

Design Group Contract Compliance No. 31-0810142, expiration date June 30, 2012

**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 \$250,000.00 against the Special Income Tax Fund. Upon sale of the bonds, this will be reimbursed. This legislation authorizes the expenditure of \$250,000.00 or so much thereof, as may be necessary for this purpose.

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Design Group for professional services for space programming and master planning for the Municipal Court, 375 South High Street; to authorize and direct the City Auditor to transfer \$250,000.00 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; and to authorize the expenditure of \$250,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$250,000.00)

Body

**WHEREAS**, it is necessary for the Finance and Management Department to conduct a space needs study and to produce the complex plans necessary for the successful renovation of the Municipal Court Building, 375 South High Street to increase building efficiencies to more adequately support the work of the Municipal Court and to reduce energy costs; and

**WHEREAS**, Design Group received the highest score from the three-person evaluation committee for its submitted proposal; 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 \$250,000.00; 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, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract with Design Group on behalf of the Office of Construction Management for professional services for space programming and master planning for the Municipal Court, 375 South High Street, so that the necessary professional services may be accomplished without delay, thereby ensuring that needed renovations at the Municipal Court Building are not delayed, thereby, preserving 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 authorized to enter into a contract with Design Group on behalf of the Office of Construction Management for professional services for space programming and master planning for the Municipal Court, 375 South High Street.

**SECTION 2.** The sum of \$250,000.00 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 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 \$250,000.00 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 734308.

**SECTION 5.** That upon obtaining other funds for the modification of a professional services contract for space



programming and master planning for the Municipal Court building, 375 South High Street, 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 \$250,000.00 (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 \$250,000.00, 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: 734308  
Object Level: 06  
Object Level 3: 6681  
Amount \$250,000.00

**SECTION 10.** 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.

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**Legislation Number:** 1133-2010

**Drafting Date:** 07/08/2010

**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 Facilities Management Division with Performance Companies, LLC. for the garage pavement repairs and striping at City Hall, 90 West Broad Street.

The work shall include, but is not limited to, cleaning of the existing asphalt pavement with a power blower removal of all grass and cracks from the edge of the pavement, repair of all potholes and depressions, overlay of asphalt, and re-striping of previously marked spaces.

Formal bids were solicited and no responses were received. Therefore, the Facilities Management Division is requesting to waive the competitive bidding process of the Columbus City Codes. Due to time constraints, it was manifestly impractical to bid again. Performance Companies, LLC. was selected due to its expertise in this area and its successful completion of previous projects for the City (^AA).

**Emergency action** is requested is requested to allow the contractor to complete the work during Council's August break, while traffic is minimal in the facility.

Performance Companies, LLC. Contract Compliance No. 11-3659579, expiration date July 8, 2012.

**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 \$45,000.00 against the Special Income Tax Fund. Upon sale of the bonds, this will be reimbursed. This legislation authorizes the expenditure of \$45,000.00 or so much thereof, as may be necessary for this purpose.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with Performance Companies, LLC. for the garage pavement repairs and striping at City Hall, 90 West Broad Street; to authorize and direct the City Auditor to transfer \$45,00.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the appropriation of said funds to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$45,000.00 from the Construction Management Capital Improvement Fund; to waive the competitive bidding requirements of the City Code; and to declare an emergency. (\$45,000.00)

Body

**WHEREAS**, it is necessary to establish a contract on behalf of the Facilities Management Division with Performance Company, LLC. for the garage pavement repairs and striping at City Hall, 90 West Broad 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 as 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 \$43,000.00; 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 in the best interests of the Finance and Management Department, Facilities Management Division, to waive the competitive bidding requirements of the Columbus City Codes; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, the Facilities Management Division with Performance Companies, LLC. for the garage pavement repairs and striping at City Hall, 90 West Broad Street is requested 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 Office of Construction Management with Performance Companies, LLC. for the garage pavement repairs and striping at City Hall, 90 West Broad Street.

**SECTION 2.** The sum of \$45,000.00 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 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 \$45,000.00, is hereby transferred and appropriated to the Construction Management Construction Management Improvement Fund 733, project 570031-100125, Object Level One 06, OCA Code 731125 , Object Level Three 6620.

**SECTION 5.** That upon obtaining other funds for a contract on behalf of the Facilities Management Division with Performance Companies, LLC. for the garage pavement repairs and striping 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 in 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 in SECTION 3 above.

**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 \$45,000.00 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 latter 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 \$45,000.00 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: 570031-100125  
OCA Code: 731125  
Object Level: 06  
Object Level 3: 6620  
Amount \$45,000.00

**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 in accordance with the Columbus City Codes, City Council has determined it is in the best interest of the City of Columbus that the bidding requirements be and hereby are waived for the action authorized in SECTION 1.

