

Columbus City Bulletin



**Bulletin #44
October 30, 2010**

Proceedings of City Council

Saturday October 30, 2010



SIGNING OF LEGISLATION

(With the exception of Ordinance's 1279-2010, 1378-2010, and 1464-2010 which were signed by President Pro Tem Hearcel Craig on the night of the Council meeting; all other legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *October 25, 2010*; by Acting Mayor, Mark Kelsey on *Tuesday, October 26, 2010*; and attested by the City Clerk, prior to Bulletin publishing.)

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus

Journal - Final

Columbus City Council

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

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

Monday, October 25, 2010

5:00 PM

Columbus City Council

Columbus City Council

Journal

October 25, 2010

REGULAR MEETING NO. 52 OF COLUMBUS CITY COUNCIL, OCTOBER 25, 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

C0033-2010

THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF WEDNESDAY OCTOBER 20, 2010.

Transfer Type: D1, D2, D3, D3A, D6

To: Khue P Tran

DBA Mikado

5253-5261 W Pointe Plaza

Columbus OH 43026

From: Blazin Wings Inc

DBA Buffalo Wild Wings

Grill & Bar

110 Hutchinson Av

Columbus OH 43235

Permit # 9032944

New Type: D5

To: SSF II Inc

DBA BD S Mongolian Barbeque
& Patio

6242 Sawmill Rd

Columbus OH 43017

Permit # 86400950005

New Type: D5
To: AED Enterprises LLC
DBA Deweys Pizza
1327 W Fifth Av
Columbus OH 43212
Permit # 00661240065

Transfer Type: D5, D6
To: Dublin Hospitality LTD
DBA Inchins Bamboo Garden
6642 Sawmill Rd
Columbus OH 43235
From: A K Group Inc
6150 Sunbury Rd Unit B
Columbus OH 43081
Permit # 23225180005

Transfer Type: C2, C2X, D6
To: Westerville Food Mart Inc
2682 Westerville Rd
Columbus OH 43224
From: Walter Foods Inc
DBA Walters IGA Foodliner
2682 Westerville Rd
Columbus OH 43224
Permit # 9555086

Transfer Type: C1, C2
To: 1818 Kindda Inc
DBA Hudson & Joyce Carry Out
1820 E Hudson St
Columbus OH 43211
From: Hudson & Joyce Drive Thru Inc
DBA Hudson & Joyce Carry Out
1820 E Hudson St
Columbus OH 43211
Permit # 2455358

New Type: D2
To: Organic Trails Cafes LLC
DBA Third & Hollywood
1433 W Third Ave & Patio
Columbus OH 43212
Permit # 65721610015

New Type: D2
To: Frostielock Inc
1351 Lockbourne Rd
Columbus OH 43206
Permit # 29493150015

Advertise: 10/30/2010

Return: 11/10/2010

Read and Filed

RESOLUTIONS OF EXPRESSION

PALEY

0147X-2010

To express support for Issue 4 to maintain the exceptional service and valuable resources provided by the Columbus Metropolitan Library.

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

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

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

TAVARES

0145X-2010

To recognize and celebrate Ohio Hispanic Coalition on its 20th Anniversary on October 29th, 2010.

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

A motion was made by Ms. Tavares, 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

TYSON

0146X-2010

To honor and recognize the Columbus Museum of Art for representing the United States in the centennial exhibition at the National Museum of Fine Arts in Santiago, Chile.

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

Remove from the consent portion of the agenda

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

A MOTION WAS MADE BY COUNCILMEMBER TAVARES, SECONDED BY COUNCILMEMBER TYSON TO WAIVE THE READING OF THE TITLES OF FIRST READING LEGISLATION. THE MOTION CARRIED THE FOLLOWING VOTE:

AFFIRMATIVE: 7 NEGATIVE: 0

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

1324-2010

FR To authorize the appropriation and transfer of \$41,025.00 received from the City's insurance company for facility damage incurred in the windstorm in the fall of 2008 from the General Permanent Improvement Fund to the Street

Construction Maintenance and Repair Fund for the Division of Planning and Operations; to authorize the expenditure of these funds for facility renovation and repair; and to authorize the City Auditor to establish an Auditor's Certificate for this purpose. (\$41,025.00)

Read for the First Time

- 1513-2010** FR To authorize the Director of Public Service to modify the contract with Rumpke of Ohio, Incorporated to extend the timeframe by one year for subscription curbside-recycling collection services.

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 1372-2010** FR To authorize the Director of Finance and Management to establish a purchase order with Ohio Machinery Company dba Ohio Cat for the purchase of GME Trench Shoring for the Division of Sewerage and Drainage, and to authorize the expenditure of \$36,550.00 from the Sewerage System Operating Fund. (\$36,550.00)

Read for the First Time

- 1396-2010** FR This legislation authorizes the Director of Public Utilities to execute a planned contract modification (#4) for professional engineering services with DLZ Ohio, Inc. in connection with the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) (Engineering & Design) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant; to authorize the transfer within and expenditure of \$2,153,622.82 from the Sanitary Build America Bond (B.A.B.'s) Fund; and to amend the 2010 Capital Improvements Budget. (\$2,153,622.82)

Read for the First Time

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

- 1502-2010** FR To rezone 3401 JACKSON PIKE (43123), being 5.5± acres generally located 1700± feet east of Jackson Pike, and 3,100± feet north of Interstate 270, From: EQ, Excavation and Quarrying District, To: M, Manufacturing District (Rezoning # Z10-017).

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

PALEY

- 0148X-2010** CA To honor and recognize the South Side Settlement House's Tenth Annual Arts Freedom Awards, and to congratulate this year's award winners.

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

This Matter was Adopted on the Consent Agenda.

- 0149X-2010** CA To honor, recognize, and celebrate the life of Dan Charles and to extend our sincerest condolences to his family and friends on the occasion of his passing, Monday, October 4, 2010

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

This Matter was Adopted on the Consent Agenda.

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

- 1429-2010** CA To authorize the Finance and Management Director to extend the existing Service Agreement with Lease Harbor LLC, under the same terms and conditions for the final one (1) year renewal term, for the provision of web-based database management software, support, and related services for the administration of the City's real property and lease portfolio; and to authorize the expenditure of \$23,000.00 from the General Fund. (\$23,000)

This Matter was Approved on the Consent Agenda.

- 1446-2010** CA To authorize the City Auditor to enter into contract with The Shamrock Companies, Inc. for the production of 2010 personalized income tax forms for the Office of the City Auditor, Division of Income Tax; to authorize the expenditure of \$49,140.00; and to declare an emergency (\$49,140.00).

This Matter was Approved on the Consent Agenda.

- 1479-2010** CA To authorize the City Auditor to modify and increase the current contract with First Data Government Solutions to provide for ongoing hosting and development services for the Income Tax E-File/E-Pay processing system; to authorize and direct the City Auditor to authorize the expenditure of \$170,000.00; and to declare an emergency.(\$170,000.00).

This Matter was Approved on the Consent Agenda.

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

- 1439-2010** CA To authorize and direct the City Auditor to transfer \$13,344.90 from Fire Division's General Fund operating budget to the General Government Grant fund to account for the City's matching funds for the Safety Intervention Grant; to authorize and direct the Finance and Management Director to issue a purchase order for EMS medical supplies from existing Universal Term Contracts established for such purposes with BoundTree Medical LLC, to authorize the expenditure of \$23,906.69 from the General Government Grant Fund; and to declare an emergency. (\$23,906.69)

This Matter was Approved on the Consent Agenda.

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

- 1496-2010** CA To designate portions of sidewalk as shared-use path on Neil Avenue from Long Street to Nationwide Boulevard and Cleveland Avenue from McCoy Street to Jack Gibbs Boulevard.

This Matter was Approved on the Consent Agenda.

- 1498-2010** CA To accept the plat titled "Reynolds Crossing Section 1 Part 3" from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President Land Development; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1305-2010 CA To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Evans, Mechwart, Hambleton & Tilton, Inc (EMH&T), for Sullivant Avenue Sewer System Inflow & Infiltration Remediation Project in order to comply with the consent order as contained in the Wet Weather Management Plan; to authorize the transfer within and the expenditure of \$907,607.49 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2010 Capital Improvement Budget, (\$907,607.49)

This Matter was Approved on the Consent Agenda.

1323-2010 CA To authorize the Director of Public Utilities to enter into an agreement with GE Fanuc Automation Americas, Inc. dba GE Fanuc Intelligent Platforms, Inc. for Software Licenses, Support and Maintenance for the Division of Sewerage and Drainage in accordance with the Sole Source provisions of Columbus City Code, and to authorize the expenditure of \$100,171.96 from the Sewerage System Operating Fund. (\$100,171.96)

This Matter was Approved on the Consent Agenda.

1338-2010 CA To authorize the Finance and Management Director to enter into a contract with Van Tran Industries for the purchase of Transformers for the Division of Power and Water and to authorize the expenditure of \$79,470.00 from the Electricity Operating Fund. (\$79,470.00)

This Matter was Approved on the Consent Agenda.

1379-2010 CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release portions of certain sewer easements, located in the vicinity of New Bond Street and Easton Loop West, at the request of Easton Town Center II, LLC, a Delaware Limited Liability Company in exchange for replacement easements previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.

1388-2010 CA To authorize the Director of Public Utilities to modify an existing contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Power and Water; to authorize the expenditure of \$132,000.00 from the Electricity Operating Fund. (\$132,000.00)

This Matter was Approved on the Consent Agenda.

1402-2010 CA To authorize the Director of Public Utilities to renew a membership with the National Association of Clean Water Agencies for the Division of Sewerage and Drainage and to authorize the expenditure of \$26,566.00 from the Sewerage System Operating Fund (\$26,566.00)

This Matter was Approved on the Consent Agenda.

1408-2010 CA To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with EMH&T, Inc.; Existing Detention Basins Evaluation Project for the Division of Sewerage and Drainage; and to authorize the expenditure of \$372,433.13 within the Storm B.A.B.s (Build America Bonds) Fund. (\$372,433.13).

This Matter was Approved on the Consent Agenda.

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

- 1512-2010 CA To authorize and direct the Board of Health to enter into contract with the Franklin County Board of Health, to authorize the expenditure of \$326,226.00 from the Health Department Grants Fund, and to declare an emergency. (\$326,226.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENTEL

- 1472-2010 CA To accept the application (AN10-003) of Goldenroot, LLC (owner/petitioner) for the annexation of certain territory containing 1.326 ± acres in Clinton Township.

This Matter was Approved on the Consent Agenda.

- 1474-2010 CA To accept the application (AN10-002) of Fayez F. Bekheit & Sonia G. Bishara, property owners for the annexation of certain territory containing 3.3 ± acres in Washington Township.

This Matter was Approved on the Consent Agenda.

- 1508-2010 CA To authorize and direct the Clerk of Council to execute and sign a petition on behalf of the City of Columbus to be presented to the Board of County Commissioners of Franklin County, Ohio by Hilliard Grand Apartments, LLC to create a new community authority named the "West Hilliard Community Authority" under Ohio Revised Code Chapter 349 for the benefit of the City of Hilliard; and to declare an emergency.

This Matter was 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

- 1469-2010 To authorize the Director of Development to enter into an Enterprise Zone Agreement with Polaris Medical Office Development, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$14.7 million investment in real and personal property and the creation of 21 new full-time permanent positions.

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

- 1515-2010 To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with The Coca-Cola Company for a tax abatement on real property improvements of seventy-five percent (75%) for

a period of ten (10) years and a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of (six) 6 years; and to declare an emergency.

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

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

SAFETY: GINTHER, CHR, PALEY CRAIG MENTEL

1506-2010

To appropriate and transfer \$1,303,713.00 within the General Permanent Improvement Fund; to authorize the Finance and Management Director to issue a purchase order to Statewide Ford Lincoln Mercury Inc. for the purchase of marked police cruisers for the Division of Police; to authorize the expenditure of \$1,303,713.00 from the General Permanent Improvement Fund; to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency. (\$1,303,713.00)

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

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

1405-2010

To authorize the Director of Finance and Management to enter into various contracts for the assembly of four dump trucks, plows and accessories in accordance with Ohio Department of Transportation and State of Ohio contracts for the Division of Planning and Operations; to amend the 2010 CIB; to authorize the transfer of appropriation within the Local Transportation Improvement Fund and cash between the Local Transportation Improvement Fund and the Street and Highway Improvement Fund and within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$484,837.08 from the Street and Highway Improvement Fund and the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$484,837.08)

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

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. The motion failed by the following vote:

Affirmative: 0

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

1534-2010

To authorize the Director of Finance and Management to establish purchase orders for the purchase and assembly of four dump trucks, plows and accessories in accordance with Ohio Department of Transportation and State of Ohio contracts for the Division of Planning and Operations; to amend the 2010 CIB; to authorize the transfer of appropriation within the

Local Transportation Improvement Fund and cash between the Local Transportation Improvement Fund and the Street and Highway Improvement Fund and within the Streets and Highways G.O. Bonds Fund; to authorize the appropriation of funds and expenditure of \$485,257.08 from the Street and Highway Improvement Fund and the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$485,257.08)

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

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

1410-2010

To authorize the Director of Finance and Management to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to the Ohio Revised Code; and to declare an emergency.

A motion was made by Craig, seconded by Ginther, that this matter be Taken from the Table. 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 Ginther, 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 Craig, seconded by Ginther, 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

1426-2010

To authorize the Finance and Management Director to enter into a contract for the purchase of three tow-behind rollers from The McLean Company and to authorize the expenditure of \$142,296.00 from the Streets and Highways G.O. Bonds Fund for the Division of Planning and Operations. (\$142,296.00)

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

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

1431-2010

To authorize the Finance and Management Director to enter into a contract for the purchase of one force feed loader from The McLean Company and to authorize the expenditure of \$190,900.00 from the Streets and Highways G.O. Bonds Fund for the Division of Planning and Operations. (\$190,900.00)

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

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

1442-2010

To authorize the Director of the Department of Public Service to execute those documents required to transfer a portion of the Broadway Place right-of-way, and a portion of the adjacent east/west alley, to Columbus City Schools and to waive the Land Review Commission and the competitive

bidding provisions of Columbus City Codes.

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

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

1480-2010

To authorize the Director of Finance and Management to establish purchase orders with Benjamin Steel, Lightle Enterprises of Ohio, LLC, and Midwest Security Products for the purchase of parking meter commodities per the terms and conditions of an existing universal term contract and per the results of bids; to amend the 2010 CIB; to authorize the transfer of monies within the Build America Bonds Fund for the Division of Mobility Options; to authorize the expenditure of \$38,606.00 from the Build America Bonds Fund; and to declare an emergency. (\$38,606.00)

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

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

1411-2010

To authorize the Director of the Department of Technology to enter into an agreement with Becker Software for annual software maintenance and support services, in accordance with the sole source procurement provisions of the Columbus City Codes; and to authorize the expenditure of \$250.00 from the Department of Technology Internal Service Fund. (\$250.00)

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

1420-2010

To authorize the Director of the Department of Finance and Management for the Department of Technology, on behalf of the Department of Building and Zoning Services, to purchase replacement servers for its Accela application from Agilysys using an existing UTC(FL004390); to authorize a \$140,000.00 transfer of funds within the Department of Technology Information Services Fund; and to authorize the expenditure of \$72,760.75 from the Department of Technology Information Services Fund; and to declare an emergency. (\$72,760.75)

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

UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL

1161-2010

To authorize the Director of Public Utilities to execute a planned contract modification with Malcolm Pirnie, Inc., for Professional Program Management Services for the Division of Sewerage and Drainage under the Wet Weather Management Plan; to authorize the transfer within \$145,600.00 and the expenditure of \$8,395,600.00 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2010 Capital Improvements Budget to establish sufficient budget authority to cover the

expenditure upon passage of the ordinance for the Division of Sewerage and Drainage. (\$8,395,600.00)

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

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

1174-2010

To authorize the Director of Public Utilities to enter into a planned modification of the professional engineering services contract with Stantec Consulting Services, Inc. in connection with the Early Ditch Relief Area I&I Project; to transfer within the G.O. Bond Fund for this expenditure the amount of \$1,325,501.35; and to amend the 2010 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$1,325,501.35).

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

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

1279-2010

To authorize the Director of Public Utilities to execute a contract with Kokosing Construction Company, Inc. for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project; for the Division of Power and Water; to authorize the appropriation and transfer of \$7,557,996.11 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of \$7,557,996.11 from the Ohio Water Development Authority (OWDA) Fund; and to amend the 2010 Capital Improvements Budget. (\$7,557,996.11)

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

Abstained: 1 - President Mentel

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

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

1466-2010

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Public Safety to fund the Safe Communities Program in the amount of \$122,400.00; to authorize the appropriation of \$122,400.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$122,400.00)

A motion was made by Ms. Tavares, 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

HOUSING: TAVARES, CHR. TYSON MILLER MENTEL

1507-2010

To authorize and direct the transfer of \$70,000.00 within the General Government Grant Fund, Lead Grant; to authorize the Director of the Department of Development to expend \$75,344.05 from the General Government Grant Fund for various expenses associated with the Lead Safe Columbus program; and to declare an emergency. (\$75,344.05)

A motion was made by Ms. Tavares, 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

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENDEL

1518-2010 To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with Preferred Real Estate Investments II, LLC to provide for infrastructure improvements and balanced development; 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:

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENDEL

1448-2010 To authorize and direct the Director of Recreation and Parks to enter into an agreement with the Ohio Department of Natural Resources Clean Ohio Trails Fund; to accept a Clean Ohio Trails Fund grant for a one-mile section of the Alum Creek Trail from Sunbury Ridge Drive to Brittany Hills; to appropriate the funds for the construction of an asphalt trail, bridge, and culverts; and to declare an emergency. (\$410,000.00)

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

1451-2010 To authorize the transfer of \$607,163.52 within the voted Recreation and Parks Bond Fund and \$363,608.00 within the Governmental B.A.B.s (Build America Bonds) Fund; to amend the 2010 Capital Improvements Budget; and to declare an emergency. (\$970,771.52)

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

1458-2010 To authorize the appropriation of \$44,112.00 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for scholarships for economically-disadvantaged youth; and to declare an emergency. (\$44,112.00)

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

RULES & REFERENCE: MENDEL, CHR. GINTHER CRAIG PALEY

1300-2010 To amend various code sections in Title 23 of the Columbus City Codes, 1959, to correct inaccurate references and to mirror language used in the Ohio Revised Code.

Sponsors: Eileen Y. Paley

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

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

1483-2010

To Amend Article XI, "Neglected Properties Registry," of Title 47, "Nuisance Abatement Code," of the Columbus City Codes, 1959, with the enactment of "Penalties for Disappearing Real Property Owner" consisting of one section numbered 4711.11

Sponsors: Charleta B. Tavares

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

ADJOURNMENT

ADJOURNED: 6:30 P.M.

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

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



City of Columbus

Journal - Final

Zoning Committee

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

A. Troy Miller, Chair
All Members

Monday, October 25, 2010

6:30 PM

Zoning Committee

Zoning Committee

Journal

October 25, 2010

REGULAR MEETING NO. 53 OF CITY COUNCIL (ZONING), OCTOBER 25, 2010 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1378-2010

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.13, R-3 area district requirements; 3332.18, Basis of computing area; 3332.22, Building lines on corner lots; 3332.25, Maximum side yard required; and 3332.30, Vision clearance, of the Columbus City Codes; for the property located at 506-508 SOUTH CHAMPION AVENUE (43205), to conform an existing two-unit dwelling with reduced development standards in the R-3, Residential District (Council Variance # CV10-024).

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

Abstained: Mentel

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

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

Abstained: Mentel

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

1447-2010

To rezone 147 N. Guilford Ave. (43222), 207 N. Central Ave. (43222), 191 N. Central Ave. (43222), 36 Hayden Ave. (43222), 125 Chicago Ave. (43222), and 159 S. Yale Ave. (43222), being 6.06± acres located at the

southwest corner of the intersection of N. Guilford Ave. and Merrimac St.; at the southwest corner of the intersection of N. Central Ave. and Irene Pl.; at the northwest corner of the intersection of N. Central Ave. and Merrimac St.; on the east side of Hayden Ave., 186 feet north of W. Broad St.; at the northwest corner of the intersection of Chicago Ave. and Cable Ave.; and on the west side of S. Yale Ave., 155 feet south of W. Broad St. From: C-1, C-2, and C-4, Commercial Districts, To: R-2, Residential District. (Rezoning # Z10-011)

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

1449-2010

To rezone 160 MARTIN AVENUE (43222), being 47.11± acres located at the northwest corner of the intersection of Martin Ave. and Sullivant Ave. From: AR-1, Apartment Residential District, and C-4, Commercial District, To: R-2F, Residential District. (Rezoning # Z10-012)

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

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

1455-2010

To rezone 5101 THOMPSON ROAD (43230), being 7.2± acres located on the south side of Thompson Road, 980± feet east of Chestnut Hill Drive, From: R, Rural District, To: L-AR-1, Limited Apartment Residential District (Rezoning # Z10-016).

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

1456-2010

To grant a variance from the provisions of Section 3333.255, Perimeter yard, of the City codes, for the property located at 5101 THOMPSON ROAD (43230), to permit a reduced perimeter yard for an apartment complex in the L-AR-1, Limited Apartment Residential District (Council Variance # CV10-029).

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

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

1464-2010

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.25, Maximum side yard required; and 3332.26, Minimum side yard permitted, of the Columbus City Codes; for the property located at 1329-1331 EAST EIGHTEENTH AVENUE (43211), to conform an existing two-unit dwelling with reduced development standards in the R-3, Residential District (Council Variance # CV10-025).

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

Abstained: Mentel

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

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

Abstained: Mentel

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

ADJOURNED: 6:57 P.M.

A motion was made by Craig, seconded by Ginther, 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: 0145X-2010

Drafting Date: 10/19/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize and celebrate Ohio Hispanic Coalition on its 20th Anniversary on October 29th, 2010.

Body

WHEREAS, the Ohio Hispanic Coalition (OHCO) will celebrate 20 years of serving the Hispanic/Latino Community of Central Ohio; and

WHEREAS, the OHCO's mission is to improve the well-being and quality of life of all Hispanics through advocacy, education, training and access to quality services; and

WHEREAS, the OHCO is a private, non-profit Hispanic/Latino organization that was established in 1990 and at that time was certified as a volunteer, community-based organization in Ohio; and

WHEREAS, from 1990 until 1996, OHCO voluntarily served the needs of the Hispanic/Latino population; and

WHEREAS, in November 1996, the Internal Revenue Service awarded the OHCO a non-profit status under the Federal 501(c) 3 guideline; and

WHEREAS, OHCO stands today as the only Latino founded, operated and 20 year old community-based organization, with full time bi-lingual employees and over 70 volunteers which offer a wide range of services; and

WHEREAS, the OHCO's main services are divided by 4 large departments: health, youth and education, safety, and interpretation and translation services; and

WHEREAS, the OHCO in celebration of their twenty year will host a Latina Leadership Summit on Thursday, October 28; a dinner and the Padrino Awards presentation on Friday, October 29; and will bring at least two different consulates to bring services to their nationals on Saturday, October 30; now, therefore

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

That we do hereby celebrate the Ohio Hispanic Coalition's twenty years of service for the Hispanic communities throughout the state of Ohio. The City Council of Columbus hopes that the Ohio Hispanic Coalition will continue to provide help for the Hispanic communities.