**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.

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**Legislation Number:** 1141-2010

**Drafting Date:** 07/12/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

The Columbus College of Art and Design (CCAD) has invested millions of dollars in expanding its downtown campus and improving the streetscapes within. The City of Columbus, as part of its Downtown Streetscape program, has contributed funds to streetscape projects along Gay Street and Cleveland Avenue. Now, with the purchase of the old Byers showroom at Cleveland Avenue and Broad Street, CCAD proposed streetscape improvements on Cleveland Avenue from Broad Street to Long Street to function as a "gateway" to the campus. The Department of Public Service has managed the design and bidding of the improvements and will manage the construction. The Department of Development is funding the project.

The estimated Notice to Proceed date is August 16, 2010. The project was let by the Office of Support Services through vendor services. 1 bid was received on June 24, 2010 (1 majority, 0 minority) and tabulated on June 4, 2010 as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
G&G Cement Contractors, LLC	\$206,339.87	Columbus, OH	Majority

Award is to be made to G&G Cement Contractors, LLC, 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 G&G Cement Contractors, LLC.

**2. CONTRACT COMPLIANCE**

G&G Cement Contractors, LLC Contract compliance number 262560462 and expires 06/11/2012.

**3. FISCAL IMPACT**

\$226,974.00 is available in the 2010 Capital Improvement Budget under the Downtown Streetscape project 530801-100003 in Fund 704 Streets & Highways G.O. Bonds.

This expense can be accommodated within the Streets and Highways G.O. Bonds Fund, Downtown Streetscape - Cleveland Avenue project, by appropriating and transferring \$226,974.00 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.

**4. EMERGENCY DESIGNATION**

Emergency action is requested so that sidewalk improvements can be completed during the summer months when school is not in session.

construction of the Downtown Streetscape - Cleveland Avenue project for the Division of Planning and Operations; to appropriate and authorize the City Auditor to transfer \$226,974.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the appropriation and expenditure of \$226,974.00 from the Streets and Highways GO Bonds Fund; and to declare an emergency. (\$226,974.00)

Body**WHEREAS**, The Columbus College of Art and Design has invested over \$12 million in expanding and improving its downtown campus; and

**WHEREAS**, Streetscape improvements on Cleveland Avenue from Broad Street to Long Street will function as a "gateway" to the campus; and

**WHEREAS**, The Department of Public Service has managed the design and bidding of the project and will manage its construction; and

**WHEREAS**, The Department of Development will fund the improvements from the Downtown Streetscape program

**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 the Streets and Highways G.O. Bonds Fund for 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 \$226,974.00; 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**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Planning and Operations, in that this legislation should go forth immediately to proceed with this project in summer months while school is not in session; 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 G&G Cement Contractors, LLC, 2849 Switzer Avenue, Columbus, Ohio 43219 for the construction of the Downtown Streetscape - Cleveland Avenue project in the amount of \$206,339.87 or so much thereof as may be needed, for the Division of Planning and Operations 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 \$20,634.13.

**Section 2.** The sum of \$226,974.00 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 \$226,974.00 is hereby appropriated within Fund 704, the Streets and Highways G.O. Bonds Fund, Dept-Div. 59-11, Planning and Operations, Object Level One Code 06, Object Level Three Code 6631, OCA Code

748013 and Project 530801-100003 for the Downtown Streetscape - Cleveland Avenue project for the Division of Planning and Operations.

**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 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 \$226,974.00 (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 \$226,974.00 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 Planning and Operations, Dept.-Div. 59-11, OCA Code 748013, O.L. 01-03 06-6631 and project 530801-100003, Downtown Streetscape - Cleveland Avenue project.

**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 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.

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**Legislation Number:** 1143-2010

**Drafting Date:** 07/12/2010

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**TITLE:** To submit to the electors of the City of Columbus a proposed amendment to Section 8 of the Columbus City Charter to ensure conformity with state law; to place such City Charter amendment on the November 2, 2010 ballot at a special election to be held concurrently with the General Election; to repeal the existing provisions thereof, and to declare an emergency.

**BODY:Whereas,** the President of Council has appointed a Committee to review the Columbus City Charter for the purpose of recommending any amendments which may be advisable with respect to the operations of the City; and **Whereas,** the Review Committee, comprised of a diverse group of citizens who engaged in due deliberation, has reported its recommendations that Section 8 of the City Charter be amended to clarify and reaffirm open meeting provisions and

ensure consistency with state law; and

**Whereas**, the amendment hereinafter set forth to Section 8 of the Columbus City Charter shall be submitted to the electors of the City at a special election to be held on the date of the next general election on November 2, 2010

**Whereas**, an emergency exists in the usual daily operation of the City of Columbus in that it is necessary to immediately authorize submission of the proposed City Charter amendment to the electors in order to allow for timely submission to the boards of elections for placement on the November 2, 2010 ballot and 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.** The City Council hereby finds that a regular municipal election will not be held in 2010. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the amendment hereinafter set forth to Section 8 of the Columbus City Charter on the November 2, 2010 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from the passage of this ordinance.