Legislation Number: 0146X-2010

Drafting Date: 10/19/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor and recognize the Columbus Museum of Art for representing the United States in the centennial exhibition at the

National Museum of Fine Arts in Santiago, Chile.

Body

WHEREAS, one hundred years ago, the United States was one of seventeen countries invited to present exhibitions at the grand opening of the National Museum of Fine Arts in Santiago, Chile; and

WHEREAS, when the museum announced that the same countries who participated in the inaugural exhibition would be invited to present at the centennial, the U.S. Embassy in Santiago contacted Dr. Wayne P. Lawson of Columbus, Ohio, and asked him to produce an exhibition to represent the United States; and

WHEREAS, Dr. Lawson reached out to Nannette V. Maciejunes, executive director of the Columbus Museum of Art, and James M. Keny, co-owner of Keny Galleries, to curate the show; and

WHEREAS, the resulting exhibition, 100 Years of North American Art: A Social Perspective (1910-2010), highlights North American artists' responses to the myriad social challenges and changes that have shaped the development of the continent over the course of the past century; and

WHEREAS, nine paintings from the Columbus Museum of Art's collection are on view in the exhibition, with other works borrowed from the collections of Ohio institutions including the Butler Institute of American Art, the Dayton Art Institute, and the Progressive Corporation, and also from the collections of the Louis K. Meisel Gallery and A.C.A Galleries in New York City; and

WHEREAS, residents of Columbus can be proud that the Columbus Museum of Art is representing our city, state, and nation at this international exhibition, and that we are home to a vibrant and diverse arts community that makes such a prestigious honor possible; now, therefore

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

That this Council hereby honors and recognizes the Columbus Museum of Art for representing the United States in the centennial exhibition at the National Museum of Fine Arts in Santiago, Chile.

Legislation Number: 0147X-2010

Drafting Date: 10/19/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To express support for Issue 4 to maintain the exceptional service and valuable resources provided by the Columbus Metropolitan Library.

Body

WHEREAS, Columbus Metropolitan Library has been serving residents of central Ohio for more than 125 years, and strives to provide the most valuable and relevant services for its customers; and

WHEREAS, the library lends over seventeen million items and logs over eight million visits per year; and

WHEREAS, each year over 40,000 residents use the Job Help Centers, 52,000 children use the Homework Help Centers and 85,000 people participate in the Summer Reading Club at the Columbus Metropolitan Library; and

WHEREAS, earlier this year, the Columbus Metropolitan Library received the *Library Journal's* Library of the Year award, one of the highest honors bestowed on library systems in the United States; and

WHEREAS, due to cuts in state funding and budget reductions, the Columbus Metropolitan Library has decreased its operating costs by \$11 million through pay cuts, reducing staff by 160 positions, reducing book and reference material budgets, deferring maintenance issues, delaying technology upgrades, and reducing library hours at all locations including closing branches on Sundays; and

WHEREAS, to maintain the quality of the area's library system, the Columbus Metropolitan Library is seeking to replace the current 2.2 library levy which was passed in 1986 and expires this year and add 0.6 mills to replace the large cuts in state funding; and

WHEREAS, the levy is the only local funding provided to the Columbus Metropolitan Library and the last increase was 24 years ago; and

WHEREAS, the passage of the levy would add \$5.24 per month on a \$100,000 property and protect library services including books and references materials, vital programs for children and youths, internet access for research, small business growth and job searches, programs and outreach for seniors, technology upgrades and necessary building maintenance; and

WHEREAS, the Columbus Metropolitan Library is a vital community resource that provides exceptional services for area residents to help transform their lives and benefit the entire community; now, therefore

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

That Columbus City Council does hereby support the passage of Issue 4 for the Replacement and Increase of the current library levy to maintain the exceptional service and valuable resources the library provides everyday to the residents of our community.

Legislation Number: 0148X-2010

Drafting Date: 10/20/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor and recognize the South Side Settlement House's Tenth Annual Arts Freedom Awards, and to congratulate this year's award winners.

Body

WHEREAS, the South Side Settlement House was founded in 1899 to help people deal with problems in their daily lives and achieve their aspirations for a better future; and

WHEREAS, the South Side Settlement House presents Arts Freedom Awards every year to artists who contribute to social justice and welfare through their work; and

WHEREAS, Nationwide and the Easton Community Foundation will partner with South Side Settlement to present this year's awards to three exceptional local artists who have improved the human condition through their art and leadership;

and

WHEREAS, the 2010 honorees - Suanne Goings, Chief Baba Shongo Obadina, and John Sunami - will be recognized at an awards ceremony at 6pm on Wednesday, October 27th, 2010, at the Columbus College of Art and Design; and

WHEREAS, South Side Settlement House, Nationwide, the Easton Community Foundation, and the 2010 Arts Freedom Award winners have made a tremendous positive in their city and community; now, therefore

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

That this Council hereby honors and recognizes the South Side Settlement House's Tenth Annual Arts Freedom Awards, and congratulates this year's award winners.

Legislation Number: 0149X-2010

Drafting Date: 10/21/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor, recognize, and celebrate the life of Dan Charles and to extend our sincerest condolences to his family and friends on the occasion of his passing, Monday, October 4, 2010

Body

WHEREAS, Dan Charles grew up on the South Side of Columbus, where he developed a lifelong sense of pride in his community; and

WHEREAS, Dan's passion for his neighborhood led him to become one of its foremost advocates and activists, earning him the respect and affection of his peers as he worked tirelessly on behalf of the South Side and its residents; and

WHEREAS, among Dan's myriad achievements was the creation of the South Side Community Action Network in 1991 as a block watch group for the neighborhood surrounding South High School, and its subsequent expansion into an organization that pursued housing-code problems, planted community gardens, and improved access to educational opportunities for youth; and

WHEREAS, Dan later led a neighborhood effort that was successful in closing a Stewart Avenue carryout that was selling cigarettes and alcohol to minors, further cementing his legacy as a practical and effective civic leader and earning him the gratitude of neighbors and parents; and

WHEREAS, Dan's many years of service will always be remembered by those who knew him, and will inspire the leaders who follow in his footsteps; now, therefore

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

That this Council does hereby honor, recognize, and celebrate the life of Dan Charles and extends our sincerest condolences to his family and friends on the occasion of his passing.

Legislation Number: 1161-2010

Drafting Date: 07/15/2010

Current Status: Passed

Explanation

1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to modify the agreement with Malcolm Pirnie, Inc., for Professional Program Management Services for the Division of Sewerage and Drainage. The work in that program is a very substantial group of sewer capital improvements projects (CIPs), both collections systems and treatment works improvements, which have been agreed to by the City and Ohio EPA in order to conform to the requirements of the City's consent orders. The actual emplacement of the CIPs will be by construction contract; the professional program management contract is providing: program planning, scheduling, budgeting, and status reporting; construction management; design management; some design of critical projects; special services such as Value Engineering, and other services for this very large, important program, as directed by the City.

The initial authorization of, and appropriation of monies to, this contract was accomplished by Ordinance No. 0731-2006, passed May 8, 2006. The Malcolm Pirnie, Inc. modification amount requested under this ordinance is \$8,395,600.00. The contract total including this modification is \$85,113,625.00. This contract was always planned to be funded incrementally, via approximately annual appropriations. The current appropriation will be exhausted at the end of November, 2010, and this modification provides monies to continue this important work through scheduled completion in April, 2012.

1.1. Amount of additional funds to be expended: \$8,395,600.00

Original Contract	\$ 7,000,000.00
Modification No. 1	\$12,000,000.00
Modification No. 2	\$14,500,000.00
Modification No. 3	\$16,882,125.00
Modification No. 4	\$15,335,900.00
Modification No. 5	\$11,000,000.00
<u>Proposed Modification No. 6</u>	<u>\$ 8,395,600.00</u>
CURRENT PROPOSED TOTAL	\$85,113,625.00

1.2. Reasons additional goods/services could not be foreseen:

This Contract Modification No. 6 was planned and so stated in the original contract's legislation. It is a planned continuation of the services originally included within the existing contract's scope of service.

1.3. Reason other procurement processes are not used:

The funding provided by this contract modification is for continuation of the existing work of the contract. This work was planned for and anticipated within the original procurement, it is not reasonable or cost effective to undertake a new procurement to acquire these services.

1.4. How cost of modification was determined:

The cost of this contract modification is consistent with the direct labor, overhead, and profit rates established within the original proposal. The estimate of the quantity of labor required to complete the remaining scope of services is within the anticipated level of funding originally forecast.

B. **Contract Compliance No.:** Malcolm Pirnie, Inc. | 13-2653703 | (MAJ) | (Expires 03/09/2012)

C. **Emergency Designation:** No emergency designation is required or requested.

2. **FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within \$145,600.00 and expend \$8,395,600.00 in funds from the Sanitary B.A.B.s (Build America Bonds) Fund for the subject project. This ordinance also amends the

2010 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of the ordinance. The probable total amount of this contract over the program duration through 2012 may be approximately \$85,113,625.00.

Title

To authorize the Director of Public Utilities to execute a planned contract modification with Malcolm Pirnie, Inc., for Professional Program Management Services for the Division of Sewerage and Drainage under the Wet Weather Management Plan; to authorize the transfer within \$145,600.00 and the expenditure of \$8,395,600.00 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2010 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of the ordinance for the Division of Sewerage and Drainage. (\$8,395,600.00)

Body

WHEREAS, the Division of Sewerage and Drainage is undertaking a substantial program of large capital improvements to improve the Division's facilities, in conformance with a Wet Weather Management Plan submitted by the City to Ohio EPA, in conformance with the City's agreed-upon Consent Orders; and

WHEREAS, a program of the size and scope of that being undertaken by the Division to improve its facilities requires the best, most robust management to assure the success of the program; and

WHEREAS, the City has contracted for such professional program management services, under authority of Ordinance No. 0731-2006, passed May 8, 2006; and

WHEREAS, the initial funding of contract EL006055, approved May 30, 2006, was planned to be sufficient to provide the necessary services for the balance of 2006, with additional necessary funding to be added as the program proceeded in 2007 and subsequent years; and

WHEREAS, Modification No. 1 authorized by Ordinance No. 2134-2006, as passed by Columbus City Council on January 22, 2007 provided additional funding that was estimated to be necessary for the continuation of the professional program management services into 2007; and

WHEREAS, Modification No. 2 authorized by Ordinance No. 1335-2007, as passed by Columbus City Council on October 1, 2007 provided additional funding that was estimated to be necessary for the continuation of the professional program management services into 2008; and

WHEREAS, Modification No. 3 authorized by Ordinance No. 1001-2008, as passed by Columbus City Council on July 7, 2008 provided additional funding that was estimated to be necessary for the continuation of the professional program management services into 2009; and

WHEREAS, Modification No. 4 authorized by Ordinance No. 0488-2009, as passed by Columbus City Council on May 4, 2009 provided additional funding that was estimated to be necessary for the continuation of the professional program management services into 2010; and

WHEREAS, Modification No. 5 authorized by Ordinance No. 1660-2009, as passed by Columbus City Council on January 25, 2010 provided additional funding that was estimated to be necessary for the continuation of the professional program management services into 2010; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined that it is necessary to modify the subject contract in order to provide the necessary additional professional program management services required for this project through April 2012; 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 \$145,600.00 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 agreement for professional engineering services with Malcolm Pirnie, Inc., for the Professional Program Management Services for the Division of Sewerage and Drainage, at the earliest practicable date; 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 Public Utilities be, and hereby is, authorized to modify contract EL006055 with Malcolm Pirnie, Inc., 1900 Polaris Parkway, Suite 200, Columbus, Ohio 43240-2020, for Professional Program Management Services for the Division of Sewerage and Drainage, in accordance with the terms and conditions of the modification on file in the offices of the Division of Sewerage and Drainage.

Section 2. That the City Auditor is hereby authorized to transfer \$145,600.00 within the Sanitary B.A.B.s (Build America Bonds) Fund, Fund No. 668, Division of Sewerage and Drainage, Division 60-05, Object Level Three 6676 as follows:

FROM:

Project No. | Project Name | OCA Code | Change

650347-100001 | Combined Sewer Overflow (CSO) Reduction | 664347 | (-\$145,600.00)

TRANSFER to:

Project No. | Project Name | OCA Code | Change

650390-100001 | Professional Program Management Services | 651390 | (+\$145,600.00)

Section 3. That the Director of Public Utilities be and hereby is authorized to expend a total of \$8,395,600.00 from the Sanitary B.A.B.s (Build America Bonds) Fund for the purpose of paying the cost of the professional program services contract modification, or as much thereof as may be needed, and is hereby authorized for the Professional Program Management Services for the Division of Sewerage and Drainage to read as follows:

Division 60-05; Fund 668 | Project No. 650390-100001 | Object Level Three 6676 | OCA Code 651390 | Amount \$8,395,600.00

Section 4. That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows, to provide and create sufficient budget authority for the award of the agreement stated herein.

Transfer of Authority:

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

650347-100001 | Combined Sewer Overflow (CSO) Reduction | \$190,000 | \$44,400 | (-\$145,600)

650390-100001 | Professional Program Management Services | \$8,250,000 | \$8,395,600 | (+\$145,600)

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 contracted 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.

Legislation Number: 1174-2010

Drafting Date: 07/28/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

A. NEED: This legislation authorizes the Director of Public Utilities to enter into a planned modification of the professional engineering services contract with Stantec Consulting Services, Inc. in connection with the Early Ditch Relief Area I&I Project.

This work augments and extends the work already begun: cleaning, televising and condition assessment of selected sewers in the area (specifically storm); increased modeling efforts for selected area storm sewers and augmented sanitary sewer modeling services; and augmented sanitary and storm field investigation efforts for storm and sanitary modeling and system evaluation and recommendation efforts.

City engineers developing the project identified additional infrastructure decline of the original system and the effect poor storm drainage systems in the area would affect project design. As a consequence, significant additional flow monitoring, field investigations and modeling was required to assess the condition of the sanitary system. In so doing, it also has become evident that the success of this work is highly dependent on the understanding and investigation of the area storm sewers. To meet these requirements significant additional modeling and stormwater investigations are necessary.

B. Amount of additional funds to be expended: \$1,325,501.35

Original Contract -	\$6,628,698.00	
Modification No. 1 -	\$1,325,501.35	
<u>Future Modifications</u>	<u>\$ 00.00</u>	
Total Proposal Amount:		\$ 7,954,199.35

Estimated total contract amount with all existing and future modifications: \$7,954,199.35

Reasons additional goods/services could not be foreseen:

A study was conducted that revealed there were deficiencies in the area's stormwater infrastructure this is severely hampering sanitary system performance. Thus, while not a major part of the original project scope, stormwater deficiencies would best be addressed in conjunction with sanitary improvements to most effectively remediate the area's I&I problems. Also, as a result of its evolving asset management focus, the City has requested additional detail and methodology in alternatives analysis and recommended project identification. This additional work, requires a higher level of project development as well as a more rigorous cost/benefit analysis than originally included in the approved contract scope of services

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 was the cost of modification determined:

Estimates were provided by the consultant for the number of hours needed to complete the remaining portions of work. Costs were generated using revised hourly rates to adjust the original contract rates approved in 2006.

C. **Contract Compliance No.:** 11-2167170 | 12/17/2011 | MAJ

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

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

2. **FISCAL IMPACT:** This ordinance requests the transfer within the G.O. Bond Fund for this expenditure and to amend the 2010 Capital Improvements Budget to establish sufficient budget authority for this expenditure for the Division of Sewerage and Drainage.

Title

To authorize the Director of Public Utilities to enter into a planned modification of the professional engineering services contract with Stantec Consulting Services, Inc. in connection with the Early Ditch Relief Area I&I Project; to transfer within the G.O. Bond Fund for this expenditure the amount of \$1,325,501.35; and to amend the 2010 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$1,325,501.35).

Body

WHEREAS, Contract No. EL006056 was authorized by Ordinance No. 0563-2006, as passed by Columbus City Council on May 01, 2006, for purposes of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with Stantec Consulting Services, Inc. (formerly R.D. Zande & Associates) in connection with the Early Ditch Relief Area I&I Project, for the Division of Sewerage and Drainage; it was executed May 12, 2006 and was approved by the City Attorney on May 18, 2006 and

WHEREAS, it is necessary to authorize the transfer within funds from the G.O. Bond Fund in the amount of \$25,501.35 and the expenditure a total of \$1,325,501.35 for purposes of providing sufficient funding for the aforementioned project; 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 Stantec Consulting Services, Inc. in connection with the Early Ditch Relief Area I&I Project, at the earliest practical date for the preservation of the public health, welfare, peace, property, safety, and; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities is authorized to modify Contract No. EL006056 with Stantec Consulting Services, Inc. (formerly R.D. Zande & Associates), 1500 Lake Shore Drive, Columbus, Ohio 43204, for professional engineering services for the Early Ditch Relief Area I&I 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 \$25,501.35 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-05, Sewerage and Drainage Sanitary G.O. Bond Fund, Fund No. 664, Object Level Three 6676, as follows:

From:

Project No. | Project Name | OCA Code | Change

650350-100000 | WWTP Contingencies (Carryover) | 664350 | (-\$25,501.35)

To:

Project No. | Project Name | OCA Code | Change

650405-100008 | Early Ditch Relief Area I&I Project | 654058 | (+\$25,501.35)

Section 3. That the Director of Public Utilities be and hereby is authorized to expend a total of \$1,325,501.35 from the Sanitary B.A.B.s (Build America Bonds) Fund into the Early Ditch Relief Area I&I Project | Fund 664 | Div. 60-05 | Proj. 650405-100008 | 654058 | 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)

650350-100000 | WWTP Contingencies (Carryover) | \$131,342 | \$105840 | (-\$25,502)

650405-100008 | Early Ditch Relief Area I&I Project | \$1,300,000 | \$1,325,502 | (+\$25,502)

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.

Legislation Number: 1279-2010

Drafting Date: 09/03/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc., in the amount of \$7,557,996.11, for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project, Division of Power and Water Contract Number 1118 - Part 2.

This project provides for the furnishing of all materials, equipment, and labor to remove and dispose of approximately 561,000 cubic yards of lime sludge; structural improvements to the lagoon earthen embankments; permanent repairs to on-site haul roads; replacement of security fencing around lagoon parameter; and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened two bids on August 25, 2010. Bids were received from: Kokosing Construction Company, Inc. - \$7,557,996.11 and Burch Hydro, Inc. - \$7,703,090.07.

The lowest bid was from Kokosing Construction Company, Inc. in the amount of \$7,557,996.11. Their Contract Compliance Number is 31-1023518 (expires 3/3/12, Majority). Additional information regarding both bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

3. FISCAL IMPACT: This Ordinance authorizes the City Auditor to appropriate and transfer funds from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund in order to fund this proposed expenditure. This transaction is a temporary measure that is required until such a time as the Division is able to execute a loan with the Ohio Water Development Authority (OWDA) and reimburse the Water System Reserve Fund. The loan is expected to be approved on Thursday, September 30, 2010, with a loan number not to be assigned until Thursday, October 7th. An amendment to the 2010 Capital Improvements Budget is also necessary.

Title

To authorize the Director of Public Utilities to execute a contract with Kokosing Construction Company, Inc. for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project; for the Division of Power and Water; to authorize the appropriation and transfer of \$7,557,996.11 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of \$7,557,996.11 from the Ohio Water Development Authority (OWDA) Fund; and to amend the 2010 Capital Improvements Budget. (\$7,557,996.11)

Body

WHEREAS, two bids for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project were received and publicly opened in the offices of the Director of Public Utilities on August 25, 2010; and

WHEREAS, the lowest and best bid was from Kokosing Construction Company, Inc. in the amount of \$7,557,996.11; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project; and

WHEREAS, it is immediately necessary to both appropriate funds from the Water System Reserve Fund and to authorize the transfer of said funds into the Ohio Water Development Authority (OWDA) Fund, in order to temporarily fund this expenditure, until such time as the City is able to execute a loan for the above stated purpose and reimburse the Water System Reserve Fund; 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 construction of the Project described in this Ordinance (collectively, the "Project"); and

WHEREAS, the aggregate principal amount which the City will issue to finance this phase of the project is presently expected not to exceed \$7,557,996.11; and

WHEREAS, it is necessary to appropriate the proceeds from the aforementioned loan, to authorize the expenditure of funds required to award the subject contract, and to provide the requisite budget authority for said award; 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 a construction contract with Kokosing Construction Company, Inc. for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund, for the preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project with the lowest and best bidder, Kokosing Construction Company, Inc., 6235 Westerville Rd., Westerville, Ohio 43081; in the amount of \$7,557,996.11; 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 from the unappropriated monies in the Water System Reserve Fund 603, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$7,557,996.11 is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 3. That the City Auditor is hereby authorized to transfer \$7,557,996.11 to the Ohio Water Development Authority (OWDA) Fund, Fund No. 616, into the appropriate project accounts as specified within Section 4 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That for the purpose of paying the cost of the Ohio Water Development Authority (OWDA) Fund Eligible Items within the Parsons Avenue Water Plant Sludge Disposal - Lagoons 1 & 3 Project, and funds from the unappropriated monies in Fund 616, the amount of \$7,557,996.11 is hereby appropriated and to be expended by the Division of Power and Water, Division 60-09, Fund No. 616, Project No. 690414-100001 (new funding), Project Name: PAWP Sludge Disposal Lagoons 1 & 3 construction, OCA Code 664141, Object Level One 06, Object Level Three 6623.

SECTION 5. 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>
616	690414-100001	(new funding) PAWP Sludge Disp'l Lag. 1 & 3 constr.	\$6,800,000	\$7,557,997	+\$757,997

SECTION 6. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 3 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 7. That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

SECTION 8. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

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

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

SECTION 11. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1300-2010

Drafting Date: 09/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

[Title To amend various code sections in Title 23 of the Columbus City Codes, 1959, to correct inaccurate references and to mirror language used in the Ohio Revised Code.](#)

Body

WHEREAS, as a result of the continued, extensive, city-wide, code review process conducted by Lexis-Nexis, a series of code changes were recommended for the code titles under the direction of the City Attorney's Office in an effort to remove errors and conflicts from the Columbus City Codes; and

WHEREAS, these changes are designed not to change the content or intent but rather to correct simply typographical errors and conflicting cross-references and more closely track the language of similar Revised Code section; and

WHEREAS, this ordinance authorizes the amendments to Title 23, the Criminla Code, in order to correct cross-references errors, typographical errors, and more closely track the revised Code; now, therefore,

BE IT ORDAINED BY THE CITY OF COLUMBUS:

Section 1. That section 2313.01 of the Columbus City Codes, 1959, is hereby amended to read as follows:

(A)

"Deception" means knowingly deceiving another or causing another to be deceived by any false or misleading representation, by withholding information, by preventing another from acquiring information, or by any other conduct, act, or omission that creates, confirms, or perpetuates a false impression in another, including a false impression as to law, value, state of mind, or other objective or subjective fact.

(B)

"Defraud" means to knowingly obtain, by deception, some benefit for oneself or another, or to knowingly cause, by deception, some detriment to another.

(C)

"Deprive" means to:

(1)

Withhold property of another permanently, or for such period as to appropriate a substantial portion of its value or use, or with purpose to restore it only upon payment of a reward or other consideration;

(2)

Dispose of property so as to make it unlikely that the owner will recover it;

(3)

Accept, use, or appropriate money, property, or services, with purpose not to give proper consideration in return for the money, property, or services, and without reasonable justification or excuse for not giving proper consideration.

(D)

"Owner" means any person, other than the actor, who is the owner of, or who has possession or control of, or any license or interest in property or services, even though the ownership, possession, control, license, or interest is unlawful.

(E)

"Services" include labor, personal services, professional services, public utility services, common carrier services, and food, drink, transportation, entertainment, and cable television services.

(F)

"Writing" means any computer software, document, letter, memorandum, note, paper, plate, data, film, or other thing having in or upon it any written, typewritten, or printed matter, and also means any token, stamp, seal, credit card, badge, trademark, label, or other symbol of value, right, privilege, license, or identification.

(G)

"Forge" means to fabricate or create, in whole or in part and by any means, any spurious writing, or to make, execute, alter, complete, reproduce, or otherwise purport to authenticate any writing when the writing in fact is not authenticated by that conduct.

(H)

"Utter" means to issue, publish, transfer, use, put or send into circulation, deliver, or display.

(I)

"Coin machine" means any mechanical or electronic device designed to do both of the following:

(1)

Receive a coin or bill, or token made for that purpose;

(2)

In return for the insertion or deposit of a coin, bill, or token, automatically dispense property, provide a service, or grant a license.

(J)

"Slug" means an object that, by virtue of its size, shape, composition, or other quality, is capable of being inserted or deposited in a coin machine as an improper substitute for a genuine coin, bill, or token made for that purpose.

(K)

"Theft offense" means any of the following:

(1)

A violation of Section 2313.02, 2313.03, 2313.04, 2313.11, 2313.21, 2313.33, 2313.41, 2313.43, 2313.44, 2313.45 or 2313.51 of the Columbus City Codes or Section 2913 ~~(K)(1)~~ of the Revised Code;

(2)

A violation of an existing or former municipal ordinance or law of this or any other state or of the United States, substantially equivalent to any section listed in division (K)(1) of this section;

(3)

An offense under an existing or former municipal ordinance or law of this or any other state, or of the United States, involving robbery, burglary, breaking and entering, theft, embezzlement, wrongful conversion, forgery, counterfeiting, deceit, or fraud;

(4)

An attempt to commit, or complicity in committing any offense under division (K)(1), (2), or (3) of this section.

(L)

"Computer services" includes, but is not limited to, the use of a computer system, computer network, computer program, data that is prepared for computer use, or data that is contained within a computer system or computer network.

(M)

"Computer" means an electronic device that performs logical, arithmetic, and memory functions by the manipulation of electronic or magnetic impulses. "Computer" includes, but is not limited to, all input, output, processing, storage, computer program, or communication facilities that are connected, or related, in a computer system or network to such an electronic device.

(N)

"Computer system" means a computer and related devices, whether connected or unconnected, including, but not limited to, data input, output, and storage devices, data communications links, and computer programs and data that make the system capable of performing specified special purpose data processing tasks.

(O)

"Computer network" means a set of related and remotely connected computers and communication facilities that includes more than one computer system that has the capability to transmit among the connected computers and communication facilities through the use of computer facilities.

(P)

"Computer program" means an ordered set of data representing coded instructions or statements that, when executed by a computer, cause the computer to process data.

(Q)

"Computer software" means computer programs, procedures, and other documentation associated with the operation of a computer system.

(R)

"Data" means a representation of information, knowledge, facts, concepts, or instructions that are being or have been prepared in a formalized manner and that are intended for use in a computer system or computer network.

(S)

"Cable television service" means any services provided by or through the facilities of any cable television system or other similar closed circuit coaxial cable communications system, or any microwave or similar transmission service used in connection with any cable television system or other similar closed circuit coaxial cable communications system.

(T)

"Gain access" means to approach, instruct, communicate with, store data in, retrieve data from, or otherwise make use of any resources of a computer, computer system, or computer network.

(U)

"Credit card" includes, but is not limited to, a card, code, device, or other means of access to a customer's account for the

purpose of obtaining money, property, labor, or services on credit, or for initiating an electronic fund transfer at a point-of-sale terminal, an automated teller machine, or a cash dispensing machine.

(V)

"Electronic fund transfer" has the same meaning as in 92 Stat. 3728,15 U.S.C.A. 1693a, as amended.

Section 2. That section 2325.58 of the Columbus City Codes, 1959, is hereby amended to read as follows:

(A)

No person, by himself or by his clerk, agent, or employee, who is not the holder of an A permit issued by the Department of Liquor Control, in force at the time, and authorizing the manufacture of beer or intoxicating liquor, or who is not an agent or employee of the Department authorized to manufacture such beer or intoxicating liquor, shall manufacture any beer or intoxicating liquor for sale, or shall manufacture spirituous liquor.

(B)

No person, by himself or by his clerk, agent, or employee, who is not the holder of a B, C, D, E, F, G, or I permit issued by the Department, in force at the time, and authorizing the sale of beer, intoxicating liquor, or alcohol, or who is not an agent or employee of the Department or the Tax Commissioner authorized to sell such beer, intoxicating liquor, or alcohol, shall sell, keep, or possess beer, intoxicating liquor, or alcohol for sale to any persons other than those authorized by Chapter ~~2313~~ 2325 of the Columbus City Codes or Chapters 4301 and 4303 of the Revised Code to purchase any beer or intoxicating liquor, or sell any alcohol at retail. This division does not apply to or affect the sale or possession for sale of any low-alcohol beverage.

(C)

No person, by himself or by his clerk, agent, or employee, who is the holder of a permit issued by the Department, shall sell, keep, or possess for sale any intoxicating liquor not purchased from the Department or from the holder of a permit issued by the Department authorizing the sale of such intoxicating liquor unless the same has been purchased with the special consent of the Department.

(ORC 4301.58)

(D)

Whoever violates this section is guilty of conducting liquor activities without a permit, a misdemeanor of the first degree.

Section 3. That existing sections 2313.01 and 2325.58 are hereby repealed.

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

Legislation Number: 1305-2010

Drafting Date: 09/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to enter into an agreement with Evans, Mechwart, Hambleton & Tilton, Inc (EMH&T) in the amount of \$907,607.49 for professional engineering services for the Sullivant Avenue Sewer System Inflow & Infiltration Remediation Project for the Division of Sewerage and Drainage; to authorize the transfer within the Sanitary B.A.B.s (Build America Bonds) Fund; to authorize expenditure of \$907,607.49 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2010 Capital Improvement Budget. This project was a result of a consent order as contained in the Wet Weather Management Plan.

This project work will clean and televise all sanitary and a limited number of storm sewers within the project boundary; investigate the area's water-in-basement (WIB) complaints in the past 6 years; build a detailed hydraulic model of the sanitary and storm sewers (include a thorough flow monitoring, and rain gage program); perform "representative" public and private investigations to estimate the impact of all private and public sources of inflow and infiltration (I&I); and use all of the results to recommend projects and programs to mitigate I&I and its impact on the areas' WIB. The preliminary engineering for the I&I study and recommendations is to be completed within 18 months after the effective date of the Notice to Proceed.

A. **Procurement Information:** The Division advertised Request for Proposals (RFP's) for the subject services in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage received technical proposals on February 26, 2010 from the following companies:

<u>Name</u>	<u>C.C. No.</u>	<u>City/State</u>	<u>Maj/MBE/FBE</u>
EMH&T	31-0685594	Columbus, OH	MAJ
DLZ Ohio, Inc	31-1268980	Columbus, OH	ASN
AECOM	13-5511947	Columbus, OH	MAJ
URS	34-0939859	Columbus, OH	MAJ
Resource International	31-0669793	Columbus, OH	FBE

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 and feasibility. After careful consideration, the committee recommended that EMH&T be selected to provide the engineering services for this project.

B. **Contract Compliance No.:** 31-0685594 | Expires: 09/21/2011 | MAJ

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

2. **FISCAL IMPACT:**

This ordinance authorizes the transfer within and expenditure of funds from the Sanitary B.A.B.s (Build America Bonds) Fund in the amount of \$907,607.49 and to amend the 2010 Capital Improvement Budget.

Title

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Evans, Mechwart, Hambleton & Tilton, Inc (EMH&T), for Sullivant Avenue Sewer System Inflow & Infiltration Remediation Project in order to comply with the consent order as contained in the Wet Weather Management Plan; to authorize the transfer within and the expenditure of \$907,607.49 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2010 Capital Improvement Budget, (\$907,607.49)

Body

WHEREAS, this legislation authorizes the Director of Public Utilities to enter into an agreement with EMH&T, 5500 New Albany Road, Columbus, Ohio 43054 in the amount of \$907,607.49 for professional engineering services for the Sullivant Avenue Sewer System Inflow & Infiltration Remediation Project for the Division of Sewerage and Drainage; and

WHEREAS, the procurement was conducted in accordance with the Request For Proposals (RFP) process set forth in Section 329.14, Columbus City Codes; five proposals were received and the Division's Evaluation Committee selected EMH&T, from among the five firms; and

WHEREAS, it is necessary to authorize the transfer of funds within the Sanitary B.A.B.s (Build America Bonds) Fund to provide sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize the expenditure of funds from the Sanitary B.A.B.s (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 expenditure; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into an agreement for professional engineering services EMH&T, for the Sullivant Avenue Sewer System Inflow & Infiltration Remediation Project for the Division of Sewerage and Drainage, to ensure the continued operation of vital Sanitary infrastructure for the City; and for the preservation of the public health, peace, property, and safety 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 enter into an agreement for professional engineering services with EMH&T, 5500 New Albany Road, Columbus, Ohio 43054, in connection with the Sullivant Avenue Sewer System Inflow & Infiltration Remediation Project, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

Section 2. That the City Auditor is hereby authorized to transfer \$907,607.49 within the Sanitary B.A.B.s (Build America Bonds) Fund from the Division of Sewerage and Drainage: Div. 60-05, Fund 668; Object Level Three 6676;

FROM:

Proj. No. | Proj. Name | OCA | Amount

650404-100000 | Sanitary System Rehabilitation | 668404 | -\$907,607.49

TO:

Proj. No. | Proj. Name | OCA | Amount

650405-100014 | Sullivant Avenue Sewer System I&I Remediation Project | 640514 | +\$907,607.49

Section 3. That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein:

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

650404-100000 | Sanitary System Rehabilitation | \$2,200,000 | \$1,292,392 | (-\$907,608)

650405-100014 | Sullivant Avenue Sewer System I&I Remediation Project | \$0.0 | \$907,608 | (-\$907,608)

Section 4. That for the purpose of paying the cost of the professional engineering services contract, the expenditure of \$907,607.49, or as much thereof as may be needed, is hereby authorized from the Sanitary B.A.B.s Fund, Fund No. 668 | Division 60-05 | Project No. 650405-100014 | OCA Code 640514 | Object Level Three 6676.

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 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.

Legislation Number: 1323-2010

Drafting Date: 09/10/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to enter into an agreement with GE Fanuc Automation Americas, Inc. dba GE Fanuc Intelligent Platforms, Inc. for software licenses and support for the GE Fanuc Proficy GlobalCare Complete.

The GE Fanuc Proficy GlobalCare Complete software is the software utilized by the Sewer Maintenance Operation Center and the Jackson Pike and Southerly Wastewater Treatment Plants for their plant wide control systems. The software is responsible for all controls throughout the plants and monitors the operations. There are two (2) products being covered by this support agreement. The iFix4.5 is the control software for supervisors and operators which is used to control all plant processes and systems and the iHistorian 3.1 which records a historical database for some 20,000 points that are monitored daily at the Division of Sewerage and Drainage facilities. The support is for one (1) year expiring on September 15, 2011.

GE Fanuc is the developer of the software and has a partnership with Gray Matters Systems to provide all support and maintenance of the software. This legislation is being submitted in accordance with the Sole Source provisions of the Columbus City Code Section 329.07(e).

SUPPLIER: GE Fanuc Automation Americas, Inc. dba GE Fanuc Intelligent Platforms, Inc. (54-1393332) Expires 5-29-11

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: \$100,171.96 is budgeted and needed for this purchase. This legislation includes the cost for software licenses and support.

\$90,270.00 was spent in 2009.

\$59,419.59 was spent in 2008.

Title

To authorize the Director of Public Utilities to enter into an agreement with GE Fanuc Automation Americas, Inc. dba GE Fanuc Intelligent Platforms, Inc. for Software Licenses, Support and Maintenance for the Division of Sewerage and Drainage in accordance with the Sole Source provisions of Columbus City Code, and to authorize the expenditure of \$100,171.96 from the Sewerage System Operating Fund. (\$100,171.96)

Body

WHEREAS, the Sewer Maintenance Operation Center, Jackson Pike and Southerly Wastewater Treatment Plants have various control and process systems that are monitored and controlled by the GE Fanuc GlobalCare Complete software, and

WHEREAS, there are two (2) products being covered by this support agreement. The iFix4.5 is the control software for supervisors and operators which is used to control all plant processes and systems and the iHistorian 3.1 records an historical database for some 20,000 points that are monitored daily at the Division of Sewerage and Drainage facilities, and

WHEREAS, GE Fanuc Automation Americas, Inc. dba GE Fanuc Intelligent Platforms, Inc. is the developer of the software and has partnered with Gray Matter Systems to provide the support and maintenance of the software, and

WHEREAS, the software licenses and support is for one (1) year and it will expire on September 15, 2011, and

WHEREAS, this legislation is being submitted in accordance with the Sole Source provisions of the Columbus City Code Section 329.07(e); now, therefore

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into an agreement with GE Fanuc Automation Americas, Inc. dba GE Fanuc Intelligent Platforms, Inc. for Software Licenses and Support for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$100,171.96 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, as follows:

Southerly Wastewater Treatment Plant

OCA: 605048

Object Level 1: 03

Object Level 3: 3369

Amount: \$49,291.44

Jackson Pike Wastewater Treatment Plant

OCA: 605014

Object Level 1: 03

Object Level 3: 3369

Amount: \$41,228.75

Sewer Maintenance Operation Center

OCA: 605089

Object Level 1: 03

Object Level 3: 3369

Amount: \$9,651.77

Section 3. That this Council finds it in the best interest of the City of Columbus to pass this legislation in accordance with the Sole Source provisions of Columbus City Code Section 329.07 (e).

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

Legislation Number: 1338-2010

Drafting Date: 09/14/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to purchase transformers for the Division of Power and Water (Power). K-Rated Subway Transformers are needed to replenish stock for maintenance and new customer services.

The Purchasing Office advertised and solicited competitive bids for the purchase of Transformers for the Division of Power and Water in accordance with Section 329.06 (SA003662). Forty-eight (48) vendors were solicited: forty-six (46) MAJ; one (1) MBR; and one (1) M1A. Four (MAJ) bids were received and opened on August 26, 2010.

A contract award is recommended to Van Tran Industries, in the amount of \$79,470.00 based upon the lowest, responsive and responsible bid received. Attached is a bid evaluation sheet showing bid prices as well as the copper and core loss for each transformer included in this solicitation. The copper and core loss figures establish material quality and are used to evaluate bids.

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

Contract Compliance: Van Tran Industries, 742568917, expires 9/16/2012

FISCAL IMPACT: \$183,550 was budgeted for the purchase of transformers in the 2010 Electricity Operating Fund budget. \$334,244.00 was encumbered in 2009 and \$309,083 was encumbered in 2008 from the Electricity Operating Fund for the purchase of transformers.

Title

To authorize the Finance and Management Director to enter into a contract with Van Tran Industries for the purchase of Transformers for the Division of Power and Water and to authorize the expenditure of \$79,470.00 from the Electricity Operating Fund. (\$79,470.00)

Body

WHEREAS, the Department of Public Utilities, Division of Power and Water, has a need to purchase Transformers to replenish stock for maintenance and new customer installations; and

WHEREAS, the Purchasing Office received and opened formal bids on August 26, 2010; and

WHEREAS, it is recommended that a contract be awarded to Van Tran Industries based upon the lowest, responsive, responsible and best bid; 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 enter into a contract with Van Tran Industries to purchase Transformers based upon the lowest, responsive, responsible and best bids received August 26, 2010, SA003662, in the amount of \$79,470.00.

SECTION 2. That to pay the cost of the aforesaid purchase, the expenditure of \$79,470.00, or so much thereof as may be needed, is hereby authorized from the Electricity Operating Fund 550, Division Number 60-07, OCA 606723, Object Level Three Code 6621.

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

Legislation Number: 1378-2010

Drafting Date: 09/21/2010

Current Status: Passed

Explanation

Council Variance Application: CV10-024

APPLICANT: TRZ Group, LLC; c/o Rebecca L. Egelhoff, Atty.; 88 East Broad Street, Suite 2000; Columbus, OH 43215.

PROPOSED USE: Two-unit dwelling.

NEAR EAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This request will conform an existing two-unit dwelling in the R-3, Residential District. Variances for the dwelling's existing yard and area standards and a parking reduction to maintain zero parking spaces are included in the request. A Council variance is necessary in that a two-unit dwelling is not a permitted use in the R-3, Residential District. The site was part of a City-sponsored area-wide rezoning that rendered the use non-conforming. A hardship exists because the non-conforming nature of the site precludes financing options and prevents the owner from making improvements to the structure. The two-unit dwelling has been long established on this lot and is consistent with existing development in the surrounding residential neighborhood. Approval of this request will not add a new or incompatible use to the area.

Title

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.13, R-3 area district requirements; 3332.18, Basis of computing area; 3332.22, Building lines on corner lots; 3332.25, Maximum side yard required; and 3332.30, Vision clearance, of the Columbus City Codes; for the property located at **506-508 SOUTH CHAMPION AVENUE (43205)**, to conform an existing two-unit dwelling with reduced development standards in the R-3, Residential District **and to declare an emergency** (Council Variance # CV10-024).

Body

WHEREAS, by application No. CV10-024, the owner of property at **506-508 SOUTH CHAMPION AVENUE (43205)**, is requesting a Council Variance to conform an existing two-unit dwelling with reduced development standards in the R-3, Residential District; and

WHEREAS, Section 3332.035, R-3, Residential District, prohibits two-unit dwellings, while the applicant proposes to maintain an existing two-unit dwelling; and

WHEREAS, Section 3312.49, Minimum numbers of parking spaces required, requires two (2) parking spaces per dwelling unit, while the applicant proposes to maintain zero (0) parking spaces; and

WHEREAS, Section 3332.05, Area district lot width requirements, requires a lot width of fifty (50) feet in the R-3 district, while the applicant proposes to maintain a lot width of thirty-seven and one-half (37.5) feet; and

WHEREAS, Section 3332.13, R-3 area district requirements, requires that a single-family dwelling or other principal building shall be situated on a lot of no less than 5,000 square feet in area, while the applicant proposes to maintain an existing two-unit dwelling on a lot that contains 4,574± square feet; and

WHEREAS, Section 3332.18, Basis of computing area, requires that no dwelling shall occupy alone or together with any other building greater than fifty percent (50%) of the lot area, while the applicant proposes to maintain a fifty-six percent (56%) lot coverage for the existing building; and

WHEREAS, Section 3332.22, Building lines on corner lots, requires a corner property with a width of less than forty (40) feet to have a setback of at least twenty (20) percent of the property width minus two percent for each foot of lesser width than forty feet, or 4.5 feet for this property, while the applicant proposes to maintain the existing building setback of 1.5 feet along Fulton Street; and

WHEREAS, Section 3332.25, Maximum side yard required, requires the sum of the widths of each side yard to equal or exceed 20% of the thirty-seven and one-half (37.5) foot wide lot, or 7.5 feet, while the applicant proposes to maintain a maximum side yard of 4.5± feet for the existing building; and

WHEREAS, Section 3332.30, Vision clearance, requires that a clear vision triangle shall be maintained on each residential lot adjacent to a street intersection, while the applicant proposes to maintain encroachment of the existing dwelling into the clear vision triangle at the intersection of South Champion Avenue and Fulton Street; and

WHEREAS, the Near East Area Commission recommends approval; and

WHEREAS, the City Departments recommend approval because this request will not add a new or incompatible use to the area. This request will conform an existing two- unit dwelling in the R-3, Residential District. The site was part of a City-sponsored area-wide rezoning that rendered the use non-conforming. The two- unit dwelling has been long established on this lot and is consistent with existing development in the surrounding residential neighborhood; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **506-508 SOUTH CHAMPION AVENUE (43205)**, in using said property as desired; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the applicant incurring unnecessary additional financial burdens and to complete contracts for the immediate preservation of the public peace, property, health and safety; now, therefore: BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.13, R-3 area district requirements; 3332.18, Basis of computing area; 3332.22, Building lines on corner lots; 3332.25, Maximum side yard required; and 3332.30, Vision clearance, of the Columbus City Codes, is hereby granted for the property located at **506 SOUTH CHAMPION AVENUE (43205)**, insofar as said sections prohibit a two-unit dwelling with zero (0) parking spaces, a reduced lot width of thirty-seven and one-half (37.5) feet, a reduced lot size of 4,574± square feet, an increased maximum lot coverage of fifty-six percent (56%), a reduced building line of 1.5 feet along Fulton Street, a reduced maximum side yard of 4.5± feet, and encroachment of the dwelling into the clear vision triangle; said property being more particularly described as follows:

506-508 SOUTH CHAMPION AVENUE (43205), being 0.11± acres located at the southeast corner of South Champion Avenue and Fulton Street, and being more particularly described as follows:

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

Being parts of Lot Number Twenty-seven (27) and Twenty-eight (28) of J.J. BEARDS SUBDIVISION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 2, Page 240, Recorder's Office, Franklin County, Ohio, said portion of said lots being described as follows:

Beginning at an iron pin marking the Northwest corner of said Lot No. 27 and the Southeast corner of Champion Ave. and Fulton Street; thence Eastwardly with the South line of Fulton Street, a distance of 120.00 feet, more or less, to an iron pin

which is 30.00 feet Westerly of an iron pin marking the Northeast corner of said Lot No. 27; thence Southwardly with a line to the East line of said Lot No. 27, a distance of 41.1 feet to an iron pin in Lot No. 28, passing the South line of Lot No. 27 at 37.5 feet; thence with a line extending to the Southwest corner of said Lot No. 27 a distance of 120.00 feet, more or less, to an iron pin marking the Southwest corner of said Lot, and the East line of Champion Ave.; thence Northwardly with said East line of Champion Ave., a distance of 37.5 feet to the PLACE OF BEGINNING.