**SECTION 2.** That Section 8 of the Columbus City Charter be amended as follows:  
Section 8. Meetings of council.

At 5 o'clock p.m., on the first Monday in January, following a regular municipal election, the council shall meet at the usual place for holding meetings. If the first Monday in January is a legal holiday, then the meeting shall be held on the following day. Thereafter the council shall meet at such times as may be prescribed by ordinance or resolution; provided that at least fifty regular meetings shall be held in each year. The mayor, the president of the council, or any three members thereof may call special meetings of the council upon at least twelve hours' written notice to each member of the council, served personally on each member or left at the member's usual place of residence. Such notice shall state the subject to be considered at the meeting and no other subjects shall be then considered unless all members of council are present. All meetings of the council or committees thereof shall be **held in public in accordance with the general laws of Ohio pertaining to the requirements for open meetings of public bodies** and any citizen shall have access to the minutes and records thereof at all reasonable times.

**SECTION 3.** That upon approval of the electors of the proposed amendment and upon certification of the election results, the existing Section 8 of the City Charter be, and it is hereby, repealed.

**SECTION 4.** That the City Clerk shall forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 4.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be, and hereby are, requested to place this proposed amendment upon a separate ballot, or upon the same ballot with any other proposed amendments, to be submitted to the electors as provided for and upon the date as set forth herein.

**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.

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**Legislation Number:** 1147-2010

**Drafting Date:** 07/12/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

The Urban Infrastructure Recovery Fund awarded Clintonville \$565,000 for improvements to High Street between Arcadia and Torrence. The Clintonville Area Commission, Clintonville Incorporated and the Clintonville Chamber of Commerce worked together to propose two projects. One of these is the reconstruction of the sidewalk on the east side of High Street between Croswell and Overbrook which will eliminate an unsafe condition for pedestrians and cyclists. The sidewalk and

curbs are crumbling and the fence protecting against falling down the ravine is leaning.

This project will replace approximately 382 linear feet of existing concrete curb, sidewalk, and fence along with adding a retaining wall on the east side of High Street. ADA compliant curb ramps to cross High Street and Overbrook Drive are also included.

The Department of Public Service has managed the design and bidding of the improvement and will manage the construction. The Department of Development is funding the project from the Urban Infrastructure Recovery Fund.

The estimated Notice to Proceed date is August 16, 2010. The project was let by the Office of Support Services through vendor services. 3 bid were received on June 24, 2010 (3 majority, 0 minority) and tabulated on June 25, 2010 as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
G&G Cement Contractors, LLC	\$140,161.43	Columbus, OH	Majority
Decker Construction Company	\$151,866.19	Columbus, OH	Majority
Thompson Concrete Ltd.	\$208,255.93	Carroll, OH	Majority

## 2. CONTRACT COMPLIANCE

G&G Cement Contractors, LLC Contract compliance number 262560462 and expires 06/11/2012.

## 3. FISCAL IMPACT

\$154,178.00 is available in the 2010 Capital Improvement Budget under the Urban Infrastructure Recovery Fund project #440005-100008 in Fund 704 Streets & Highways G.O. Bonds.

This expense can be accommodated within the Streets and Highways G.O. Bonds Fund, UIRF - North High Sidewalk at Overbrook project, by appropriating and transferring \$154,178.00 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 Department of Development.

## 4. EMERGENCY DESIGNATION

Emergency action is requested so that sidewalk improvements can be completed as soon as possible to eliminate any safety hazard

Title To authorize the Director of Public Service to enter into a contract with G&G Cement Contractors, LLC, for construction of the UIRF - North High Sidewalk at Overbrook project for the Department of Development; to appropriate and authorize the City Auditor to transfer \$154,178.00 from the Special Income Tax Fund to the Streets and Highways G.O. Bonds Fund; to authorize the appropriation and expenditure of \$154,178.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$154,178.00)

Body **WHEREAS**, the three main groups in the Clintonville neighborhood - the area commission, the chamber of commerce and the business association - jointly proposed the reconstruction of the sidewalk on High Street between Crosswell and Overbrook; and

**WHEREAS**, a new, wider sidewalk will eliminate the current safety hazard to pedestrians and cyclists; and

**WHEREAS**, The Department of Public Service has managed the design and bidding of the project and will manage its construction; and

**WHEREAS**, The Department of Development will fund the improvements from the Urban Infrastructure Recovery Fund

**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 the Streets and Highways G.O. Bonds Fund for 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 \$154,178.00; 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**, an emergency exists in the usual daily operation of the Department of Development, in that this legislation should go forth immediately to eliminate an existing safety hazard at the earliest possible time; 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 G&G Cement Contractors, LLC, 2849 Switzer Avenue, Columbus, Ohio 43219 for the construction of the UIRF - North High Sidewalk at Overbrook project in the amount of \$140,161.43 or so much thereof as may be needed, for the Department of Development in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$14,016.57.