Parcel No.: 010-039030
Known as: 506-508 Champion, Columbus, Ohio 43203

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a two-unit dwelling, or those uses permitted in the R-3, Residential District.

SECTION 3. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 1379-2010

Drafting Date: 09/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio, holds title to fifteen (15) foot wide sanitary easements, located in the vicinity of New Bond Street and Easton Loop West, by virtue of recorded easements in Instrument Numbers 200003310062721 and 200006230124652, Franklin County Recorder's Office, Ohio. Easton Town Center II, LLC, a Delaware limited liability company, has requested that portions of said recorded easements be released, as more particularly described below herein, in exchange for replacement easements previously granted to the City of Columbus, Ohio by Morso Holding Co., a Delaware corporation, in Instrument Number 200011060224044, Franklin County Recorder's Office, Ohio. The Department of Public Utilities, Division of Sewerage and Drainage, has determined that the partial release of said easements will not adversely affect the City of Columbus, Ohio. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release the aforementioned sewer easements in exchange for a previously granted replacement easement.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release portions of certain sewer easements, located in the vicinity of New Bond Street and Easton Loop West, at the request of Easton Town Center II, LLC, a Delaware Limited Liability Company in exchange for replacement easements previously granted to the City of Columbus, Ohio.

BodyWHEREAS, The City of Columbus, Ohio, holds title to fifteen (15) foot wide sanitary easements, located in the vicinity of New Bond Street and Easton Loop West, by virtue of recorded easements in Instrument Numbers 200003310062721 and 200006230124652, Franklin County Recorder's Office, Ohio; and,

WHEREAS, Easton Town Center II, LLC, a Delaware limited liability company, has requested that portions of said recorded easements be released, as more particularly described below herein, in exchange for replacement easements previously granted to the City of Columbus, Ohio by Morso Holding Co., a Delaware corporation, in Instrument Number 200011060224044, Franklin County Recorder's Office, Ohio; and,

WHEREAS, the Department of Public Utilities, Division of Sewerage and Drainage, has determined that the partial release of said easements will not adversely affect the City of Columbus, Ohio; now, therefore

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, prepared and/or approved by the Department of Law, Real Estate Division, necessary to release certain sanitary easement rights in and to the following described real property, unto Easton Town Center II, LLC:

Release of Sanitary Sewer Easement
0.084 Acre

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 2, Township 1, Range 17, United States Military Lands and being a 15.00 foot wide strip of land across Parcel 9 as conveyed to MORSO Holding Co. by deed of record in Official Record 30846G11 (all deed references refer to records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, for reference, at the centerline intersection of Gramercy Street and Chagrin Drive;
thence North 30°53'33" West, across Grantor's tract, a distance of 333.04 feet to the True Point of Beginning for this description;
thence North 87°41'34" West, across Grantor's tract, a distance of 159.29 feet to a point on the westerly line of an existing 15.00 Sanitary Sewer Easement as conveyed to the City of Columbus of record in Instrument Number 200003310062721;
thence North 02°18'27" East, with said westerly line, a distance of 15.00 feet to a point;
thence across said existing Easement, the following courses and distances:
South 87°41'34" East, a distance of 155.71 feet to a point;
North 65°28'36" East, a distance of 86.41 feet to a point on the northerly line of said Easement;
thence South 11°06'29" East, across said Easement, a distance of 15.42 feet to a point on the southerly line of said Easement;
thence South 65°28'36" West, across Grantor's tract, a distance of 86.41 feet to the True Point of Beginning and containing 0.084 acre of land, more or less.

RELEASE OF 0.646 Acre Sanitary Sewer Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Quarter Township 2, Township 1, Range 17, United States Military Land and being a 15 foot wide strip of land across those tracts as conveyed to Morso Holding Co. by deeds of record in Official Record 30846G11 and Instrument Number 199711190147984, all references begin to records of the Recorder's Office, Franklin County, Ohio and being described as follows:

Beginning for reference at the centerline intersection of Gramercy Street and Easton Loop East, of record in Plat Book 93, Pages 1 & 2;
thence North 22°39'33" West, across said roads and across Grantor's tracts, a distance of 350.42 feet to the True Point of Beginning for the strip herein intended to be described;
thence across Grantor's tracts the following courses and distances;
North 87°41'34" West, a distance of 270.13 feet to a point;
South 71°12'26" West, a distance of 75.00 feet to a point;
North 87°41'34" West, a distance of 138.90 feet to a point;
South 2°18'27" West, a distance of 215.00 feet to a point;
North 87°41'33" West, a distance of 15.00 feet to a point;
North 2°18'27" East, a distance of 230.00 feet to a point;
South 87°41'34" East, a distance of 151.10 feet to a point;
North 71°12'26" East, a distance of 75.00 feet to a point;
South 87°41'34" East, a distance of 257.93 feet to a point;
North 2°18'26" East, a distance of 324.50 feet to a point;

North 87°41'34" West, a distance of 292.50 feet to a point;
North 87°41'33" West, a distance of 186.50 feet to a point;
North 2°18'27" East, a distance of 265.00 feet to a point;
South 87°41'33" East, a distance of 15.00 feet to a point;
South 2°18'27" West, a distance of 250.00 feet to a point;
South 87°41'33" East, a distance of 171.50 feet to a point;
South 87°41'34" East, a distance of 307.50 feet to a point;
South 2°18'26" West, a distance of 124.07 feet to a point; and
South 87°41'34" East, a distance of 96.29 feet to a point in Grantor's easterly line, being the westerly line of that original 17.509 acre tract as conveyed to Robert E. Lindeman, Trustee by deed of record in Official Record 7958H04;

thence South 4°46'39" West, along Grantor's easterly line, being the westerly line of said Lindeman tract, a distance of 15.01 feet to the southwesterly corner of said Lindeman tract;

thence crossing Grantor's tracts, the following courses and distances;

North 87°41'34" West, a distance of 95.65 feet to a point; and

South 2°18'26" West, a distance of 215.43 feet to the True Point of Beginning, and containing 0.646 acres of land, more or less.

RELEASE OF SANITARY SEWER EASEMENT
0.130 ACRE

Situate in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 2, Township 1, Range 17, United States Military Lands, being on, over and across that 47.580 acre tract conveyed as Parcel Two and that 2.512 acre tract conveyed as Parcel Sixteen to Easton Town Center II, LLC by deed of record in Instrument Number 200707250130050, and Easton Loop West, a roadway dedicated in Plat Book 99, Pages 55-58, being a portion of that 15 feet wide Sanitary Sewer Easement conveyed to City of Columbus by deed of record in Instrument Number 200003310062721 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) being more particularly described as follows:

Beginning, for reference, at the centerline intersection of said Easton Loop West with New Bond Street, of record in Plat Book 99, Pages 55-58;

Thence South 02° 18' 27" West, with the centerline of said Easton Loop West, a distance of 13.22 feet to a point in the northerly line of said Sanitary Sewer Easement, the TRUE POINT OF BEGINNING;

Thence North 80° 39' 52" East, with a northerly line of said Sanitary Sewer Easement, a distance of 62.94 feet to a point;

Thence South 89° 17' 49" East, continuing with the northerly line of said Sanitary Sewer Easement, a distance of 243.37 feet to a point;

Thence South 02° 18' 27" West, across said Sanitary Sewer Easement, a distance of 15.01 feet to a point on a southerly line thereof;

Thence North 89° 17' 49" West, with a southerly line of said Sanitary Sewer Easement, a distance of 241.63 feet to a point;

Thence South 80° 39' 52" West, continuing with a southerly line of said Sanitary Sewer Easement, a distance of 133.35 feet to a point;

Thence North 11° 56' 23" West, across said Sanitary Sewer Easement, a distance of 15.02 feet to a point in the northerly line thereof, being the southeasterly corner of that 15 feet wide Sanitary Sewer Easement conveyed to City of Columbus by deed of record in Instrument Number 200006230124652;

Thence North 80° 39' 52" East, with said Sanitary Sewer Easement (Instrument Number 200003310062721), a distance of 72.41 feet to the TRUE POINT OF BEGINNING, containing 0.130 acre, more or less.

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

Legislation Number: 1388-2010

Drafting Date: 09/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** This ordinance authorizes a modification of Contract EL-009335, with Asplundh Tree Expert Co., to provide power line clearance services for the Division of Power and Water. Power line clearance is a tree trimming service that the division continuously needs for proper maintenance of its street lighting, distribution facilities, and as may be required by Watershed Management. This planned modification provides funding to continue services through March 2011.

Amount of additional funds to be expended: \$132,000.00

Reasons additional goods/services could not be foreseen: The contract was established as a two-year contract through March 31, 2011. This is a planned modification necessary to provide funding for services required through March 2011.

Reasons other procurement processes are not used: The existing contract is based upon the lowest responsive and responsible bid received and opened on January 7, 2009. The contract provides for services from April 1, 2009 through March 31, 2011.

How cost of modification was determined: The cost is based upon the estimated needs at the rates in the existing contract.

Contract Compliance Number: 231277550, expires 2/4/11

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: \$262,000.00 was budgeted within the 2010 Electricity Operating and of that \$100,000.00 was encumbered earlier in 2010. It has become necessary to increase this contract to provide funding through the expiration of the contract. There is sufficient budget authority available.

2008 encumbrances for this service: \$295,000.00

2009 encumbrances for this service: \$275,000.00

Title

To authorize the Director of Public Utilities to modify an existing contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Power and Water; to authorize the expenditure of \$132,000.00 from the Electricity Operating Fund. (\$132,000.00)

Body

WHEREAS, power line clearance services are required by the Division of Power and Water for maintenance of distribution facilities, street lighting circuits; and

WHEREAS, Contract Number EL009335, with Asplundh Tree Expert Company, was authorized by Ordinance Number 0193-2009, passed March 30, 2009, for power line clearance services from April 1, 2009 through March 31, 2011; and

WHEREAS, it is necessary to modify the existing contract to provide funding for the services required through March 31, 2011; now, therefore,

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to modify Contract Number EL009335 with Asplundh Tree Expert Co. for power line clearance services, in the amount of \$132,000.00.

SECTION 2. That this contract modification is in compliance with Section 329.16 of Columbus City Codes, 1959.

SECTION 3. That to pay the cost of the aforesaid contract modification, the expenditure of \$132,000.00, or so much thereof as may be needed, is hereby authorized as follows:

Electricity Operating Fund 550
Dept./Div. Number 60-07
OCA 606764
Object Level One 03
Object Level Three 3375
Amount: \$132,000.00

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

Legislation Number: 1402-2010

Drafting Date: 09/23/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This legislation will enable the Director of Public Utilities to renew the membership for 2011 with the National Association of Clean Water Agencies (NACWA) for the Division of Sewerage and Drainage. NACWA represents the interests of the country's wastewater treatment agencies, maintains a key role in the development of environmental legislation, and works closely with federal regulatory agencies in the implementation of environmental programs. The NACWA is a nationally-recognized leader in environmental policy and a sought-after technical resource on water quality and ecosystem protection. The membership renewal will provide direct and timely access to this information. The membership is for one (1) year.

SUPPLIER: National Association of Clean Water Agencies (23-7088488-005). Non-Profit Organization

FISCAL IMPACT: The amount budgeted for the membership is \$26,566.00

Title

To authorize the Director of Public Utilities to renew a membership with the National Association of Clean Water Agencies for the Division of Sewerage and Drainage and to authorize the expenditure of \$26,566.00 from the Sewerage System Operating Fund (\$26,566.00)

Body

WHEREAS, it is necessary to renew the one (1) year membership with the National Association of Clean Water Agencies

for 2011 to insure continued and proper research in Wastewater Treatment areas, and

WHEREAS, the NACWA represents the interests of the country's wastewater treatment agencies, maintains a key role in the development of environmental legislation, and works closely with federal regulatory agencies in the implementation of environmental programs. The NACWA is a nationally-recognized leader in environmental policy and a sought-after technical resource on water quality and ecosystem protection. The membership renewal will provide direct and timely access to this information, now, therefore

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

Section 1. That the Director of Public Utilities be and is hereby authorized to execute the necessary documents to renew the membership to the National Association of Clean Water Agencies, for the Division of Sewerage and Drainage, Department of Public Utilities.

Section 2. That the expenditure of \$26,566.00 or so much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund, Fund No. 650 to pay for the cost thereof. as follows:

OCA 605006
Object Level 1 03
Object Level 3: 3333

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

Legislation Number: 1408-2010

Drafting Date: 09/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into an agreement with EMH&T, Inc., for professional engineering services for Existing Detention Basins Evaluation Project, CIP 610792-100000.

The City of Columbus owns and maintains numerous detention basins. The majority of these basins were designed and constructed prior to post-construction water quality criteria now contained in the OEPA's General Construction Permit. The goal of this project is to determine which of these basins can be modified to meet current OEPA water quality requirements.

The Engineer shall identify basins that can be modified, develop a concept plan of required modifications, determine real estate needs, estimate engineering design cost and construction cost for each basin and prepare a report presenting this information. This study is anticipated to begin winter 2010 and end winter 2012. No additional phases are currently anticipated.

2. ENGINEERING CONTRACT AWARD: EMH&T, Inc. was selected in accordance with the procedures set forth in Columbus City Code, Section 329.14, "Awarding professional service contracts through requests for proposals". Eleven proposals meeting minimum qualifications were received and opened on February 5, 2010. The proposals evaluated were from: DLZ, EMH&T, Floyd Browne Group, GPD Group, Gresham Smith and Partners, Korda/Nemeth Engineering, Pomeroy & Associates, Prime Engineering & Architecture, Resource International, Stantec Consulting Services and URS.

Upon review of the proposals, the bidders were ranked using criteria specified in City Code, and more specifically:

proposal quality, competence to perform required work, project schedule, past performance, and environmentally preferable factors if applicable. Based upon these criteria, EMH&T, Inc. was selected as the highest-ranked bidder.

3. FISCAL IMPACT: There is sufficient cash and authority within the Storm B.A.B.s (Build America Bonds) Fund for this project.

4. CONTRACT COMPLIANCE INFORMATION: Contract Compliance Number, 31-0685594, expires: 09/21/2011, Majority.

Title

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with EMH&T, Inc.; Existing Detention Basins Evaluation Project for the Division of Sewerage and Drainage; and to authorize the expenditure of \$372,433.13 within the Storm B.A.B.s (Build America Bonds) Fund. (\$372,433.13).

Body

WHEREAS, EMH&T's Requests for Proposal was received and opened on February 5, 2010 for engineering services for the Existing Detention Basins Evaluation Project; and

WHEREAS, EMH&T, Inc., was selected as the highest-ranked bidder based upon proposal quality, competence to perform required work, project schedule, past performance, and environmentally preferable factors if applicable; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to determine which basins can be modified to meet current OEPA water quality requirements; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the Existing Detention Basins Evaluation Project, for the 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 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 2. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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 the Director of Public Utilities be and hereby is authorized to execute an agreement with EMH&T, Inc., 5500 New Albany Road, Columbus, Ohio 43054, for the Division of Sewerage and Drainage, for professional engineering services in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage.

SECTION 5. That the said engineering firm 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 for the purpose of paying the cost of the professional engineering services contract, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15, Fund 676, Project 610792-100000, Object Level One 06, Object Level Three 6682, OCA Code 685792, Amount \$372,433.13.

SECTION 7. That this ordinance shall take effect and be in force from and after the earliest date allowed by law.

Legislation Number: 1410-2010

Drafting Date: 09/24/2010

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation1. BACKGROUND

Section 5513.01 (B) of the Ohio Revised Code authorizes the Director of the Ohio Department of Transportation to allow political subdivisions to participate in Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into. This legislation will authorize the Director of Finance and Management to participate in these contracts, subject to Council approval. This authorization will be valid for only a two year period in accordance with the limitations set by the Ohio Department of Transportation.

Additionally, this ordinance waives the competitive bidding provisions of the Columbus City Codes for all purchases to be established from this ODOT cooperative purchasing program. On a case by case basis, purchases deemed to be in the best interests of the City and those for which the value of purchasing from an ODOT established contract contain better or terms than what we believe we can otherwise secure, we will present ordinances for the purchase of machinery, materials, supplies or other articles to City Council for authorization.

2. FISCAL IMPACT

None

3. EMERGENCY DESIGNATION

Emergency action is requested in order to have this agreement in place for the Division of Planning and Operations use of these contracts for the purchase of Dump Truck components so that these dump trucks may be available during the 2011 winter season.

Title To authorize the Director of Finance and Management to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to the Ohio Revised Code; to waive the competitive bidding provisions of the Columbus City Codes, 1959, for purchases made under this cooperative purchasing program; and to declare an emergency.

Body WHEREAS, the Ohio Revised Code Section 5513.01 (B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies or other articles, and

WHEREAS, the Director of Finance and Management hereby requests authority in the name of the City of Columbus to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to Ohio Revised Code Section 5513.01 (B), and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations in that this ordinance should proceed immediately to allow the City to participate in Ohio Department of Transportation contracts allowing for the purchase of needed equipment for the 2011 winter season, thereby preserving the public health, peace, property, safety and welfare; now, therefore; 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 agree in the name of the City of Columbus to be bound by all terms and conditions as the Director of Transportation prescribes.

Section 2. That the Director of Finance and Management is hereby authorized to agree in the name of the City of Columbus to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of

Columbus participates, for items it receives pursuant to the contract.

Section 3. That the City of Columbus agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The City of Columbus agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Columbus may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

Section 4. That in authorizing any purchases pursuant to this cooperative purchasing program Columbus City Council deems it to be in the best interests of the City to waive the competitive bidding requirements to permit participation in said contracts and hereby waives applicable provisions of Chapter 329 of the Columbus City Codes, 1959.

Section 4. Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1411-2010

Drafting Date: 09/24/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Technology (DoT) to enter into an agreement with Becker Software for annual software maintenance and support for the Facil program used by media services to manage CTV programming and resources. This ordinance will renew support for the period October 18, 2010 to October 17, 2011. The amount of funds needed for the annual maintenance and support agreement is \$250.00.

The City of Columbus, Department of Technology entered into an annual support agreement for Facil, associated with ED011649, provided by Becker Software, in July 2003 in the amount of \$250.00. The agreement was renewed in 2004 (ED017491), 2005 (ED023681) and 2006 (ED028950) all in the amount of \$250.00.

This ordinance also requests approval to continue services provided by Becker Software in accordance with sole source procurement provisions of Section 329 of the Columbus City Code; as it has been determined Becker Software is the sole distributor of Facil, and does not utilize distributors or resellers to provide maintenance and support for its software products.

FISCAL IMPACT:

Sufficient funds are available in the 2010 Information Services Fund budget to pay for the annual software maintenance and support services for the Facil software and cover the time period October 18, 2010 through October 17, 2011. The current contract aggregate total, through this and prior renewals, is \$1,000.00.

CONTRACT COMPLIANCE:

Vendor Name: Becker Software

F.I.D#/CC#: 31-8387261

Expiration Date: 08/10/2012

TitleTo authorize the Director of the Department of Technology to enter into an agreement with Becker Software for annual software maintenance and support services, in accordance with the sole source procurement provisions of the Columbus City Codes; and to authorize the expenditure of \$250.00 from the Department of Technology Internal Service

Fund. (\$250.00)

Body

WHEREAS, the Department of Technology media services has a need to establish an annual software maintenance and support agreement for the Facil software with Becker Software, for upgrades and support services associated with the city's CTV operation to manage media programming and resources programming and resources; and

WHEREAS, the City of Columbus, Department of Technology entered into a support services contract, associated with ED011649, provided by Becker Software, in July 2003; and

WHEREAS, the passage of this ordinance will allow the department to obtain the needed services with a coverage period from October 18, 2010 through October 17, 2011 in the amount of \$250.00; and

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

WHEREAS, it is necessary to enter into contract with Becker Software to continue services and maintain support; 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 be and is hereby authorized to enter into an annual software maintenance and support agreement with Becker Software, for the Facil software which supports media services CTV operation. This agreement provides support from October 18, 2010 through October 17, 2011, in the amount of \$250.00.

SECTION 2: That the expenditure of \$250.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.:47-02|**Fund:**514|**Subfund:**001|**OCA Code:**470202|**Obj. Level 1:** 03|**Obj. Level 3:** 3369|**Amount:** \$250.00

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

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

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

Legislation Number: 1420-2010

Drafting Date: 09/27/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Finance and Management for the Department of Technology, on behalf of the Department of Building and Zoning Services, to purchase replacement database servers for its Accela application using an existing Universal Term Contract (UTC), FL004390, expiration date June 30, 2011 with Agilysys (SA003271 - SA003280, which expires 6/30/2011). Currently, the Accela application servers are installed on physical servers that will be replaced with new virtual servers. The database servers are to be replaced in order to provide redundancy in the event of a server malfunction. These replacement servers are used to issue building permits, track code enforcement activities and monitor the performance of the One-Stop-Shop. Replacement of the database servers is crucial for the Department of Technology to maintain the Accela Automation (AA) application; without it the department would lose the ability to provide web access for building permits, data and information utilized by citizens of the City regarding issues such as building permits and inspections.

This ordinance will allow for the continuation of providing building permit information to the local building industry in a timely and efficient manner, for the purpose of hardware and software services utilized by the Department of Building and Zoning Services; which also supports daily operational functions that benefit various city departments and divisions such as, yet not limited to, the Development Department, the Department of Public Utilities and the Transportation Division of the Public Service Department.

This legislation also authorizes the City Auditor to transfer funds between Object Level 1-06, 03, and 02 to allow for funding to be available within the appropriate object level to purchase hardware and software support services for this equipment and to have adequate funds within the appropriate object level one codes to cover other forthcoming purchases this year.

EMERGENCY: Emergency designation is requested to avoid interruption of service, and to maintain the Accela application utilized by citizens regarding building permits and inspections.

FISCAL IMPACT:

This ordinance will provide funding in the amount of \$72,760.75, for the purchase of replacement equipment and hardware/software support service for the Accela application. A \$140,000.00 transfer of funds between object levels within the Department of Technology Direct Charge budget for the Department of Building and Zoning Services is needed to allocate funds to the appropriate object level to cover the maintenance and support portion of this purchase and allow funding for upcoming purchases.

CONTRACT COMPLIANCE: Agilysys # 34-0907152 Expiration Date: 07/10/2011

Title

To authorize the Director of the Department of Finance and Management for the Department of Technology, on behalf of the Department of Building and Zoning Services, to purchase replacement servers for its Accela application from Agilysys using an existing UTC(FL004390); to authorize a \$140,000.00 transfer of funds within the Department of Technology Information Services Fund; and to authorize the expenditure of \$72,760.75 from the Department of Technology Information Services Fund; and to declare an emergency. (\$72,760.75)

Body

WHEREAS, this legislation authorizes the Director of the Department of Finance and Management, for the Department of

Technology, on behalf of the Department of Building and Zoning Services, to establish a purchase order with Agilysys using an existing Universal Term Contract (UTC/FL004390), to purchase servers, and hardware/software support services associated with the Accela application for building permits and code enforcement, and

WHEREAS, an emergency exists in the usual daily operation of the city in that it is immediately necessary for the Director of Finance and Management on behalf of the Department of Technology for the Department of Building and Zoning Services to establish a purchase order with Agilysys from an existing UTC (FL004390) to maintain the Accela application, and to avoid interruption in the performance of services necessary; for the preservation of the public health, safety, and welfare; now therefore

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

SECTION 1: That the Director of the Department of Finance and Management for the Department of Technology, on behalf of the Department of Building and Zoning Services be and is hereby authorized to establish a purchase order, using an existing UTC (FL004390) with Agilysys to purchase replacement database servers, hardware and software support maintenance services for the Accela application in the amount of \$72,760.75.

SECTION 2: That the City Auditor is authorized to transfer funds within the Department of Technology Information Services Fund for Building and Zoning Services Department sub-fund 240:

TRANSFER FROM: Div.:47-01|Fund:514|Sub-fund: 240|OCA Code: 514240|Obj. Level 1:06|Obj. Level 3: 6655| Amount: \$140,000.00

TRANSFER TO: Div.:47-01|Fund:514|Sub-fund: 240|OCA Code: 514240|Obj. Level 1:02|Obj. Level 3: 2000| Amount: \$75,600.00

TRANSFER TO: Div.:47-01|Fund:514|Sub-fund: 240|OCA Code: 514240|Obj. Level 1:03|Obj. Level 3: 3000| Amount: \$64,400.00

TOTAL TRANSFER AMOUNT: \$140,000.00

SECTION 3: That the expenditure of \$72,760.75 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.:47-01|Fund:514|Sub-fund: 240|OCA Code: 514240|Obj. Level 1:06|Obj. Level 6: 6655|Amount: \$52,626.02 - Servers

Div.:47-01|Fund:514|Sub-fund: 240|OCA Code: 514240|Obj. Level 1:03|Obj. Level 3: 3372| Amount: \$4,387.70 - Hardware Support

Div.:47-01|Fund:514|Sub-fund: 240|OCA Code: 514240|Obj. Level 1:03|Obj. Level 3: 3369|Amount: \$15,747.03 - Software Support

SECTION 4: 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 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 and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1426-2010

Drafting Date: 09/28/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Planning and Operations is responsible for conducting roadway rehabilitation and reconstruction along the City's roadway system. To accomplish this mission the Division requires three tow-behind rollers. The tow-behind rollers are used to ensure proper compaction of asphalt materials during the maintenance and repair of roadway surfaces.

These tow-behind rollers will replace units that are beyond their useful service lives and provide for a more reliable fleet to carry out services provided by the Division. This purchase is consistent with the division's fleet replacement program.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on July 15, 2010, for Bid SA003638 for the purchase of three tow-behind rollers as follows:

<u>Vendor</u>	<u>Make</u>	<u>Unit Cost</u>	<u>Total Cost</u>	<u>Status</u>	
The McLean Company	LeeBoy	\$47,432.00	\$142,296.00	Majority	

The only bid received was from the The McLean Company and it met specifications as the lowest, best, most responsive and most responsible bidder. Their bid price for the complete unit was \$47,432.00.

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 The McLean Company.

2. CONTRACT COMPLIANCE INFORMATION

The McLean Company's contract compliance number is 340762688 and expires 7/19/12.

3. FISCAL IMPACT

Funds are available for this expenditure from the Streets and Highways G.O. Bonds Fund, no. 704. The cost of this purchase is \$142,296.00.

TitleTo authorize the Finance and Management Director to enter into a contract for the purchase of three tow-behind rollers from The McLean Company and to authorize the expenditure of \$142,296.00 from the Streets and Highways G.O. Bonds Fund for the Division of Planning and Operations. (\$142,296.00)

Body**WHEREAS**, the Division of Planning and Operations is responsible for conducting roadway rehabilitation and reconstruction along the City's roadway system, and

WHEREAS, the Division of Planning and Operations is in need of three tow-behind rollers, 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, funds are available in the Streets and Highways G.O. Bonds Fund for this expense; 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 establish a purchase order with The McLean Company, 3155 East 17th Avenue, Columbus, OH, 43219, for the purchase of three tow-behind rollers in accordance with the specifications on file in the Purchasing Office.

Section 2. That funding for this legislation is based on quotes dated July 15, 2010, submitted by The McLean Company.

Section 3. That the sum of \$142,296.00 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, Dept.-Div. 59-11 as follows:

Fund / Project# / Project / O.L. 01 - 03 Codes / OCA Code / Amount
704 / 530020-100000 / Street Equipment / 06-6652 / 591246 / \$142,296.00

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

Legislation Number: 1429-2010

Drafting Date: 09/28/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Finance and Management Director to extend the existing Service Agreement for the Real Estate Management Office with Lease Harbor LLC, under the same terms and conditions, for the final one (1) year renewal term for the provision of web-based database management software, support, and related services for the administration of the City's real property and lease portfolio.

Ordinance No. 1756-2008, passed by City Council on November 25, 2008 authorized the Director of Finance and Management to enter into Amendment #1 of a Service Agreement that provided for two (2) additional one (1) year terms, under the same rates, terms, and conditions as the Amendment Term. The amount of this final one (1) year renewal of the Service Agreement is \$23,000.00 for the term December 15, 2010 through December 14, 2011. The total amount for this contract including this renewal is \$69,000.00.

Lease Harbor LLC has Contract Compliance #36-4352999 with an expiration date of 10/16/2011.

Fiscal Impact: Funds were budgeted and are available within the Finance and Management 2010 General Fund Budget.

Title

To authorize the Finance and Management Director to extend the existing Service Agreement with Lease Harbor LLC, under the same terms and conditions for the final one (1) year renewal term, for the provision of web-based database management software, support, and related services for the administration of the City's real property and lease portfolio; and to authorize the expenditure of \$23,000.00 from the General Fund. (\$23,000)

Body

WHEREAS, the Finance and Management Director wishes to extend the existing Service Agreement with Lease Harbor LLC as authorized by Ordinance 1756-2008, for the provision of web-based database management software, support, and related services for the administration of the City's real property and lease portfolio for the final one (1) year renewal term beginning December 15, 2010; and

WHEREAS, it is necessary to authorize the expenditure of \$23,000.00 or as much as may be necessary; now therefore:

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

SECTION 1. That Finance and Management Director be and is hereby authorized to extend the existing Service Agreement with Lease Harbor LLC for the final year one (1) year renewal term commencing December 15, 2010 and ending December 14, 2011 for the provision of web-based database management software, support, and related services for the administration of the City's real property and lease portfolio.

SECTION 2. That the expenditure of \$23,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Department of Finance and Management, Administrative Division, Division No. 45-51, Fund 010, OCA 450037, Object Level One 03, Object Level Three 3367.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial record. The City Auditor is authorized to make any changes to revise the funding source for any contract or contract modification 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: 1431-2010

Drafting Date: 09/29/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND

The Division of Planning and Operations is responsible for conducting rehabilitation and reconstruction and snow and ice removal along the City's roadway system. To accomplish this mission the Division requires one force feed loader. The force feed loader is used to rapidly collect millings and other debris for direct loading into dump trucks during the rehabilitation and reconstruction of roadway surfaces. It is also used during winter operations to remove plowed snow

This force feed loader will replace a unit that is beyond its useful service life and provide for a more reliable fleet to carry out services provided by the Division. This purchase is consistent with the division's fleet replacement program.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on July 15, 2010 for Bid SA003639 for the purchase of one force feed loader as follows:

<u>Vendor</u>	<u>Make</u>	<u>Unit Cost</u>	<u>Status</u>
The McLean Company	LeeBoy	\$190,900.00	Majority

The only bid received was from the The McLean Company and it met specifications as the lowest, best, most responsive and most responsible bidder. Their bid price for the complete unit was \$190,900.00.

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 The McLean Company.

2. CONTRACT COMPLIANCE INFORMATION

The McLean Company's contract compliance number is 340762688 and expires 7/19/12.

3. FISCAL IMPACT

Funds are available for this expenditure from the Streets and Highways G.O. Bonds Fund, no. 704. The cost of this purchase is \$190,900.00.

TitleTo authorize the Finance and Management Director to enter into a contract for the purchase of one force feed loader from The McLean Company and to authorize the expenditure of \$190,900.00 from the Streets and Highways G.O. Bonds Fund for the Division of Planning and Operations. (\$190,900.00)

Body**WHEREAS**, the Division of Planning and Operations is responsible for conducting rehabilitation and reconstruction and snow and ice removal along the City's roadway system, and

WHEREAS, the Division of Planning and Operations is in need of one force feed loader, 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, funds are available in the Streets and Highways G.O. Bonds Fund for this expense; 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 contract for the purchase of one force feed loader with The McLean Company, 3155 East 17th Avenue, Columbus, OH, 43219 in accordance with the specifications on file in the Purchasing Office.

Section 2. That funding for this legislation is based on quotes dated July 15, 2010, submitted by The McLean Company, and are on file with the Purchasing Office.

Section 3. That the sum of \$190,900.00 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, Dept.-Div. 59-11 as follows:

Fund / Project# / Project / O.L. 01 - 03 Codes / OCA Code / Amount
704 / 530020-100000 / Street Equipment / 06-6652 / 591246 / \$190,900.00

Section 4. That the City Auditor be and hereby is authorized to make any/all other accounting changes for the transactions discussed within this ordinance that are construed by the City Auditor to be reasonably consistent with the intent of this ordinance.

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

Legislation Number: 1439-2010

Drafting Date: 09/30/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

ExplanationThe Division of Fire was awarded a Safety Intervention Grant in the amount of \$26,689.79 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. The City of Columbus must provide matching funds of \$13,344.90. Ordinance 1085-2010 passed in July 2010, appropriated a total of \$40,034.69 into the General Government Grant Funds of Fire to account for both the grant award and the city match.

This ordinance authorizes the City Auditor to transfer the city match of \$13,344.90 from Fire's General Fund operating budget to the General Government Grant Fund and authorizes the Finance and Management Director to issue purchase orders for EMS medical supplies from existing Universal Term Contracts established by the Purchasing office with BoundTree Medical LLC.

Bid Information: Universal Term Contracts exist for these purchases.

Contract Compliance: BoundTree Medical LLC - CC# 311739487 expires 03/17/2011.

EMERGENCY DESIGNATION: Emergency legislation is needed to expedite making the awarded funds available for approved grant purchases before the grant deadline.

FISCAL IMPACT: This ordinance authorizes the transfer of \$13,344.90 from Fire's medical supplies General Fund operating budget to the General Government Grant fund to provide the City's share of funds for the purchase of approved grant items from BoundTree Medical LLC. The balance of the Grant funds (\$16,128.00) will be used for the purchase of thirty-two universal backboard foot rests and carry straps.

TitleTo authorize and direct the City Auditor to transfer \$13,344.90 from Fire Division's General Fund operating budget to the General Government Grant fund to account for the City's matching funds for the Safety Intervention Grant; to authorize and direct the Finance and Management Director to issue a purchase order for EMS medical supplies from existing Universal Term Contracts established for such purposes with BoundTree Medical LLC, to authorize the expenditure of \$23,906.69 from the General Government Grant Fund; and to declare an emergency. (\$23,906.69)

Body**WHEREAS,** the 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 City match of \$13,344.90 associated with this grant needs transferred into the Grant Fund to properly align appropriations with projected expenditures; and

WHEREAS, the Fire Division needs to purchase EMS medical supplies from a Universal Term Contract established by the Purchasing Office; 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 transfer the City's share of the grant and make purchases before the 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 Auditor is authorized to transfer \$13,344.90 on behalf of the Fire Division, Dept/Div 30-04: as follows;

Transfer From General Fund 010|Object Level Three 2207|OCA Code 301531| Amount \$13,344.90.

Transfer To General Fund 010|Object Level Three 5501|OCA Code 903005|Amount \$13,344.90.

Transfer From General Fund 010|Object Level Three 5501|OCA Code 903005|Amount \$13,344.90.

Transfer To Fund 220|Object Level Three 2207|OCA Code 341005|Grant No 341005|Amount \$13,344.90.

SECTION 2. That the Finance and Management Director be and is hereby authorized and directed to issue purchase orders for the purchase of medical supplies in accordance with the existing Universal Term Contracts established by the Purchasing Office with BoundTree Medical LLC.

SECTION 3. That the expenditure of \$23,906.69, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Government Grant, Fund 220 Division of Fire No. 30-04, Object Level One 02, Object Level Three 2207, OCA 341005, Grant No 341005.

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

Legislation Number: 1442-2010

Drafting Date: 09/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

TitleTo authorize the Director of the Department of Public Service to execute those documents required to transfer a portion of the Broadway Place right-of-way, and a portion of the adjacent east/west alley, to Columbus City Schools and to waive the Land Review Commission and the competitive bidding provisions of Columbus City Codes.

Body**WHEREAS**, the City of Columbus, Department of Public Service, Division of Planning and Operations, received a request from Columbus City Schools asking that the City transfer a portion of the Broadway Place right-of-way, east of North High Street between East North Broadway and Clinton Heights Avenue, and a portion of the east/west alley, east of Broadway Place between East North Broadway and Clinton Heights Avenue, to them; and

WHEREAS, transfer of these rights-of-way will allow Columbus City Schools to construct an addition and other improvements to the Clinton Elementary School; 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, subject to the retention of a general utility easement for those utilities currently located within these rights-of-way, the City will not be adversely affected by the transfer of these rights-of-way to Columbus City Schools; and

WHEREAS, the Department of Public Service, Division of Planning and Operations, has recommended these rights-of-way be transferred to Columbus City Schools at no charge in recognition of the Mayor's initiative to help the Columbus City Schools as part of their school rebuild program; now, therefore

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

Section 1. That the Director of the Department of Public Service be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described rights-of-way to Columbus City Schools; to-wit:

0.124 Acre Tract

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 2, Township 1, Range 18, United States Military Lands, being part of the right-of-way of Broadway Place, formerly known as Broadway Court (30 feet wide), of record in Plat Book 4, Page 370, and a 12 feet wide Alley, of record in Plat Book 7, Page 160, (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning at an iron pin set in the westerly right-of-way line of said Broadway Place at the common corner of Lot 26 of

that subdivision entitled "Broad Oak Parcels", of record in Plat Book 7, Page 449, and Lot 1 of that subdivision entitled "Oakland North Broadway Loren and Dennison's Subdivision", of record in Plat Book 4, Page 3 70;

Thence North 88o14'27" East, across the right-of-way of said Broadway Place, a distance of 30.40 feet to an iron pin set on the westerly line of Lot 29 of said "Oakland North Broadway Loren and Dennison's Subdivision", being the easterly right-of-way line of said Broadway Court;

Thence South 11o06'47" East, with said easterly right-of-way line, said westerly line, a distance of 99.94 feet to an iron pin set at the southwesterly corner of said Lot 29, being the intersection of said easterly right-of-way line and the northerly right-of-way line of said 12 feet wide Alley;

Thence South 86o43 '20" East, with said northerly right-of-way line, the southerly line of said Lot 29, (passing a 3/4 inch pinch top iron pipe found at 9.10 feet, a 3/4 inch iron pipe found at 56.82 feet, and a 3/4 inch iron pipe found at 122.05 feet (0.22 feet North)), a total distance of 172.65 feet to an iron pipe found (0.42 feet North), being a common corner of the easterly terminus of said 12 feet wide alley, said Lot 29, Lot 30 of said "Oakland North Broadway Loren and Dennison's Subdivision" and that 12' Alley vacated by Ordinance 38053;

Thence South 02o43'21" West, with a westerly terminus of said vacated Alley, a distance 12.00 feet to an iron pin set in the southerly right-of-way line of said 12 feet wide alley at the common corner of Lot 68 of that subdivision entitled "The Clinton Land Company's Addition", of record in Pat Book 7, Page 182, and that tract conveyed to Board of Education of the Columbus City School District by an Affidavit of Fact in Instrument Number 200810070150051;

Thence North 86o43'20" West, with said southerly right-of-way line, a northerly line of said Board of Education of the Columbus City School District tract and a northerly line that Alley vacated by Ordinance Number 32968, a distance of 200.66 feet to a magnetic nail set at the intersection of said southerly right-of-way line with said westerly right-of-way line;

Thence North 11o06'47" West, with said westerly right-of-way line, an easterly line of said vacated Alley and said Lot 1, a distance of 109.57 feet to the TRUE POINT OF BEGINNING and containing 0.124 acre of land.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

Bearings are based on the Ohio State Plane Coordinate System (South Zone) as per NAD83 (1986 Adjustment). Control for bearings was from Monuments FRANK143 and FRANK43 with the southerly right-of-way of East North Broadway having a bearing of North 88o14'44" West.

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

Section 3. That a general utility easement in, on, over, across and through the above described rights-of-way shall be and hereby is retained unto the City of Columbus for those utilities located within said right-of-way.

Section 4. 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 5. That this Council has determined it is in the best interest of the City of Columbus to allow these rights-of-way to be transferred without requiring competitive bidding and hereby waives the competitive provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of this property.

Section 6. That this Council has determined it is in the best interest of the City of Columbus to allow these rights-of-way

to be transferred without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provisions of Columbus City Codes (1959) Revised, Section 328.01 with regards to the transfer of this property.

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

Legislation Number: 1446-2010

Drafting Date: 09/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Division of Income Tax supplies city income tax forms and tax packets to the public. These forms are used for yearly individual and corporate tax returns and are vital to daily operation. In accordance with the Columbus City Code, the Income Tax Division used the competitive bidding process to obtain a contract for the production of the personalized income tax forms.

A formal request for bids was processed online via Vendor Services for the printing of the personalized income tax forms by the Division of Income Tax and one bid was received.

The bid from The Shamrock Companies, Inc. was the only bid received. The Shamrock Companies produced the annual tax forms packets for 2001, and 2004 through 2009. Their contract compliance number is 34-1609149 and it expires 10/21/2011.

Fiscal Impact:

\$60,000 was budgeted and available for the printing of the 2010 tax forms. The proposed amount is \$49,140. In 2009 it was \$44,865.00.

Title

To authorize the City Auditor to enter into contract with The Shamrock Companies, Inc. for the production of 2010 personalized income tax forms for the Office of the City Auditor, Division of Income Tax; to authorize the expenditure of \$49,140.00; and to declare an emergency (\$49,140.00).

Body

WHEREAS, the Division of Income Tax requires a contract for the production of city income tax forms and tax packages for public use; and,

WHEREAS, the Division of Income Tax solicited bids for the tax forms and tax packages and the bid has been awarded to the lowest responsive bidder; and,

WHEREAS, an emergency exists in the usual operation of the City in that to ensure the timely production of the tax forms and meeting of mailing guidelines, there is an immediate need to provide the funding; now therefore,

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

SECTION 1. That the Finance Director be and his is hereby authorized and directed to enter into contract with The Shamrock Companies for the production of 2010 personalized income tax forms.

SECTION 2. That the expenditure of \$49,140.00 or so much thereof as may be necessary is hereby authorized from Department 22-02, General Fund 01-100, Character 03, Minor Object 3352, Index Code 220202, to pay the cost thereof.

SECTION 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby

declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1447-2010

Drafting Date: 09/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z10-011

APPLICANT: City of Columbus Department of Development c/o Todd Singer; 109 North Front Street, Columbus, Ohio 43215.

PROPOSED USE: Conform existing residential dwellings. Implement *The Franklinton Plan* (2003).

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on June 24, 2010.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The purpose of the City-sponsored rezoning is to bring the existing dwellings into zoning conformance per the land use recommendations of *The Franklinton Plan* (2003) and existing use. The site is located within *The Franklinton Plan* (2003) boundaries. The plan recommends rezoning of parcels not conforming with the C-1, C-2 and C-4 Commercial Districts, to a more appropriate classification. The existing C-1, C-2, and C-4, Commercial District, zonings have been deemed no longer appropriate and the R-2, Residential District, has been recommended by the plan and deemed preferable and/or in conformance with existing and future recommended land use.

Title

To rezone **147 N. Guilford Ave. (43222), 207 N. Central Ave. (43222), 191 N. Central Ave. (43222), 36 Hayden Ave. (43222), 125 Chicago Ave. (43222), and 159 S. Yale Ave. (43222)**, being 6.06± acres located at the southwest corner of the intersection of N. Guilford Ave. and Merrimac St.; at the southwest corner of the intersection of N. Central Ave. and Irene Pl.; at the northwest corner of the intersection of N. Central Ave. and Merrimac St.; on the east side of Hayden Ave., 186 feet north of W. Broad St.; at the northwest corner of the intersection of Chicago Ave. and Cable Ave.; and on the west side of S. Yale Ave., 155 feet south of W. Broad St. **From:** C-1, C-2, and C-4, Commercial Districts, **To:** R-2, Residential District. (Rezoning # Z10-011)

Body

WHEREAS, application #Z10-011 is on file with the of the Department of Building and Zoning Services requesting rezoning of 6.06± acres from C-1, C-2, and C-4, Commercial Districts, **To:** R-2, Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the site is located within *The Franklinton Plan* (2003) boundaries and the plan recommends rezoning of parcels not conforming with the C-1, C-2 and C-4, Commercial Districts, to a more appropriate classification. The existing C-1, C-2 and C-4, Commercial Districts, zonings have been deemed no longer appropriate and the R-2, Residential District, has been recommended by the plan and deemed preferable and/or in conformance with existing and future recommended land use, now, therefore:

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

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

To rezone, **147 N. Guilford Ave. (43222), 207 N. Central Ave. (43222), 191 N. Central Ave. (43222), 36 Hayden Ave. (43222), 125 Chicago Ave. (43222), and 159 S. Yale Ave. (43222)**, being 6.06± acres located at the southwest corner of the intersection of N. Guilford Ave. and Merrimac St.; at the southwest corner of the intersection of N. Central Ave. and Irene Pl.; at the northwest corner of the intersection of N. Central Ave. and Merrimac St.; on the east side of Hayden Ave., 186 feet north of W. Broad St.; at the northwest corner of the intersection of Chicago Ave. and Cable Ave.; and on the west side of S. Yale Ave., 155 feet south of W. Broad St., and being more particularly described as follows:

Proposed Area Rezoning

Parcel 1

Beginning at the intersection of two unnamed alleys west of N. Guilford Ave.;

Thence N 8° 30' W ±460 feet along the east right-of-way of the alley to the south right-of-way of an unnamed alley;

Thence N 82° 15' E ±130 feet along the south right-of-way to the west right-of-way of N. Guilford Ave.;

Thence S 8° 10' E ±460 feet along the west right-of-way of N. Guilford Ave. to the north right-of-way an unnamed alley;

Thence S 82° 00' W ±130 feet along the north right-of-way of the alley to the place of beginning.

Parcel 2

Beginning at the intersection of an unnamed alley west of N. Central Ave. and Irene Pl.;

Thence S 87° 30' E ±130 feet along the north right-of-way of Irene Pl. to the west right-of-way of N. Central Ave.;

Thence S 8° 45' E ±25 feet along the west right-of-way of N. Central Ave.;

Thence S 82° 00' W ±127 feet to the east right-of-way an unnamed alley;

Thence N 8° 20' W ±48 feet along the east right-of-way of the alley to the place of beginning.