**Section 2.** The sum of \$154,178.00 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 \$154,178.00 is hereby appropriated within Fund 704, the Streets and Highways G.O. Bonds Fund, Dept-Div. 44-01, Department of Development, Object Level One Code 06, Object Level Three Code 6631, OCA Code 740508 and Project 440005-100008 for the UIRF - North High Sidewalk at Overbrook project for the Development Department.

**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 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 \$154,178.00 (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 \$154,178.00 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 Department of Development, Dept.-Div. 44-01, OCA Code 740508, O.L. 01-03 06-6631 and project 440005-100008, UIRF - North High Sidewalk at Overbrook project for the Division of Planning and Operations.

**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 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.

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**Legislation Number:** 1158-2010

**Drafting Date:** 07/14/2010

**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 a Memorandum of Understanding (MOU) with Nationwide Realty Investors, Ltd. (NRI). The MOU will outline the plans and certain commitments of the parties relating to the relocation of Nationwide Insurance jobs to the downtown and development of Grandview Yard and the surrounding area. The plans and proposals remain subject to authorization pursuant to the adoption of appropriate legislation by Columbus City Council.

Under the MOU, subject to adoption of a future ordinance(s), the City will establish a non-school Tax Increment Finance District (TIF) within the Olentangy River Road corridor area. Proceeds from the TIF will be used to make public infrastructure improvements in the Columbus portion of the Olentangy River Road corridor area unless otherwise agreed to by the City and its partners. Public infrastructure improvements include, but are not limited to, the widening of 3rd Avenue (including the widening of the Third Avenue Railroad Bridge) between Olentangy River Road and Edgemoor Road.

In addition, Nationwide Insurance will move 1,400 jobs new to Downtown Columbus on or before December 31, 2011. Legislation will be submitted to City Council that provides a 50%, 10-year Downtown Office incentive for jobs exceeding 1,400 as compared to January 1, 2010.

Furthermore, the City and NRI will fully cooperate on the development of Grandview Yard including, but not limited to, engineering for railroad bridge widening and utility connections. The City will partner with the City of Grandview Heights and NRI to pursue State and Federal grant dollars and other funding for infrastructure supporting Grandview Yard and surrounding area.

The MOU provides that the City, subject to adoption of a future ordinance(s), will establish a 10-year year, 75% property tax abatement on any parking facilities built in downtown Columbus by NRI. NRI and/or the Nationwide Insurance companies may desire to construct additional parking facilities to accommodate future employees and/or tenants of NRI and/or the Nationwide companies.

The City's agreement to provide the referenced financial assistance is contingent upon authorization pursuant to the

adoption of appropriate legislation by Columbus City Council.

**FISCAL IMPACT:** None associated with the MOU.

**Title**

To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with Nationwide Realty Investors, Ltd. in order to outline the plans and certain commitments of the parties relating to the relocation of Nationwide Insurance jobs to the downtown and development of Grandview Yard and the surrounding area; and to declare an emergency.

**Body**

**WHEREAS**, the City and NRI believe this MOU will assist with the redevelopment and revitalization of the Olentangy River Road corridor and Grandview Yard; and

**WHEREAS**, the City desires to enter into a MOU with NRI to outline the framework for and many of the major terms of a cooperation agreement for the development of the Olentangy River Road corridor and Grandview Yard; and

**WHEREAS**, Nationwide Insurance will move 1,400 jobs new to Downtown Columbus on or before December 31, 2011; and

**WHEREAS**, the cooperation agreement remains subject to authorization pursuant to the adoption of appropriate legislation by Columbus City Council; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into a Memorandum of Understanding with Nationwide Realty Investors, Ltd. for the economic development and job growth within the downtown and continued improvement of the Olentangy River Road corridor, 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 Development is hereby authorized to enter a Memorandum of Understanding with Nationwide Realty Investors, Ltd. in order to outline the plans and certain commitments of the parties for the relocation of 1,400 jobs to the downtown and relating to the development of the Olentangy River Road corridor and Grandview Yard.

**Section 2.** 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.

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**Legislation Number:** 1162-2010

**Drafting Date:** 07/15/2010

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**..Explanation**

Pursuant to multiple ordinances duly adopted on June 28, 2010 (collectively, the "Bond Ordinances"), this Council has authorized the issuance of "new money" unlimited tax general obligation bonds in an aggregate amount not to exceed \$350,530,000 (the "2010 New Money Unlimited Tax Bonds") and "new money" limited tax general obligation bonds in an aggregate amount not to exceed \$28,820,000 (the "2010 New Money Limited Tax Bonds").

This ordinance authorizes the City Auditor to designate a portion of certain unlimited tax and limited tax general obligation bonds previously authorized by this Council as "Recovery Zone Economic Development Bonds".

**Title**

To authorize the City Auditor to designate a portion of certain unlimited tax and limited tax general obligation bonds previously authorized by this Council as "Recovery Zone Economic Development Bonds" Section 55(B) of the City Charter.

**Body**

WHEREAS, pursuant to Resolution No. 0159X-2009, duly adopted by this Council on October 19, 2009, the City of Columbus (the "Municipality") has been designated as a "Recovery Zone" under Section 1400U-1 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to multiple ordinances duly adopted on June 28, 2010 (collectively, the "Bond Ordinances"), this Council has authorized the issuance of "new money" unlimited tax general obligation bonds in an aggregate amount not to exceed \$350,530,000 (the "2010 New Money Unlimited Tax Bonds") and "new money" limited tax general obligation bonds in an aggregate amount not to exceed \$28,820,000 (the "2010 New Money Limited Tax Bonds" and, together with the 2010 New Money Unlimited Tax Bonds, the "Bonds"); and

WHEREAS, the Municipality has applied to the State of Ohio to request an allocation of additional volume cap to permit the issuance of a portion of the Bonds as "Recovery Zone Economic Development Bonds" within the meaning of Section 1400U-2 of the Code, and this Council has determined to authorize the issuance of a portion of the Bonds in such manner.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. In the event that the Municipality is able to receive additional volume cap and the City Auditor determines that it is in the best interests of the Municipality that a portion of the Bonds are to be issued as "Recovery Zone Economic Development Bonds" within the meaning of Section 1400U-2 of the Code, such designation shall be made in the Certificate of Fiscal Officer Relating to Terms of Bonds authorized by each Bond Ordinance, to be executed by the Director of Finance and Management or the City Auditor. The Municipality hereby covenants that it will observe the requirements of the Code and the regulations prescribed thereunder (the "Regulations") necessary to preserve the status of such Bonds as Recovery Zone Economic Development Bonds, including, but not limited to, executing, delivering and performing any agreement, certificate, document or instrument as shall be advisable to attain or preserve such status.

The City Auditor, the Deputy Auditor and the Director of Finance and Management, or any other officer, including the City Clerk, and each of them acting alone, is hereby authorized and directed to (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor, the Deputy Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor, the Deputy Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure the status of some or all of the Bonds as Recovery Zone Economic Development Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Section 1400U-2 of the Code and the Regulations.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

City of Columbus  
City Bulletin Report

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

**Legislation Number:** 0980-2010

**Drafting Date:** 06/22/2010

**Version:** 1

**Current Status:** Defeated

**Matter Type:** Ordinance

**Explanation**

**AN08-016**

**BACKGROUND:** City Council approved a service ordinance for 89.63 acres in Jackson Township (AN08-016) on December 14, 2009 (1697-2009). An annexation petition for the site was filed with Franklin County on December 29, 2009. The Franklin County Commissioners approved the annexation on February 2, 2010. More than 60 days have elapsed since February 11, 2010 when the transcript of proceedings approving the annexation was received by the City Clerk. This timeframe is required by the Ohio Revised Code. City Council's acceptance of the annexation is the final legislative step in the annexation process.

These are submitted in accordance with the Ohio Revised Code.

**FISCAL IMPACT:** Provision of municipal services does represent cost to the city, however the annexation of land also has the potential to create revenue for the city.

**Title**

To accept the application (AN08-016) of PL Jackson Pike, LLC and RJ Jackson Pike, LLC for the annexation of certain territory containing 89.63? acres in Jackson Township.