Parcel 3

Beginning at the intersection of N. Central Ave. and Merrimac St.;

Thence S 82° 00' W ±130 feet along the north right-of-way of Merrimac St. to the east right-of-way of an unnamed alley;

Thence N 8° 05' W ±164 feet along east right-of-way;

Thence N 82° 00' E ±130 feet to the west right-of-way of N. Central Ave.;

Thence S 8° 20' E ±164 feet along the west right-of-way of N. Central Ave. to the place of beginning.

Parcel 4

Beginning at a point ±225 northwest of W. Broad St. in the east right-of-way of Hayden Ave.;

Thence N 8° 30' W ±162 feet along the east right-of-way of Hayden Ave.;

Thence N 82° 00' E ±150 feet to the west right-of-way of an unnamed alley;

Thence S 8° 30' E ±162 feet along the west right-of-way of an unnamed alley;

Thence S 82° 0' W ±150 feet to the place of beginning.

Parcel 5

Beginning at the intersection of Chicago Ave. and Cable Ave.;

Thence S 82° 00' W ±147 feet along the north right-of-way of Cable Ave. to the east right-of-way of an unnamed alley;

Thence N 8° 30' W ±248 feet along east right-of-way of an unnamed alley;

Thence N 81° 25' E ±147 feet to the west right-of-way of Chicago Ave.;

Thence S 8° 30' E ±248 feet along the west right-of-way of Chicago Ave. to the place of beginning.

Parcel 6

Beginning at a point ±60 northwest of W. Town St. in the west right-of-way of S. Yale Ave.;

Thence S 81° 30' W ±131 feet to the east right-of-way of an unnamed alley;

Thence N 8° 20' W ±1005 feet along east right-of-way of an unnamed alley to the south right-of-way of an unnamed alley (crossing W. State St. at ±456 feet);

Thence N 81° 30' E ±130 feet along the south right-of-way of an unnamed alley to the west right-of-way of S. Yale Ave.;

Thence S 8° 20' E ±1005 feet along to the west right-of-way of S. Yale Ave. to the place of beginning.
This description has been prepared from records and is not valid for land transfer.

To Rezone From: C-1, C-2, and C-4, Commercial Districts,

To: R-2, Residential District.

Section 2. That a Height District of thirty-five (35) feet is hereby established on the R-2, Residential District, on this property.

Section 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map.

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

Legislation Number: 1448-2010

Drafting Date: 09/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation This ordinance will enable the Director of Recreation and Parks to accept a grant and enter into agreement with the Ohio Department of Natural Resources, Clean Ohio Trails Fund, and provide for the appropriation of said funds to the Recreation and Parks Grant Fund. Funding has been awarded to construct the Alum Creek Trail, from Sunbury Ridge Drive to Brittany Hills. The funds will be used as part of the construction funding for the project. The target completion date for this project is October, 2011. This ordinance is submitted as an emergency to allow the financial transaction to be posted in the City's accounting system as soon as possible. Emergency action is also necessary to have funding available for necessary expenditures.

The total grant amount from ODNR Clean Ohio Trails Fund is \$410,000.00.

A Clean Ohio Trails Fund grant for a one-mile section of the Alum Creek Trail, Sunbury Ridge Drive to Brittany Hills, was received by Recreation and Parks. This grant is to provide funds for construction of an asphalt trail, bridge, and culverts.

Title

To authorize and direct the Director of Recreation and Parks to enter into an agreement with the Ohio Department of Natural Resources Clean Ohio Trails Fund; to accept a Clean Ohio Trails Fund grant for a one-mile section of the Alum Creek Trail from Sunbury Ridge Drive to Brittany Hills; to appropriate the funds for the construction of an asphalt trail, bridge, and culverts; and to declare an emergency. (\$410,000.00)

Body

WHEREAS, the Ohio Department of Natural Resources has awarded \$410,000.00 to the Recreation and Parks Department as part of the Clean Ohio Trails Fund program; and

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Natural Resources, Clean Ohio Trails Fund for the development of the portion of the Alum Creek Trail from Sunbury Ridge Drive to Brittany Hills; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that it is immediately necessary to appropriate funds to have funding available for necessary expenditures, 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 Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$410,000.00 and enter into an agreement with the Ohio Department of Natural Resources Clean Ohio Trails for the purpose of Alum Creek Trail Development.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$410,000.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

Fund Type: Grant Fund; **Dept No.:** 51-01, **Fund No.:** 286; **OCA Code;** to be assigned by auditor; **Obj Level 3;** 6621; **Amount;** \$410,000.00, Grant No.; to be assigned by auditor

SECTION 3. That the monies in the foregoing Section 2 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 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 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1449-2010

Drafting Date: 09/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z10-012

APPLICANT: City of Columbus Department of Development c/o Todd Singer; 109 North Front Street, Columbus, Ohio 43215.

PROPOSED USE: Conform existing single-family and two-family dwellings. Implement *The Franklinton Plan* (2003).

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on June 24, 2010.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The purpose of the City-sponsored rezoning is to bring the existing dwellings into zoning conformance per the land use recommendations of *The Franklinton Plan* (2003) and existing use. The site is located within *The Franklinton Plan* (2003) boundaries. The plan recommends rezoning of parcels not conforming with the AR-1, Apartment Residential District, to a more appropriate classification. The existing AR-1, Apartment Residential, zoning has been deemed no longer appropriate and the R-2F, Residential District, has been deemed preferable and in conformance with existing and future recommended land use. A vacant, city-owned parcel zoned C-4, Commercial District, but proposed for residential use, has been included in the rezoning.

Title

To rezone **160 MARTIN AVENUE (43222)**, being 47.11± acres located at the northwest corner of the intersection of Martin Ave. and Sullivant Ave. **From:** AR-1, Apartment Residential District, and C-4, Commercial District, **To:** R-2F, Residential District. (Rezoning # Z10-012)

Body

WHEREAS, application #Z10-012 is on file with the Department of Building and Zoning Services requesting rezoning of 47.11± acres from AR-1, Apartment Residential District, and C-4, Commercial District, to the R-2F, Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the site is located within *The Franklinton Plan* (2003) boundaries and the plan recommends rezoning of parcels not conforming with the AR-1, Apartment Residential District, to a more appropriate classification. The existing AR-1, Apartment Residential, zoning has been deemed no longer appropriate and the R-2F, Residential District, has been deemed preferable and in conformance with existing and future recommended land use. A vacant, city-owned parcel zoned C-4, Commercial District, has been included in the rezoning as it is proposed for single-family residential use. Therefore the existing AR-1, Apartment Residential, and C-4, Commercial District, zonings have been deemed no longer appropriate, now, therefore:

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

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

To rezone **160 MARTIN AVENUE (43222)**, being 47.11± acres located at the northwest corner of the intersection of Martin Ave. and Sullivant Ave., and being more particularly described as follows:

Proposed Area Rezoning

Beginning from the centerline intersections of Sullivant Ave. and Glenwood Ave, proceed 168 feet N 76° 33' 57" E to the point of true beginning;

Thence N 8° 25' 59" W 2,286.493 feet along the centerline of the alley to the centerline of W. Capital St.;

Thence N 81° 27' 28" E 1,607.11 feet along the centerline of W. Capital St. to the centerline of the unnamed alley east of Martin Ave.;

Thence S 9° 6' 7" E 526.72 feet along the centerline of the alley to the centerline of W. State St.;

Thence N 81° 49' 38" E 7.329 feet along the centerline of W. State St. to the centerline of the unnamed alley east of Martin Ave.;

Thence S 8° 32' 12" E 548.254 feet along the centerline of the alley to the centerline of W. Town St.;

Thence S 82° 11' 45" W 77.061 feet along the centerline of W. Town St. to the centerline of Martin Ave.;

Thence S 8° 41' 24" E 1082.446 feet along the centerline of Martin Ave. to the centerline of Sullivant Ave.;

Thence S 76° 41' 11" W 1556 feet along the centerline of Sullivant Ave. to the place of beginning.

This description has been prepared from records and is not valid for land transfer.

With the exception of the following parcels:

The following parcels along Avondale Ave.:

010-007691

010-006140

010-006123

010-035898

010-040810

010-012685

The following parcels along S. Cypress Ave.:

010-012009
010-048897
010-003195
010-054631
010-030925
010-007936
010-037276

The following parcels along Dakota Ave.:

010-040631
010-011251
010-045787
010-001884
010-015267
010-038329
010-014710
010-029268
010-010302
010-023362
010-063876

The following parcels along Hawkes Ave.:

010-038071
010-053699
010-041623
010-035418
010-029587

The following parcels along Martin Ave.:

010-019668
010-002159
010-093813

The following parcels along W. Rich St.:

010-064083
010-029735
010-057780
010-031504
010-007935

The following parcels along Sullivant Ave.:

010-035245
010-035435
010-047519
010-049582
010-027721
010-030864
010-051622
010-005280
010-018211
010-011566
010-039029
010-039028
010-018216
010-047145
010-041743
010-041744

010-004288
010-045790
010-030170
010-013959
010-022741
010-006311
010-013147
010-002375
010-002348

The following parcels along W. Town St.:

010-050243
010-051511
010-053706
010-053450
010-006905
010-056965

To Rezone From: AR-1, Apartment Residential District, and C-4, Commercial District,

To: R-2F, Residential District.

Section 2. That a Height District of thirty-five (35) feet is hereby established on the R-2F, Residential District, on this property.

Section 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map.

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

Legislation Number: 1451-2010

Drafting Date: 09/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Background:

The purpose of this ordinance is to authorize the transfer of \$607,163.52 within the voted Recreation and Parks Bond Fund No. 702 and to amend the 2010 Capital Improvements Budget to allow for funding to purchase recreation and parks equipment. In addition, this legislation will transfer \$363,608.00 within the voted Recreation and Parks Bond Fund No. 746 to provide funding for future projects.

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.

Title

To authorize the transfer of \$607,163.52 within the voted Recreation and Parks Bond Fund and \$363,608.00 within the Governmental B.A.B.s (Build America Bonds) Fund; to amend the 2010 Capital Improvements Budget; and to declare an emergency. (\$970,771.52)

Body

WHEREAS, cancellations within Capital Fund 702 were made totaling \$172,166.00 and are being moved to an alternate project within Fund 702. In addition, \$435,000.00 is also being moved within fund 702 to have funding available for equipment purchases; and

WHEREAS, funds are being moved to alternate projects within Fund 746 to establish correct funding locations for future capital improvement projects; and

WHEREAS, the 2010 Capital Improvement Budget will be amended to reflect the cancellations and fund transfers from various projects within Fund 702 for equipment, and within Fund 746 for future projects; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer said funds in order to allow the financial transaction to be posted in the City's accounting system as soon as possible; **NOW, THEREFORE**

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

SECTION 1. That the City Auditor is hereby authorized to transfer \$607,163.52 within the voted Recreation and Parks Bond Fund No. 702 for the projects listed below:

FROM:

<u>Project</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
510035-100047	763547	6620	\$125,000.00
510017-100043	644526	6620	\$100,000.00
510017-100005	721705	6621	\$10,000.00
510017-100003	721703	6621	\$100,000.00
510035-100000	702035	6620	\$169,949.69
440006-100000	644526	6680	\$15,393.69
510011-100000	644526	6621	\$48,879.00
510017-100000	644526	6621	\$24,379.05
510017-100001	644526	6621	\$836.68
510716-100000	644526	6620	\$1600.00
510429-100000	644526	6620	\$7625.43
510327-100000	644526	6681	\$3,499.98

TO:

<u>Project</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
510040-100000	510040	6652	\$607,163.52

SECTION 2. That the City Auditor is hereby authorized to transfer \$363,608.00 within the voted Recreation and Parks Bond Fund No. 746 for the projects listed below:

FROM:

<u>Project</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
510035-100050	763550	6621	\$50,000.00
510035-100025	763525	6620	\$18,931.00
510035-100000	746035	6620	\$94,677.00
510011-100010	761110	6620	\$125,000.00
510011-100012	761112	6620	\$75,000.00

TO:

<u>Project</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
510035-100041	763541	6620	\$68,931.00
510035-100010	728050	6620	\$94,677.00
510011-100005	761105	6620	\$200,000.00

SECTION 3. That the 2010 Capital Improvement Budget be amended due to cancellation of encumbrances totaling \$172,166.00 from various completed projects as follows:

Fund / Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

702 / 440006-100000 / UIRF Improvements / \$0.00 (Carryover) / \$15,394.00 (Carryover) / \$15,394.00 (Carryover)
702/510011-100000/ Swimming Improvements/ \$0.00 (Carryover) / \$48,879.00 (Carryover) / \$48,879.00 (Carryover)
702/510017-100000/ Park and Playground Improvements/ \$482.00 (Carryover) / \$23,898.00 (Carryover) / \$24,380.00 (Carryover)
702/510017-100001/ Park and Playground Misc. Improvements/ \$0.00 (Carryover) / \$837.00 (Carryover) / \$837.00 (Carryover)
702/510716-100000/ Security Improvements/ \$0.00 (Carryover) / \$1,600.00 (Carryover) / \$1,600.00 (Carryover)
702/510429-100000/ Golf Course Improvements/ \$0.00 (Carryover) / \$7,626.00 (Carryover) / \$7,626.00 (Carryover)
702/510327-100000/ Whittier Relocation/ \$0.00 (Carryover) / \$3,500.00 (Carryover) / \$3,500.00 (Carryover)
702/510035-100000/ Facility Improvements/ \$0.00 (Carryover) / \$69,950.00 (Carryover) / \$69,950.00 (Carryover)

SECTION 4. That the 2010 Capital Improvements Budget Ord. # 0564-2010 is hereby amended as follows, in order to provide sufficient budget authority for future expenditures legislation and to correct previous expenditure cancellations.

CURRENT:

Fund 702; Project 510040-100000 /Rec and Parks Equipment/ \$0.00 (Voted Carryover)
Fund 702; Project 440006-100000 / UIRF Improvements / \$15,394.00 (Voted Carryover)
Fund 702; Project 510011-100000/ Swimming Improvements/ \$48,879.00 (Voted Carryover)
Fund 702; Project 510017-100000/ Park and Playground Improvements/ \$24,380.00 (Voted Carryover)
Fund 702; Project 510017-100001/ Park and Playground Misc. Improvements/ \$837.00 (Voted Carryover)
Fund 702; Project 510716-100000/ Security Improvements/ \$1,600.00 (Voted Carryover)
Fund 702; Project 510429-100000/ Golf Course Improvements/ \$7,626.00 (Voted Carryover)
Fund 702; Project 510327-100000/ Whittier Relocation/ \$3,500.00 (Voted Carryover)
Fund 702; Project 510035-100000/ Facility Improvements/\$69,950.00 (Voted Carryover)

Fund 702; Project 510040-100000 /Rec and Parks Equipment/ \$0.00 (Voted 2008 SIT Supported)
Fund 702; Project 510035-100047 /Santa Maria/ \$251,202 (Voted 2008 SIT Supported)
Fund 702; Project 510017-100043 /Festival Infrastructure/ \$100,000 (Voted 2008 SIT Supported)
Fund 702; Project 510017-100005 Park Development/ \$450,000 (Voted 2008 SIT Supported)
Fund 702; Project 510017-100003 /Hard Surface and Tennis/ \$300,000 (Voted 2008 SIT Supported)
Fund 702; Project 510035-100000/ Facility Renovations/ \$1,140,121 (Voted 2008 SIT Supported)

Fund 746; Project 510035-100050 /Berliner Sanitary/ \$50,000 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100000 /Facility Renovations/ \$94,677 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100025/ Facility Renovations COAAA/ \$18,931 (Voted 2008 SIT Supported)
Fund 746; Project 510011-100010 /Concrete Deck Improvements/ \$125,000 (Voted 2008 SIT Supported)
Fund 746; Project 510011-100012/ Pool Painting Improvements/ \$75,000 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100041 /Westgate Shelter House/ \$579,000 (Voted 2008 SIT Supported)
Fund 746; Project 510011-100005/ Bath House Improvements/ \$2,994,024 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100010/ HVAC Improvements Various/ \$1,975,000 (Voted 2008 SIT Supported)

AMENDED TO:

Fund 702; Project 510040-100000 /Rec and Parks Equipment/ \$172,166.00 (Voted Carryover)
Fund 702; Project 440006-100000 / UIRF Improvements / \$0.00 (Voted Carryover)
Fund 702; Project 510011-100000/ Swimming Improvements/ \$0.00 (Voted Carryover)
Fund 702; Project 510017-100000/ Park and Playground Improvements/ \$0.00 (Voted Carryover)
Fund 702; Project 510017-100001/ Park and Playground Misc. Improvements/ \$0.00 (Voted Carryover)
Fund 702; Project 510716-100000/ Security Improvements/ \$0.00 (Voted Carryover)
Fund 702; Project 510429-100000/ Golf Course Improvements/ \$0.00 (Voted Carryover)
Fund 702; Project 510327-100000/ Whittier Relocation/ \$0.00 (Voted Carryover)
Fund 702; Project 510035-100000/ Facility Improvements/\$0.00 (Voted Carryover)

Fund 702; Project 510040-100000 /Rec and Parks Equipment/ \$435,000.00 (Voted 2008 SIT Supported)
Fund 702; Project 510035-100047 /Santa Maria/ \$126,202 (Voted 2008 SIT Supported)
Fund 702; Project 510017-100043 /Festival Infrastructure/ \$0 (Voted 2008 SIT Supported)
Fund 702; Project 510017-100005 Park Development/ \$440,000 (Voted 2008 SIT Supported)
Fund 702; Project 510017-100003 /Hard Surface and Tennis/ \$200,000 (Voted 2008 SIT Supported)
Fund 702; Project 510035-100000/ Facility Renovations/ \$1,040,121 (Voted 2008 SIT Supported)

Fund 746; Project 510035-100050 /Berliner Sanitary/ \$0 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100000 /Facility Renovations/ \$0 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100025/ Facility Renovations COAAA/ \$0 (Voted 2008 SIT Supported)
Fund 746; Project 510011-100010 /Concrete Deck Improvements/ \$0 (Voted 2008 SIT Supported)
Fund 746; Project 510011-100012/ Pool Painting Improvements/ \$0 (Voted 2008 SIT Supported)
Fund 746; Project 510035-100041 /Westgate Shelter House/ \$647,931 (Voted 2008 SIT Supported)
Fund 746; Project 510011-100005/ Bath House Improvements/ \$3,194,024(Voted 2008 SIT Supported)
Fund 746; Project 510035-100010/ HVAC Improvements Various/ \$2,069,677 (Voted 2008 SIT Supported)

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 to transfer the unencumbered balance in a project account to the unallocated balance account 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 so made from a project account funded by monies from more than one source.

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

Legislation Number: 1455-2010

Drafting Date: 10/01/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z10-016

APPLICANT: Preferred Real Estate Investments II, LLC; c/o Jill S. Tangeman, Atty.; 52 East Gay Street; Columbus, OH 43215.

PROPOSED USE: Apartment complex.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on September 9, 2010.

CITY DEPARTMENTS' RECOMMENDATION: Disapproval. The requested L-AR-1, Limited Apartment Residential District will allow a maximum of 186 apartment units at a density of 25.83 units per acre, substantially higher than what is permitted in the surrounding PUD-8 Districts and the adjacent elderly housing/assisted living facility. The limitation text includes commitments to a site plan and elevation drawings, applicable *Northland Development Standards* (1992), maximum lot coverage of 68%, landscaping, screening, tree preservation, exterior building materials, and lighting controls. The site is located within the planning area of *The Northland Plan Volume II* (2002), which encourages single-unit residential development east of Hamilton Road and south of East Dublin-Granville Road. The Plan also encourages preservation of existing tree stands, wetlands, and other natural areas through sensitive site design. Staff supports multi-unit residential development as a transitional use between the institutional use to the west and the adjacent single-unit residential development, but prefers a lower density that is more consistent with the surrounding developments.

Title

To rezone **5101 THOMPSON ROAD (43230)**, being 7.2± acres located on the south side of Thompson Road, 980± feet east of Chestnut Hill Drive, **From:** R, Rural District, **To:** L-AR-1, Limited Apartment Residential District (Rezoning # Z10-016).

Body

WHEREAS, application #Z10-016 is on file with the Department of Building and Zoning Service requesting rezoning of 7.2± acres from R, Rural District, to L-AR-1, Limited Apartment Residential District; and

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

WHEREAS, the City Departments recommend disapproval of said zoning change because the requested L-AR-1, Limited Apartment Residential District will allow a maximum of 186 apartment units at a density of 25.83 units per acre, substantially higher than what is permitted in the surrounding PUD-8 Districts and the adjacent elderly housing/assisted living facility. Staff supports the proposed multi-unit residential development as a transitional use between the institutional use to the west and the adjacent single-unit residential development, but prefers a lower density that is more consistent with the surrounding developments, now, therefore:

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

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

5101 THOMPSON ROAD (43230), being 7.2± acres located on the south side of Thompson Road, 980± feet east of Chestnut Hill Drive, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, Quarter Township 3, Township 2, Range 16, United States Military District, and being all the residuum of that tract conveyed to Daniel J. Galiardi of record in Official Record 18002B02 and Instrument Number 200312150394705 (A.P.N. 220-000634) and all the residuum of those tracts conveyed to Judith A. Davis of record in Deed Book 3251, Page 357, Deed Book 3555, Page 361 and Official Record 30152J08 (A.P.N. 220-000597), and described as follows:

Beginning at the current northeast corner of said Galiardi tract, the same being the southeast corner of that tract conveyed to City of Columbus of record in Instrument Number 200502040022202 and in the south right-of-way line for Thompson Road, being in an existing City of Columbus Corporation Line (Case No. 42-99, Ord. No. 0018-00, I.N. 200003170052263);

Thence Southerly, with the east line of said Galiardi tract, being said corporation line, about 438 feet to the southeast corner of said Galiardi tract;

Thence Westerly, with the south line of said Galiardi tract, being said corporation line and existing City of Columbus Corporation Lines (Ord No. 639-89, O.R. 13292D07 and Case No. 55-90, Ord. No. 935-91, O.R. 16932H09), about 272 feet to the southwest corner of said Galiardi tract, in the east line of said Davis tract;

Thence Southerly, with the east line of said Davis tract, being said corporation line, about 263 feet to the current southeast corner of said Davis tract;

Thence Southwesterly, with a current south line of said Davis tract, about 92 feet to a current corner of said Davis tract, in an existing City of Columbus Corporation Line (Case No. 4-78, Ord. No. 1441-78, M.R. 170, Pg. 555);

Thence Northerly, with a west line of said Davis tract, being said corporation line, about 54 feet to a corner of said Davis tract;

Thence Westerly, with a south line of said Davis tract, being said corporation line, about 200 feet to the southwest corner of said Davis tract;

Thence Northerly, with the west line of said Davis tract, being an existing City of Columbus Corporation Line (Case No. 89-88, Ord. No. 642-89, O.R. 13292F10), about 691 feet to the current northwest corner of said Davis tract, the same being the southwest corner of that tract conveyed to City of Columbus of record in Instrument Number 200309270310626 and in said south right-of-way line for Thompson Road;

Thence Easterly, with said south right-of-way line, being a south line of Pending Annexation Case No. 08-09, about 549 feet to the Point of Beginning, and containing approximately 7.2 acres of land, more or less. The above description was written by John C. Dodgion, P.S. 8069 on June 04, 2009. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 2559 feet, of which about 1918 feet are contiguous with existing City of Columbus Corporation Lines, being about 75% contiguous. This annexation does not create any islands of township property.