**Body**

**WHEREAS**, a petition for the annexation of certain territory in Jackson Township was duly filed on behalf of PL Jackson Pike, LLC and RJ Jackson Pike, LLC on December 29, 2009; and

**WHEREAS**, said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated February 2, 2010; and

**WHEREAS**, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 11, 2010; and

**WHEREAS**, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; **now, therefore**,

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

**Section 1.** That the proposed annexation as applied for in the petition of PL Jackson Pike, LLC and RJ Jackson Pike, LLC, being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County

Commissioners of Franklin County, Ohio on December 29, 2009 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated February 2, 2010 be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the County of Franklin, State of Ohio and being in the Township of Jackson, in Virginia Military Survey No. 469, and being a tract of land located in the following parcels:

- \* a 28.215 Acre tract of land conveyed to PL JACKSON PIKE, LLC and RJ JACKSON PIKE, LLC, described in Instrument 200305210151567, Franklin County Auditor's Parcel Number 160-003004
- \* a 52.711 Acre tract of land conveyed to PL JACKSON PIKE, LLC and RJ JACKSON PIKE, LLC, described in Instrument 200305210151571, Franklin County Auditor's Parcel Number 160-002563
- \* a 1.835 Acre tract of land conveyed to RJ JACKSON PIKE, LLC, described in Instrument 200412150284390, Franklin County Auditor's Parcel Number 160-000141
- \* a 1.300 Acre tract of land conveyed to RJ JACKSON PIKE, LLC, described in Instrument 200410070234387, Franklin County Auditor's Parcel Number 160-000158
- \* a 1.392 Acre tract of land conveyed to RJ JACKSON PIKE, LLC, described in Instrument 200410070234387, Franklin County Auditor's Parcel Number 160-000194
- \* and a 2.211 Acre tract of land conveyed to RJ JACKSON PIKE, LLC, described in Instrument 200410070234387, Franklin County Auditor's Parcel Number 160-000198.

Said Instruments being in the Franklin County Recorder's Office and the tract being further described as follows;

Beginning for reference at a railroad spike found in the intersection of centerlines of Jackson Pike (State Route 104) with Thraikill Road, also being a point on the line between VMS 426 and VMS 469;

Thence S 00°35'46" E a distance of 704.98 feet along the centerline of Jackson Pike to a PK nail set in Jackson Pike at the northwest corner of said 1.835 acre tract of land conveyed to RJ JACKSON PIKE LLC,

Thence N 89°29'09" E a distance of 50.00 feet (passing an iron pin in the easterly right of way of Jackson Pike at 30.00 feet) along the south line of said 60.739 acre tract conveyed to Judith Ann Poenisch, et al, as described in Instrument 200202110038593, to an iron pin set and the TRUE POINT OF BEGINNING;

Thence continuing N 89°29'09" E a distance of 379.25 feet along the south line of said 60.739 acre tract as conveyed to Judith A. Poenisch, et al, to an iron pin set in the west line of said 28.215 Acre tract;

Thence N 08°51'16" W a distance of 447.22 feet along the east line of said 60.739 acre tract conveyed to Judith Ann Poenisch, et al, and the west line of said 28.215 Acre tract to the southerly line of a 19.152 acre tract conveyed to James B. King as recorded in O.R. 27829E11 to an iron pin set;

Thence S 54°52'13" E a total distance of 2789.00 feet along the north line of said 28.215 Acre tract and the northerly line of VMS 469 and the southerly line of said 19.152 acre tract (passing an iron pin found at 2553.56 feet in the west bank of Scioto River) to the centerline of the Scioto River and the westerly Township line of Hamilton Township as established by Ordinance No. 1740-78 and shown in Plat Book 54 at Page 22 of the public records in the Franklin County Recorder's Office;

Thence Southerly and Southwesterly along the Hamilton and Jackson Township line and the centerline of the Scioto River and the meanders thereof, the following ten courses:

- Thence S 10°30'12" E a distance of 37.97 feet to an angle point;
- Thence S 16°58'33" W a distance of 146.19 feet to an angle point;
- Thence S 27°09'14" W a distance of 126.21 feet to an angle point;
- Thence S 01°50'10" W a distance of 81.14 feet to an angle point;
- Thence S 34°16'59" W a distance of 109.89 feet to an angle point;
- Thence S 41°51'57" W a distance of 305.22 feet to an angle point;

Thence S 34°22'45" W a distance of 196.05 feet to an angle point;  
Thence S 26°24'14" W a distance of 190.92 feet to an angle point;  
Thence S 34°59'09" W a distance of 149.64 feet to an angle point;  
Thence S 29°38'47" W a distance of 62.11 feet,  
being a total distance of 1405.34 feet to the point of intersection with the easterly extension of the south line of the  
aforementioned 52.711 acre tract, and said Hamilton and Jackson Township line and the centerline of the Scioto River;

Thence N 74°48'28" W a total distance of 1284.00 feet leaving the Hamilton and Jackson Township line and the centerline  
of the Scioto River, along the south line easterly extension and the south line of the aforementioned 52.711 acre tract,  
(passing the west river bank at 35.97 feet) and along the northerly line of a 5.434 acre tract conveyed to Edith Pauline  
Casto as recorded in Instrument 200409220221290, to an iron pin found at the southeast corner of a 12.442 acre tract  
conveyed 3908 Jackson LLC as recorded in Instrument 200703210049222;

Thence N 08°10'46" W a distance of 1001.70 feet leaving the said 5.434 acre tract conveyed to Edith Pauline Casto and  
along the easterly line said 3908 Jackson LLC 12.442 acre tract to an iron pin set;

Thence S 81°06'43" W a distance of 529.24 feet along the northerly line of said 12.442 acre tract conveyed to 3908  
Jackson LLC to an iron pin set in the existing east right-of-way line of Jackson Pike;

Thence N 04°44'15" E a distance of 90.34 feet along the existing east right-of-way line of Jackson Pike and the proposed  
City of Columbus Corporation line to an iron pin set;

Thence N 07°43'16" W a distance of 80.62 feet along the existing east right-of-way line of Jackson Pike and the proposed  
City of Columbus Corporation line to an iron pin set;

Thence N 00°35'46" W a total distance of 941.53 feet along a proposed right of way line and the proposed City of  
Columbus Corporation line, being 50 feet east of and parallel to the centerline of Jackson Pike, as measured by right angles  
and crossing the following existing tracts: the aforementioned 2.211 acre parcel, the aforementioned 1.392 acre parcel, the  
aforementioned 1.300 acre parcel and the aforementioned 1.835 acre parcel respectively to the TRUE POINT OF  
BEGINNING.

**Section 2.** That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which  
shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of  
the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall  
then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things  
as may be required by law.

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



# 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 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](http://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 - July 30, 2010 9:00 am

SA003643 - CPH Vital / Records Retention

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

ADVERTISEMENT FOR REQUEST FOR PROPOSAL  
RFP # SA003643 / Records Retention SERVICES  
240 PARSONS AVENUE, COLUMBUS, OH 43215

Sealed Request For Proposals (RFP) will be received by Columbus Public Health (CPH), a division of the City of Columbus, Ohio at the 1st floor Front Desk, located at 240 Parsons Avenue, Columbus, Ohio 43215 until 9:00 a.m. local time, and publicly opened and read at the hour and place on Friday, July 30, 2010 for Records Retention Services. The works for which RFP's are invited consist of Records Retention Services to complete the contract in accordance with the specifications.

Copies of the RFP Documents are available electronically in their entirety at the City of Columbus Vendor Services website located at: <http://vendorservices.columbus.gov/e-proc/> until July 30, 2010, 9:00am local time.

Proposals must be submitted on the proper forms contained in the RFP Documents and the RFP Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: RFP for: Records Retention Services, 240 Parsons Avenue.

FAILURE TO RETURN THE RFP PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

**OSHA/EPA REQUIREMENTS**

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

**CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE**

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

Please contact EBOCO (614) 645-4764 for assistance; Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Health Commissioner of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Health Commissioner to hold bids for a period of 120 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

ORIGINAL PUBLISHING DATE: July 16, 2010

**BID OPENING DATE - August 2, 2010 11:00 am**

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003645 - RFP - MOBILE DISPATCHING SYSTEM

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 or additional 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 the Consumer Services section of the Water Division which includes approximately 60 field employees and 20 office employees. If successful, the pilot may subsequently be expanded to include additional employees and workflows.

ORIGINAL PUBLISHING DATE: July 20, 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 17, 2010 2:00 pm

SA003652 - OCM-RENOV OF ROOF @ 1475 GRANVILLE ST

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF THE ROOF  
FOR THE DIVISION OF POLICE  
AT 1475 GRANVILLE STREET,  
COLUMBUS, OHIO 43235

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 DIVISION OF POLICE AT 1475 GRANVILLE STREET, COLUMBUS, OHIO 43232, for July 27 thru August 17, 2010.

1.2 Classification: Removal of the existing asphalt roofing system for a police substation and installation of an asphalt shingle system. This is a single prime project. There will be a prebid and walk thru on Tuesday, July 27 at 10AM. This is a prevailing wage project requiring bonding and insurance.

Brief description- renovation of the existing roofing system, gutters, carpentry, and painting for the building. Total construction estimate is \$72,000.

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 26 at 90 West Broad Street, Room B-41, Columbus, Ohio 43215. No cost for the first set. Additional sets available for a \$25.00 fee. Addendums will be issued accordingly.