This description was written for annexation purposes only and was not intended to be used in the transfer of lands.

To Rezone From: R, Rural, District

To: L-AR-1, Limited Apartment Residential District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the L-AR-1, Limited Apartment Residential District on this property.

SECTION 3. That the Director of the Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Department of Building and Zoning Services and shall register a copy of the approved L-AR-1, Limited Apartment Residential District and Application among the records of the Department of Building and Zoning Services as required by Section 3370.03 of the Columbus City Codes; said plans being titled, "**ZONING SITE PLAN**," and "**BUILDING ELEVATION**," and text titled, "**LIMITATION OVERLAY TEXT**," all signed by Jill S. Tangeman, Attorney for the Applicant, dated September 23, 2010, and the text reading as follows:

Limitation Overlay Text

Proposed District: L-AR-1
Property Address: 5101 Thompson Road
Owners: Judith Davis and Daniel Galiardi
Applicant: Preferred Real Estate Investments II LLC
Date of Text: September 23, 2010
Application No: Z10-016

I. Introduction: The subject site is an in-fill property located between regional scale commercial uses, institutional uses and residential uses. The site is ideal for a multi-family project with increased density, due to the fact that infrastructure, support services, leisure activities and working environments are all in the immediate proximity. A traffic study for the site was completed and showed that there is already a sufficient roadway network in this area and that the proposed development would not have any significant impact on traffic levels. The traffic study has been reviewed and approved by the City of Columbus.

The applicant has committed to a Site Plan. The Site Plan identifies a tree preservation zone on the east and south sides of the property, as well as additional landscaping and fencing along Thompson Road and the east and south sides of the property.

The site is part of the Pay-As-We-Grow program and the applicant will be obligated to pay \$2,300 per unit to the City of Columbus, which will result in \$427,800.00 in additional income to the City of Columbus. The site can be developed at increased densities without impacting existing roadways and, at the same time, provide significant funds for area parks, services and infrastructure.

2. Permitted Uses: Multi-family and associated uses as shown on the "Site Plan".

3. Development Standards:

A. Density, Lot, and/or Setback Commitments.

1. The maximum number of dwelling units shall be 186.
2. The parking setback shall be 30 feet from Thompson Road.
3. There shall be a five (5) foot perimeter yard setback on the west side of the development as approved by CV10-029 and a twenty five (25) foot perimeter yard setback on the east and south sides of the development. No encroachment shall be permitted.
4. Maximum building height shall be 35'

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

1. All curb cuts and access points shall be subject to the review and approval of the Planning and Operations Division of the City of Columbus.
2. The owner and/or developer must establish and maintain an agreement(s) with a private towing company(s), which authorizes the private towing company(s) to remove/tow any vehicles parked in restricted areas. There may be one or more such agreements with one or more towing company(s) for any times/lengths, terms, etc. as the owner and/or developer determines, so long as at least one such agreement will always, at all times be in force for the purposes of enforcements/removal towing as required above. Towing agreements will be filed annually with the Columbus Division of Fire, Fire Prevention Bureau, Plans Review Office, upon execution of contract. The owner and/or developer will designate the City of Columbus as an authorized agent for the sole and specific purposes of enforcement of parking restrictions and the issuance of citations and/or removal of vehicles parked in violation of posted parking restrictions.

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

1. The frontage along Thompson Road shall be landscaped with 2 deciduous and 2 ornamental trees planted for every 100 feet of frontage and white horse-rail fencing that meets the New Albany Company standards. The trees may be evenly spaced or grouped together.
2. The developer shall install landscaping and basket weave fencing along the east and south property lines as shown on the Site Plan. Fencing shall be six feet in height and white in color.
3. A fifteen foot tree preservation zone shall be established along the east and south property lines as shown on the Site Plan. Indigenous plantings will be installed to fill voids within the tree preservation zone. Developer will consult with the City Forester.
4. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first. The fencing shall be well maintained and painted regularly as needed.
5. Lot coverage for building and pavement shall be limited to 68% as shown on the Site Plan.

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

1. Buildings will be constructed with an exterior mixture of brick or stone veneer, wood or cement wood siding and beaded vinyl siding.
2. Maximum height of light poles shall be fourteen feet.

E. Graphics and/or Signage Commitments.

1. All graphics and signage shall comply with Article 15, Chapter 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
2. The developer shall comply with the park land dedication ordinance by contributing money to the City's Recreation and Parks Department.

F. Miscellaneous

1. The proposed shall be developed in general conformance with the submitted site plan and building elevations. The plan may be adjusted to reflect engineering, topographical or other site data developed at the time that development and engineering plans are completed. Streets are schematic and subject to change. Any adjustment to the site plan or building elevations is subject to review and approval by the Director of the Department of Building and Zoning Services or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

Legislation Number: 1456-2010

Drafting Date: 10/01/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Council Variance Application # CV10-029

APPLICANT: Preferred Real Estate Investments II, LLC; c/o Jill S. Tangeman, Atty.; 52 East Gay Street; Columbus, OH 43215.

PROPOSED USE: Reduced perimeter yard for an apartment complex.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant has received a recommendation of approval from Development Commission for a concurrent rezoning (Ord. No. 1455-2010; Z10-016) to the L-AR-1, Limited Apartment Residential District for the development of a 186-unit apartment complex. The applicant is requesting a variance to reduce the required perimeter yard of the subject property from twenty-five (25) feet to five (5) feet along the west property line. The proposed perimeter yard variance is supported because the site was designed to provide interior open space for the residents, while increasing the required setback along Thompson Road. In addition, the requested variance will not negatively impact the institutional use located to the immediate west which is required to have a minimum twenty-five (25) foot side yard. Staff believes that the combined thirty (30) foot wide side yard that will be accomplished between the two developments is sufficient.

Title

To grant a variance from the provisions of Section 3333.255, Perimeter yard, of the City codes, for the property located at **5101 THOMPSON ROAD (43230)**, to permit a reduced perimeter yard for an apartment complex in the L-AR-1, Limited Apartment Residential District (Council Variance # CV10-029).

Body

WHEREAS, by application No. CV10-029, the owner of property at **5101 THOMPSON ROAD (43230)** is requesting a Council Variance to permit a reduced perimeter yard for an apartment complex in the L-AR-1, Limited Apartment Residential District; and

WHEREAS, Section 3333.255, Perimeter yard, requires a twenty-five (25) foot perimeter yard for an apartment complex, while the applicant proposes a five (5) foot perimeter yard along the west property line; and

WHEREAS, the City Departments recommend approval because the requested variance will not negatively impact the institutional use located to the immediate west which is required to have a minimum twenty-five (25) foot side yard. Staff believes that the combined thirty (30) foot wide side yard that will be accomplished between the two developments is sufficient; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **5101 THOMPSON ROAD**, in using said property as desired; now, therefore:

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

SECTION 1. That a Variance from the provisions of Section 3333.255, Perimeter yard, is hereby granted for the property located at **5101 THOMPSON ROAD (43230)**, in so far as said section prohibits a reduced perimeter yard from twenty-five (25) feet to five (5) feet along the west property line in the L-AR-1, Limited Apartment Residential District, said property being more particularly described as follows:

5101 THOMPSON ROAD (43230), being 7.2± acres located on the south side of Thompson Road, 980± feet east of Chestnut Hill Drive, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 3, Situated in the State of Ohio, County of Franklin, Township of Plain, Quarter Township 3, Township 2, Range 16, United States Military District,

and being all the residuum of that tract conveyed to Daniel J. Galiardi of record in Official Record 18002B02 and Instrument Number 200312150394705 (A.P.N. 220-000634) and all the residuum of those tracts conveyed to Judith A. Davis of record in Deed Book 3251, Page 357, Deed Book 3555, Page 361 and Official Record 30152J08 (A.P.N. 220-000597), and described as follows:

Beginning at the current northeast corner of said Galiardi tract, the same being the southeast corner of that tract conveyed to City of Columbus of record in Instrument Number 200502040022202 and in the south right-of-way line for Thompson Road, being in an existing City of Columbus Corporation Line (Case No. 42-99, Ord. No. 0018-00, I.N. 200003170052263);

Thence Southerly, with the east line of said Galiardi tract, being said corporation line, about 438 feet to the southeast corner of said Galiardi tract;

Thence Westerly, with the south line of said Galiardi tract, being said corporation line and existing City of Columbus Corporation Lines (Ord No. 639-89, O.R. 13292D07 and Case No. 55-90, Ord. No. 935-91, O.R. 16932H09), about 272 feet to the southwest corner of said Galiardi tract, in the east line of said Davis tract;

Thence Southerly, with the east line of said Davis tract, being said corporation line, about 263 feet to the current southeast corner of said Davis tract;

Thence Southwesterly, with a current south line of said Davis tract, about 92 feet to a current corner of said Davis tract, in an existing City of Columbus Corporation Line (Case No. 4-78, Ord. No. 1441-78, M.R. 170, Pg. 555);

Thence Northerly, with a west line of said Davis tract, being said corporation line, about 54 feet to a corner of said Davis tract;

Thence Westerly, with a south line of said Davis tract, being said corporation line, about 200 feet to the southwest corner of said Davis tract;

Thence Northerly, with the west line of said Davis tract, being an existing City of Columbus Corporation Line (Case No. 89-88, Ord. No. 642-89, O.R. 13292F10), about 691 feet to the current northwest corner of said Davis tract, the same being the southwest corner of that tract conveyed to City of Columbus of record in Instrument Number 200309270310626 and in said south right-of-way line for Thompson Road;

Thence Easterly, with said south right-of-way line, being a south line of Pending Annexation Case No. 08-09, about 549 feet to the Point of Beginning, and containing approximately 7.2 acres of land, more or less. The above description was written by John C. Dodgion, P.S. 8069 on June 04, 2009. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 2559 feet, of which about 1918 feet are contiguous with existing City of Columbus Corporation Lines, being about 75% contiguous. This annexation does not create any islands of township property.

This description was written for annexation purposes only and was not intended to be used in the transfer of lands.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with an apartment complex, or those uses permitted in the L-AR-1, Limited Apartment Residential District.

SECTION 3. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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

Drafting Date: 10/01/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation This ordinance provides for the appropriation of funds from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund for scholarships utilized by the Community Recreation Section.

This ordinance is submitted as an emergency 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. Emergency legislation is required to have funding available for necessary expenditures.

Fiscal Impact: Will reduce the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) program unappropriated balance by \$44,112.00.

Title

To authorize the appropriation of \$44,112.00 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for scholarships for economically-disadvantaged youth; and to declare an emergency. (\$44,112.00)

Body

WHEREAS, the P.L.A.Y. Fund was established in order to provide scholarships for economically-disadvantaged youth so that they can participate in fee-based programs at the recreation centers; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that it is immediately necessary to appropriate funds to have funding available for necessary expenditures, 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 from the unappropriated monies in the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund No. 233, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose, the sum of \$44,112.00. is appropriated to the Recreation and Parks Department, Department No. 51-01 as follows:

<u>Project Title</u>	<u>Fund No.</u>	<u>O. C. A.</u>	<u>O. L. 3</u>	<u>Amount</u>
P.L.A.Y. Prog. Donation Expend.	233	233001	3385	\$44,112.00

SECTION 2. That the monies in the foregoing Section 1 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. That 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 for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1464-2010

Drafting Date: 10/04/2010

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV10-025

APPLICANT: TRZ Group, LLC; c/o Rebecca L. Egelhoff, Atty.; 88 East Broad Street, Suite 2000; Columbus, OH 43215.

PROPOSED USE: Two-unit dwelling.

SOUTH LINDEN AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This request will conform an existing two-unit dwelling in the R-3, Residential District. Variances for the dwelling's existing yard and area standards and a parking reduction for two required parking spaces are included in the request. A Council variance is necessary in that a two-unit dwelling is not a permitted use in the R-3, Residential District. The site was part of an area-wide City-sponsored rezoning that rendered the use non-conforming. A hardship exists because the non-conforming nature of the site precludes financing options and prevents the owner from making improvements to the structure. The two-unit dwelling has long been established on this lot, and is consistent with existing development in the surrounding residential neighborhood. Furthermore, the site is located within the planning area of *The South Linden Neighborhood Plan (2003)*, which supports the maintenance of the existing housing stock in the neighborhood. Approval of this request will not add a new or incompatible use to the area.

Title

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.25, Maximum side yard required; and 3332.26, Minimum side yard permitted, of the Columbus City Codes; for the property located at **1329-1331 EAST EIGHTEENTH AVENUE (43211)**, to conform an existing two-unit dwelling with reduced development standards in the R-3, Residential District **and to declare an emergency** (Council Variance # CV10-025).

Body

WHEREAS, by application No. CV10-025, the owner of property at **1329-1331 EAST EIGHTEENTH AVENUE (43211)**, is requesting a Council Variance to conform an existing two-unit dwelling with reduced development standards in the R-3, Residential District; and

WHEREAS, Section 3332.035, R-3, Residential District, prohibits two-unit dwellings, while the applicant proposes to maintain an existing two-unit dwelling; and

WHEREAS, Section 3312.49, Minimum numbers of parking spaces required, requires two (2) parking spaces per dwelling unit, or four (4) total, while the applicant proposes to maintain two (2) parking spaces; and

WHEREAS, Section 3332.05, Area district lot width requirements, requires a lot width of fifty (50) feet in the R-3 district, while the applicant proposes to maintain a lot width of thirty-five (35) feet; and

WHEREAS, Section 3332.25, Maximum side yard required, requires the sum of the widths of each side yard to equal or exceed 20% of the thirty-five (35) foot wide lot, or seven (7) feet, while the applicant proposes to maintain a maximum side yard of three (3) feet for the existing building; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a minimum side yard of no less than three (3) feet, while the applicant proposes to maintain minimum side yards of 1.5 feet; and

WHEREAS, the South Linden Area Commission recommends approval; and

WHEREAS, the City Departments recommend approval because this request will not add a new or incompatible use to the area. This request will conform an existing two- unit dwelling in the R-3, Residential District. The site was part of an area-wide City-sponsored rezoning that rendered the use non-conforming. The two-unit dwelling has long been established on this lot, and is consistent with existing development in the surrounding residential neighborhood; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1329-1331 EAST EIGHTEENTH AVENUE (43211)**, in using said property as desired; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the applicant incurring unnecessary additional financial burdens and to complete contracts for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.25, Maximum side yard required; and 3332.26, Minimum side yard permitted, of the Columbus City Codes, is hereby granted for the property located at **1329-1331 EAST EIGHTEENTH AVENUE (43211)**, insofar as said sections prohibit a two-unit dwelling with only two (2) parking spaces, a reduced lot width of thirty-five (35) feet, a reduced maximum side yard of three (3) feet, and reduced minimum side yards of 1.5 feet; said property being more particularly described as follows:

1329-1331 EAST EIGHTEENTH AVENUE (43211), being 0.12± acres located on the south side of East Eighteenth Avenue, 105± feet east of Louis Avenue, and being more particularly described as follows:

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

Being Lot Number Forty-Seven (47) of Louis Heights Addition, as same as numbered and delineated upon the recorded plat thereof; of record in Plat Book 11, Page 8, Recorder's Office, Franklin County, Ohio.

Parcel No.: 010-060262

Known as: 1329-1331 East Eighteenth Avenue, Columbus, Ohio 43211

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a two-unit dwelling, or those uses permitted in the R-3, Residential District.

SECTION 3. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 1466-2010

Drafting Date: 10/04/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Department of Public Safety. This ordinance is needed to accept and appropriate \$122,400.00 in grant money to fund the Safe Communities grant program, for the period October 1, 2010 through September 30, 2011.

The Safe Communities program provides expanded traffic safety services through the dissemination of safety awareness and education forums throughout Columbus and Franklin County.

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.

FISCAL IMPACT: The Safe Communities Program is entirely funded by the Ohio Department of Public Safety and does 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 Public Safety to fund the Safe Communities Program in the amount of \$122,400.00; to authorize the appropriation of \$122,400.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$122,400.00)

Body

WHEREAS, \$122,400.00 in grant funds have been made available through the Ohio Department of Public Safety for the Safe Communities grant program for the period of October 1, 2010 through September 30, 2011; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Public Safety for the continued support of the Safe Communities grant 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 Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Public Safety and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid delay in client services; 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 \$122,400.00 from the Ohio Department of Public Safety for the Safe Communities grant program for the period October 1, 2010 through September 30, 2011.

SECTION 2. That from the unappropriated monies in 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 twelve months ending September 30, 2011, the sum of \$122,400.00 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 501062; Grant No.: 501062; OL1:01; Amount: \$ 118,586

OCA: 501062; Grant No.: 501062; OL1:03; Amount: \$ 3,814

Total for Grant No. 501062: \$122,400

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 upon 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.

Legislation Number: 1469-2010

Drafting Date: 10/04/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The need exists to enter into an Enterprise Zone Agreement with Polaris Medical Office Development, LLC (PMOD, LLC). The Ohio Enterprise Zone Law O.R.C. Section 5709.62 (3) requires the City to enter into a Council-approved agreement between the City and participating companies. PMOD, LLC will invest \$14.7 million in real and personal property and create 21 new positions.

Polaris Medical Office Development, LLC is an affiliate of Hand and Microsurgery Associates, Inc ("HMA"), which is a Columbus, Ohio based medical practice group. Established in 1987, Hand and Microsurgery Associates is comprised of fellowship trained hand surgeons specializing in hand, upper extremity, and microsurgery. The project includes the expansion of the medical and physical therapy practice as well as the addition of ambulatory surgical services. The project site, located at Gemini Parkway/Polaris consists of 45,000 square feet of which 10,000 square feet will be used as the ambulatory surgery center.

The Department of Development recommends a 75%/10 year tax abatement on real property improvements. The proposal is consistent with the Columbus Tax Incentive Policy under Edge City projects.

The Olentangy School District has been advised of this project.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into an Enterprise Zone Agreement with Polaris Medical Office Development, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$14.7 million investment in real and personal property and the creation of 21 new full-time permanent positions.

Body

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and subsequently amended the Zone by Ordinance Nos. 2722-85 in 1986; 2080-89 in 1989; 1949-92, 2609-92 and 2249-92 in 1992; 1079-94 and 1228-94 in 1994; 2196-95 and 2817-95 in 1995; 533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; and 225-03 in 2003; and

WHEREAS, the Director of the Development Department of the State of Ohio determined that the Columbus Enterprise Zone as amended by the aforementioned Ordinances continued to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised and recertified said Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003 and most recently on August 19, 2003 as an "urban jobs and enterprise zone" under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, Polaris Medical Office Development, LLC (PMOD, LLC) plans to invest \$14.7 million in real and personal property for the purpose of re-development of property and to accommodate job creation; and

WHEREAS, PMOD, LLC agrees to create 21 new full time permanent jobs; and

WHEREAS, the city desires to enter into such a binding formal agreement in order to foster economic growth; **NOW, THEREFORE**,

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

Section 1. That the Director of Development is hereby authorized to enter into an Enterprise Zone Agreement with Polaris Medical Office Development, LLC (PMOD, LLC) to provide therewith an exemption of seventy-five percent (75%) on real property improvements for a term of ten (10) taxable years in consideration of the proposed investment of \$14.7 million in real and personal property, and the creation of 21 new full-time permanent positions.

Section 2. The Enterprise Zone Agreement will be signed by PMOD, LLC within ninety (90) days of passage of this ordinance, or this ordinance and the abatements and credits authorized herein are null and void.

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

Legislation Number: 1472-2010

Drafting Date: 10/04/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN10-003

BACKGROUND: This ordinance approves the acceptance of certain territory (AN10-003) 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 180 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 June 30, 2010. City Council approved a service ordinance addressing the site on July 12, 2010. Franklin County approved the annexation on August 3, 2010 and the City Clerk received notice on August 13, 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 (AN10-003) of Goldenroot, LLC (owner/petitioner) for the annexation of certain territory containing 1.326 ± acres in Clinton Township.

Body

WHEREAS, a petition for the annexation of certain territory in Clinton Township was duly filed on behalf of Goldenroot, LLC, (owner/petitioner) on June 30, 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 August 3, 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 August 13, 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 Goldenroot, LLC, 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 June 30, 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 August 3, 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 Township of Clinton, and including the entirety of a parcel of land owned by Goldenroot LLC, Parcel ID 130-005490 (I.N. 200806050086925), a portion of the parcel of land owned by Nancy A. Howley, Parcel ID 010-252454 (I.N. 200404220090697), and a portion of the parcel of land owned by Evan Davis, Parcel ID 130-000006 (I.N. 20002220034512).

Being parts of lots and vacated alley in John M. Pugh's subdivision, of 32 acres of land off of the east end of the Domigan Farm in Clinton Township, Franklin County, Ohio, said lots and alley are numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 324, Recorder's Office, Franklin County, Ohio, and being described as follows:

Beginning for reference at a 5/8" iron pin (found) at the northeast corner of lot number 6 of the aforementioned John M. Pugh's subdivision; thence in a westerly direction along the south right-of-way line of Chambers Road, two-hundred fifty-six feet (256') ± to a point on the east line of Goldenroot LLC, Parcel 130-005490, said point being the POINT OF BEGINNING of this description;

Thence, southwardly along the west line of Columbus Fasteners Corporation, Parcel 130-011871 (I.N. 200406280149140), one-hundred fifty feet (150') ± to a point;

Thence, continuing along the Columbus Fasteners Corporation parcel, eastwardly twenty feet (20') ± to a point;

Thence, southwardly along the west line of Columbus Fasteners Corporation, Parcel 130-011871, fifty-seven feet (57') ± to a point;

Thence, westwardly along the Columbus Fasteners Corporation parcel, two-hundred six feet (206') ± to a ¾" iron pipe (found);

Thence, northwardly along the east line of Hwang, Shie-Ming & Hwang, Kai-Lun H, Parcel 130-005496 (I.N. 200006130116924), twenty-seven feet (27') ± to a RR Spike (found);

Thence, westwardly along the north line of Hwang, Shie-Ming & Hwang, Kai-Lun H, Parcel 130-005496, twenty-eight feet (28') ± to ¾" iron pipe (found);

Thence, northwardly along the east line of 1165 Chambers Road LTD, Parcel 130-000332 (I.N. 200506100113249); two-hundred nine feet (209') ± to a point in Chambers Road;

Thence, westwardly along the centerline of Chambers Road, eight feet (8') ± to the point;

Thence, northwardly, thirty feet (30') ± to the north right-of-way line of Chambers Road;

Thence, eastwardly, one-hundred and ninety-five feet (195') ± along the north right-of-way line of Chambers Road, land owned by Nancy A. Howley, Parcel 010-252454 (I.N. 200404220090697), and the City of Columbus Corporation Line (ORD. 0016-00) to a point;

Thence, continuing eastwardly, twenty eight (28') ± along the north right-of-way line of Chambers Road and land owned by Evan Davis, Parcel 130-000006 (I.N. 20002220034512), to a point;

Thence, southwardly, sixty feet (60') ± to the POINT OF BEGINNING.