ORIGINAL PUBLISHING DATE: July 16, 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

SA003650 - Water Mainline Hydrants & Repair Pts UTC

1.1 SCOPE: It is the intent of the City of Columbus, Department of Public Utilities, Division of Power and Water to purchase Fire Hydrant Parts and Fire Hydrants to use for maintenance of water lines for various areas of the City of Columbus. The resulting contract will be in effect for the term of the contract starting at the execution date and ending 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 Fire Hydrant and 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

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 16, 2010

BID OPENING DATE - August 26, 2010 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003653 - Mainline Valves, Various Pts & Fittings

1.1 SCOPE: It is the intent of the City of Columbus, Department of Public Utilities, Division of Power and Water to purchase Mainline Valves, Various Parts and Fittings to use in the maintenance of water lines for various areas of the City of Columbus. The resulting contract will be in effect for a period of approximately 2 years, up to and including March 31, 2013. The Division of Water estimates it will spend approximately \$300,000 annually on this contract.

1.2 CLASSIFICATION: This bid proposal and the resulting contract will provide for the purchase of Mainline Valves, Various Parts and Fittings 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 20, 2010

# Public Notices

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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

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**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](mailto: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](http://www.columbuscitycouncil.org/tyson) as soon as possible.

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**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](mailto: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](mailto: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

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**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](mailto: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

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**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](mailto: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

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**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](mailto: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](mailto: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

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**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](mailto: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 ljipoulton@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

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**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:** [tjohnson@columbus.gov](mailto:tjohnson@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

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**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](http://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.

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**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](http://www.publichealth.columbus.gov)

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**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

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**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:** btleec@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:

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**Legislation Number:** PN0194-2010

**Drafting Date:** 07/16/2010

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Livingston Ave. Area Commission Vacancy Announcement

**Contact Name:** Bonita Lee

**Contact Telephone Number:** 645-7964

**Contact Email Address:** btleee@columbus.gov

**Body**

**Livingston Avenue Area Commission  
Official Notice of Vacancy**

**July 16, 2010**

In accordance with the bylaws of the Livingston Avenue Area Commission (LAVA-C), this is a communication notifying the public of the vacancy of two positions on the area commission.

The remaining term of office is: 8/24/10 - 12/31/10

For those interested in filling the position, please submit a typed resume that list at least 5 years of activity to:

Livingston Avenue Area Commission  
c/o Michael Aaron, Chair  
P.O. Box 6628  
Columbus, OH 43206-6628

Resumes must be submitted by 8/24/10

Candidates must be in attendance at the 8/24/10 special

Commission meeting where they will be required to verbally inform the commission and public of their qualifications.

Meeting location: *St. John's Learning Center*

*640 S. Ohio Avenue, Cols., OH 43205*

*Meeting begins at 6:30 p.m.*

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**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).

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**Legislation Number:** PN0197-2010

**Drafting Date:** 07/21/2010

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

Notice/Advertisement Title: Public Service and Transportation Committee Briefing

Contact Name: John Ivanic

Contact Telephone Number: 614-645-6798

Contact Email Address: [jpivanic@columbus.gov](mailto:jpivanic@columbus.gov) <<mailto:jpivanic@columbus.gov>>

**Body**

Columbus City Councilmember Hearcel F. Craig, Chair of the Public Service & Transportation Committee, will host a community briefing on Columbus' effort to implement a comprehensive curbside home recycling program. This is the latest in a series of community briefings on the recycling issue and is an informational meeting only. Future meetings will be used to collect additional community input. A residential curbside recycling program could be operational by 2012.

**What:** Public Service and Transportation Committee Briefing

**Who:** Councilmember Hearcel F. Craig  
Mark Kelsey, Director, Public Service & Transportation  
Erin Miller, Columbus Environmental Steward

**When:** Wednesday, July 28, 2010  
5:00-7:00 pm

**Where:** City Hall  
Columbus City Council Chambers  
90 West Broad Street  
Columbus, OH 43215

Free parking is available in the Gay Street parking lot on the north side of City Hall after 5:00 pm. The meeting will be televised live on CTV, Columbus' government television.

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**Legislation Number:** PN0199-2010

**Drafting Date:** 07/21/2010

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Italian Village Commission Special Meeting

**Contact Name:** Randy F. Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** [rblack@columbus.gov](mailto:rblack@columbus.gov)

**Body**

## Italian Village Commission Special Meeting

There is a Special Meeting of the Italian Village Commission scheduled for Tuesday, July 27th, 2010 at 109 N. Front Street, Training Center, starting at 6:00pm

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**Legislation Number:** PN0200-2010

**Drafting Date:** 07/21/2010

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Historic Resource Commission Special Meeting

**Contact Name:** Randy F. Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** rblack@columbus.gov

**Body**

Historic Resource Commission Special Meeting

There is a Special Meeting of the Historic Resource Commission scheduled for Thursday, July 29th, 2010 at 109 N. Front Street, Training Center, starting at 6:00pm



**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.

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- 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](mailto: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](mailto: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](mailto: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](mailto: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