The above description contains approximately 1.326 acres, more or less; and describes the entirety of Parcel 130-005490 and portions of Parcel 010-252454 and Parcel 130-000006, includes portions of lots 7, 8 and 12 of the aforementioned John M. Pugh's subdivision and a portion of the vacated alley (Vacated, Road Record 17, Page 103) within its perimeter.

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.

Legislation Number: 1474-2010

Drafting Date: 10/05/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN10-002

BACKGROUND: This ordinance approves the acceptance of certain territory (AN10-002) 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 180 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 June 28, 2010. City Council approved a service ordinance addressing the site on July 12, 2010. Franklin County approved the annexation on August 3, 2010 and the City Clerk received notice on August 13, 2010.

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

Title

To accept the application (AN10-002) of Fayez F. Bekheit & Sonia G. Bishara, property owners for the annexation of certain territory containing 3.3 ± acres in Washington Township.

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed on behalf of Faye F. Bekheit & Sonia G. Bishara, property owner on June 28, 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 August 3, 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 August 13, 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, the site is located in the Northwest Pay-As-We-Grow (PAWG) area and the funding mechanisms that were developed for that area will apply to this site, as applicable, should it be developed; and

WHEREAS, parties are aware that an application to rezone the site for residential development will require the owner at the time of filing, to enter into a Memorandum of Understanding with the City obligating the property owner, or their successor, to participate in the PAWG funding arrangement with specific details to be developed at the time of development; and

WHEREAS, 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 Faye F. Bekheit and Sonia G. Bishara, 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 June 28, 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 August 3, 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 Washington, in Virginia Military Survey Number 6366 and being part of the Faye F. Bekheit and Sonia G. Bishara 3.407 Acre tract as conveyed in Official Record Volume 26841, Page H-08, Recorder's Office, Franklin County, Ohio (all references made are of said Recorder's Office, unless otherwise noted) and being more particularly described as follows:

Beginning at a southwesterly corner of said 3.407 Acre tract, in the centerline of Hayden Run Road (width varies) and an angle point in the City of Columbus Corporation Line as established by Ordinance Number 1424-2008 of record in Instrument 200901260009394;

Thence, northeasterly, along a northerly line of said 3.407 Acre tract, along said Corporation Line (Ordinance Number 1424-2008) and along the City of Columbus Corporation Line as established by Ordinance Number 1525-03 of record in Instrument 200309190299645, approximately 479 feet, to a northwesterly corner of said 3.407 Acre tract and in the City of Columbus Corporation Line as established by Ordinance Number 1533-02 of record in Instrument 200212260331528;

Thence, easterly, along a northerly line of said 3.407 Acre tract and along said Corporation Line (Ordinance Number 1533-02), approximately 269 feet, to a northeasterly corner of said 3.407 Acre tract and in the City of Columbus Corporation Line as established by Ordinance Number 628-03 of record in Instrument 200306120176147;

Thence, southerly, along an easterly line of said 3.407 Acre tract and said Corporation Line (Ordinance Number 628-03), approximately 87 feet, to a southeasterly corner of said 3.407 Acre tract;

Thence, southwesterly, along a southerly line of said 3.407 Acre tract, approximately 574 feet, to the northerly Right of Way of said Hayden Run Road (as established by Official Record Volume 11162, Page H-11) and in the City of Columbus Corporation Line as established by Ordinance Number 0429-05 of record in Instrument 200506220121139;

Thence, northwesterly, across said 3.407 Acre tract, along said northerly Right of Way and along said Corporation Line (Ordinance Number 0429-05), approximately 91 feet, to an angle point in said Corporation Line;

Thence, southwesterly, across said 3.407 Acre tract and along said Corporation Line (Ordinance Number 0429-05), approximately 42 feet, to the centerline of said Hayden Run Road, the westerly line of said 3.407 Acre tract and an angle point in said Corporation Line (Ordinance Number 1424-2008);

Thence, northwesterly, along said centerline, along the westerly line of said 3.407 Acre tract and along said Corporation Line (Ordinance Number 1424-2008), approximately 171 feet, to the place 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.

Legislation Number: 1479-2010

Drafting Date: 10/05/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes an extension and increase of an existing contract for the ongoing development and hosting of the E-File/E-Pay processing system of the Income Tax Division by First Data Government Solutions. This legislation will extend the contract period through August 1, 2011 and provide funding for hosting of the application and any change orders arising during that period.

Background:

The Division of Income Tax received repeated requests from taxpayers for the ability to file and pay City income tax on line. Due to the abandonment of the e-payment engine project by the Department of Technology, the Division determined it had sufficient need to further enhance the taxpayer services and proceeded independently and through the bid process it was determined that First Data (GovConnect) had the municipal government experience and product which would best serve the needs of the City and the taxpayers. Following the initial development and implementation of a basic e-file/e-pay application, the Division and First Data have engaged in ongoing upgrades to that application to better serve the taxpayers. First Data Government's contract compliance number 59-2957887 expires on 11/10/2011.

Fiscal Impact:

\$170,000.00 was budgeted for the E-File/E-Pay processing system and funds are available within Department 22-02 General Fund 01-100, Character 03, Minor Object 3348, Index Code 220202.

Title

To authorize the City Auditor to modify and increase the current contract with First Data Government Solutions to provide for ongoing hosting and development services for the Income Tax E-File/E-Pay processing system; to authorize and direct the City Auditor to authorize the expenditure of \$170,000.00; and to declare an emergency.(\$170,000.00).

Body

WHEREAS, a need exists in the daily operations of the Office of the Auditor, Income Tax Division that it is necessary to modify and increase the existing contract with First Data Government Solutions for the hosting and ongoing development of the E-File/E-Pay processing system to be paid through August I, 2011, and

WHEREAS, it is necessary to provide for an amendment to the original agreement, as previously amended, to ensure uninterrupted and enhanced service to users, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Income Tax, Office of the Auditor in that it is immediately necessary to authorize the City Auditor to modify the contract with First Data Government Solutions by extending the term and increasing the contract amount by \$170,000.00 to ensure continuous and enhanced E-File/E-Pay service for the preservation of the public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That the City Auditor be and is hereby authorized to modify the contract by extending the term and increasing the contract amount by \$170,000.00 with First Data Government Solutions for the hosting and ongoing development of the e-File/E-Pay processing system.

Section 2. That the expenditure of \$170,000.00 or so much thereof as may be necessary is hereby authorized from Department 22-02, General Fund 01-100, Character 03, Minor Object 3348, Index Code 220202, to pay the cost thereof.

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 of ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1480-2010

Drafting Date: 10/06/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Mobility Options is responsible for the operation of parking meters throughout the City. In order to install new meters and to provided uninterrupted service to existing meters materials are currently required. These items include steel posts for parking meters, parking meter post covers, and parking meter locks. This ordinance authorizes the expenditure of \$38,606.00 for purchase of commodities for this purpose.

The Purchasing Office has solicited formal competitive bids for the purchase of steel posts which the Division will use for parking meters. This ordinance authorizes the expenditure of \$14,500.00 with Benjamin Steel for these steel posts per the terms and conditions of universal term contract FL#004681 and the expenditure of \$5,805.00 for parking meter post covers and \$18,300.00 for parking meter locks described below.

The Purchasing Office also solicited bids for parking meter post covers and parking meter locks.

Two firms submitted bids for parking meter post covers and Lightle Enterprises of Ohio, LLC was the lowest most responsive bidder for the amount of \$5,805.50

<u>Vendor</u>	<u>City, State</u>	<u>Status</u>	<u>Amount</u>
Lightle Enterprises of Ohio, LLC	Frankfort, OH	E1	\$5,805.50
Spectrum Power Products, LLC	Bath, PA	E1	\$11,458.00

Three firms submitted bids for parking meter locks and Midwest Security Products was the lowest, most responsive bidder for the amount of \$18,300.50

<u>Vendor</u>	<u>City, State</u>	<u>Status</u>	<u>Amount</u>
Midwest Security Products	Sylvania, OH	Majority	\$18,300.50
Edco Tools & Supply	Columbus, OH	Majority	\$21,454.50
MacKay Meters, Inc	New Glasgow, Canada	E1	\$24,556.50

This ordinance authorizes the purchases per the existing UTC contracts and successful bid with Benjamin Steel, Lightle Enterprises of Ohio, LLC, and Midwest Security Products to meet the Division's anticipated needs for Parking Meter equipment in the amount of \$38,606.00.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Benjamin Steel, Lightle Enterprises of Ohio, LLC, and Midwest Security Products.

2. CONTRACT COMPLIANCE

Lightle Enterprises of Ohio, LLC's contract compliance number is 208135704 and expires: 3/31/11.
 Benjamin Steel Company Inc.'s contract compliance number is 310853024 and expires: 6/29/12.
 Midwest Security's contract compliance number is 341497163 and expires: 4/10/11.

3. FISCAL IMPACT:

Funding for these commodities is available in the Build America Bonds Fund due to cancellation of encumbrances from completed projects.

4. EMERGENCY DESIGNATION

Emergency action is requested to procure the needed parking meter commodities as soon as possible to provide materials for existing and new meters at the earliest possible time.

Title To authorize the Director of Finance and Management to establish purchase orders with Benjamin Steel, Lightle Enterprises of Ohio, LLC, and Midwest Security Products for the purchase of parking meter commodities per the terms and conditions of an existing universal term contract and per the results of bids; to amend the 2010 CIB; to authorize the transfer of monies within the Build America Bonds Fund for the Division of Mobility Options; to authorize the expenditure of \$38,606.00 from the Build America Bonds Fund; and to declare an emergency. (\$38,606.00)

Body

WHEREAS, the Purchasing Office has solicited bids and established a universal term contract for the purchase of parking meter commodities; and

WHEREAS, the Division of Mobility Options has a need to procure these items in a timely manner so as not to delay the installation of parking meters; and

WHEREAS, it is necessary to transfer monies between projects to fund the purchase of said parking meter commodities; and

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 purchase orders 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 purchase orders for the purchase of steel posts for parking meter per the terms and conditions of an existing universal term contract and the purchase of parking meter post covers and parking meter locks per successful bids for the Division of Mobility Options as described below.

Fund / Project

746 / 540001-100000

1. **UTC**

FL004681
Benjamin Steel Company Inc.
777 Benjamin Drive
Springfield, OH 45502
Steel posts - \$14,500.00

2. **Bid Item - Parking Meter Post Covers**

SO035112
Lightle Enterprises of Ohio, LLC
163 North Second Street
Frankfort, OH 45628
\$5,805.50

3. **Bid Item - Parking Meter Post Locks**

SO035120
Midwest Security Products
3840 Herr Road
Sylvania, OH 43560
\$18,300.50

Section 2. That the expenditure of \$38,606.00 be and hereby is authorized from the Build America Bonds Fund, Fund 746, Dept.-Div. 59-10, Division of Mobility Options as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount
746 / 540001-100000 / Parking Meters - Commodities / 06-6651 / 746541 / \$38,606.00

Section 3. That the 2010 CIB authorized within ordinance 0564-2010 be amended to provide sufficient authority for these commodity acquisition as follows:

Fund / Project / Project / Current CIB Amount / amendment amount / CIB amount as amended
746 / 530282 - 100046 / Resurfacing - Urban Paving East Broad Street / \$557,656.00 (Carryover) / (\$38,606.00) (Carryover) / \$519,050.00 (Carryover)
746 / 540001-100000 / Parking Meters / \$0.00 (Carryover) / \$38,606.00 (Carryover) / \$38,606.00 (Carryover)

Section 4. To move cash and appropriation between projects within Fund 746, the Build America Bonds Fund as follows:

FROM:

Fund / Project # / Project / O.L. 01-03 Codes / OCA Code / Amount
746 / 530282 - 100046 / Resurfacing - Urban Paving East Broad Street / 06-6600 / 528246 / \$38,606.00

TO:

Fund / Project # / Project / Object Level Three Codes / OCA Code / Amount
746 / 540001-100000 / Parking Meters / 06-6600 / 746541 / \$38,606.00

Section 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1483-2010

Drafting Date: 10/06/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Vacant and abandoned properties create costly disinvestment problems in Columbus neighborhoods; problems which have been exacerbated by the recent mortgage foreclosure crisis. With Columbus experiencing an influx of absentee investors, who buy inexpensive, dilapidated properties and then do nothing, hoping that the revitalization work of others in the community will increase their property values. These vacant and abandoned properties actually detract from the quality of life, as well as the economic opportunities, of those living around them. They are an impediment to individual neighborhood redevelopment and, ultimately, to achievement of city-wide economic development goals.

Minimizing the harm done by vacant and abandoned properties and restoring these properties to productive use are priorities for city government, land owners, neighborhood residents, and the business community who are all working together to develop strategies to mitigate the harm of vacant properties. Following up on earlier legislation that created and revised the Registry of Neglected Properties, Ord. 0946-04, Ord. 0947-04, and Ord. 0897-05, this legislation is needed to codify the procedure for and issuance of criminal penalties upon disappearing real property owners.

The following amendment to Article XI, "Neglected Properties Registry," of Title 47, "Nuisance Abatement Code," of the Columbus City Codes, 1959, with the enactment of "Penalties for Disappearing Real Property Owner" consisting of one section numbered 4711.11, was crafted in consideration of the needs expressed by The City Attorney's Office, Department of Development, property owners, neighborhood residents, community leaders, and locally based real-estate agents, over the course of four (4) separate public hearings and ongoing opportunities for input.

FISCAL IMPACT:

No funding is required for this legislation.

Title

To Amend Article XI, "Neglected Properties Registry," of Title 47, "Nuisance Abatement Code," of the Columbus City Codes, 1959, with the enactment of "Penalties for Disappearing Real Property Owner" consisting of one section numbered 4711.11

Body

WHEREAS, Ordinances 0946-2004 and 0947-2004, passed by City Council on July 19, 2004, and 0897-2005 passed by City Council on July 9, 2005 creating and then revising Title 47, Nuisance Abatement Code which included significant innovative measures intended to address nuisance vacant land and buildings having a blighting effect on the city's neighborhoods; and

WHEREAS, Since the passage of said ordinances, the Neighborhood Services Division's Code Enforcement Section, The City Attorney's Office, The City Council, as well as property owners and residents, have identified the need to codify procedures and penalties to address disappearing real property owners; and

WHEREAS, The current mortgage foreclosure crisis has intensified the number of abandoned properties whose absentee owners make little or no effort to or respond to notifications of code violations from City inspectors, allowing the properties to further deteriorate ; and

WHEREAS, Vacant and abandoned properties detract from the quality of life, as well as the economic opportunities, of those living around them; and

WHEREAS, Citing a common goal to stabilize and maintain neighborhoods, four (4) separate public hearings and ongoing opportunities for input, built strong consensus between The City Attorney's Office, Department of Development, property owners, neighborhood residents, community leaders, and locally based real-estate agents on the notification process and penalties for disappearing real property owners; **now therefore**:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That Chapter 4711 of the Columbus City Codes, "Neglected Properties Registry," is hereby supplemented by the enactment of new Section 4711.11, entitled "Penalties for Disappearing Real Property Owner," reading as follows:

4711.11 Penalties for Disappearing Real Property Owner

(A) In the event the City determines that a City Code violation exists on a particular parcel of real property, it shall be evidence that the parcel of real property constitutes a public nuisance if the City by affidavit or sworn testimony demonstrates that the following requirements have been met in attempting to serve the notice of violation on the owner of the subject parcel:

(1) The notice of violation was sent by certified-mail-return-receipt requested to the owner's address listed in the public records maintained by the Franklin County Auditor, and the envelope containing the notice was returned with an endorsement showing failure of delivery; and

(2) The residence of the owner is not known and was not able to be ascertained with efforts conducted with reasonable diligence.

(B) If there has been no successful service of a notice of a violation upon a property owner, but the City has complied with the requirements set forth in division (A) of this section, any criminal charge that may subsequently be filed against the property owner for that code violation shall be a misdemeanor of the first degree.

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

Legislation Number: 1496-2010

Drafting Date: 10/07/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation 1. BACKGROUND

Columbus City Code anticipates the potential for shared use paths in the public right-of-way serving pedestrians and bicyclists. Shared use paths can be composed of asphalt, concrete or bricks, and are typically 8 feet to 12 feet wide. Columbus City Code further anticipates the need to designate shared use paths as such, to allow their use by pedestrians and bicyclists without fear of violating the City's prohibition of riding bicycles on sidewalks.

Columbus has a bike trail system that has been developed primarily along north-south river corridors. However, there is a

deficiency in east-west bikeway routes which connect these systems. One of the high priority projects identified in the Columbus Bicentennial Bikeways Plan is an east-west connector through the downtown, connecting the Scioto Trail to the shared use path along I-670.

This bikeway project, now known as the Scioto-Alum Creek Connector (formerly named Downtown Bikeway Connector) is in the final stages of design development. In order to complete this project it is necessary to designate portions of existing sidewalk at two locations as shared-use path. Those locations consist of the existing 12-foot wide sidewalk along the east side of Neil Avenue from Long Street to Nationwide Boulevard; and the existing 8-foot wide sidewalk along the west side of Cleveland Avenue from McCoy Street to Jack Gibbs Boulevard.

2. FISCAL IMPACT

None

3. EMERGENCY DESIGNATION

Emergency action is requested to have these portions of sidewalk designated as shared use path to coincide with the scheduled completion of the Scioto-Alum Creek Connector on or around October 31, 2010.

TitleTo designate portions of sidewalk as shared-use path on Neil Avenue from Long Street to Nationwide Boulevard and Cleveland Avenue from McCoy Street to Jack Gibbs Boulevard.

Body

WHEREAS, the City has an established system of north-south shared-use paths which primarily follow north-south river corridors; and

WHEREAS, the City lacks sufficient east-west bicycle facilities that connect to these systems; and

WHEREAS, this Scioto-Alum Creek Connector project is identified as a high priority in the Columbus Bicentennial Bikeways Plan; and

WHEREAS, the City desires to establish a bicycle facility in the downtown area to complete a connection from the Scioto Trail to the Alum Creek Trail; and

WHEREAS, a portion of this facility has been designed to accommodate bicycles on sidewalks; and

WHEREAS, City code 2173.10 prohibits riding a bicycle on the sidewalk except for children's non-motorized vehicles as defined in section 2173.015(A)(2), and at locations that Columbus city council designates as bikeways or shared-use paths; and

WHEREAS, in order to complete this project it is necessary to designate portions of sidewalk at two locations as shared-use path.; and

WHEREAS, the sidewalk on the east side of Neil Avenue north of Long Street and south of Nationwide Boulevard is 12 feet wide and suitable for riding a bicycle; and

WHEREAS, the sidewalk on the west side of Cleveland Avenue north of McCoy Street and south of Jack Gibbs Boulevard is 8 feet wide and suitable for riding a bicycle; and

WHEREAS, the aforementioned project is scheduled to be completed by October 31, 2010; and

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 designate the above described sidewalks as shared use paths prior to the completion of the Scioto-Alum Creek Connector prior to the completion of that project, 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 sidewalk on the east side of Neil Avenue, north of Long Street and south of Nationwide Boulevard is hereby designated as a shared-use path.

SECTION 2. That the sidewalk on the west side of Cleveland Avenue, north of McCoy Street and south of Jack Gibbs Boulevard. is hereby designated as a shared-use path.

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 (10) days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1498-2010

Drafting Date: 10/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND

Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President Land Development, has submitted the plat titled "Reynolds Crossing Section 1 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 south of East Broad Street and east of Reynoldsburg-New Albany Road.

2. EMERGENCY DESIGNATION

Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

TitleTo accept the plat titled "Reynolds Crossing Section 1 Part 3" from Dominion Homes, Inc., an Ohio Corporation, by Matthew J. Callahan, Vice President Land Development; and to declare an emergency.

Body**WHEREAS**, the plat titled "Reynolds Crossing Section 1 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 Land Development, owner of the plat, desires to dedicate to the public use all or such parts of the Drive, Street 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 "Reynolds Crossing Section 1 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.

Legislation Number: 1506-2010

Drafting Date: 10/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** This ordinance authorizes the Finance and Management Director to enter into a contract with Statewide Ford Lincoln Mercury, Inc. for the purchase of fifty-one (51) Crown Victoria Police vehicles. This purchase is necessary to replace high mileage and high maintenance patrol cruisers. Formal bids were originally received by the Purchasing Office on November 30, 2009 for the purchase of marked police cruisers via SA#003433. Ordinance 1687-2009 subsequently authorized the purchase of sixty-two (62) cruisers from this bid. This last bid with Statewide Ford Lincoln Mercury is now expired. However, Statewide Ford has agreed to hold their pricing from the original bid of \$25,563.00 per vehicle. This is a unique opportunity for the Division of Police to secure cruisers in a relatively short delivery time and at a competitive price. Information provided by the industry suggests that the City will save approximately \$1,200.00 per vehicle by taking advantage of this opportunity to buy the vehicles now. Because the original bid was for a onetime purchase, a bid waiver will be necessary to enter into this purchase contract.

This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

Contract Compliance: Statewide Ford Lincoln Mercury, 34-1748921 expires on 2/18/2011

Emergency Designation: Emergency action is necessary so that the purchase order for these vehicles can be issued as soon as possible in order to take advantage of the manufacturer's current bid pricing and to have these police cruisers on the street as soon as possible.

FISCAL IMPACT: This ordinance authorizes an appropriation and expenditure of \$1,303,713.00 in General Permanent Improvement funds for the purchase of fifty-one (51) cruisers for the Division of Police. In 2009 the Division of Police purchase of 62 cruisers in the amount of \$1,584,906.00. In May 2007, Police purchased 41 marked police cruisers at a total cost of \$1,659,934. An additional 20 cruisers were purchased in September 2007 for \$688,000 and 109 cruisers were purchased in December 2007 for \$3.42 million.

Additional purchases for light bars, computers, video cameras, and other necessary equipment for the cruisers will likely be legislated from the General Permanent Improvement fund in the following weeks.

TitleTo appropriate and transfer \$1,303,713.00 within the General Permanent Improvement Fund; to authorize the Finance and Management Director to issue a purchase order to Statewide Ford Lincoln Mercury Inc. for the purchase of marked police cruisers for the Division of Police; to authorize the expenditure of \$1,303,713.00 from the General Permanent Improvement Fund; to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency. (\$1,303,713.00)

Body

WHEREAS, the Division of Police needs to replace marked police cruisers; and

WHEREAS, funds are available for appropriation for this expenditure in the General Permanent Improvement Fund; and

WHEREAS, a formal advertisement for bid (SA003433) was conducted in 2009; and

WHEREAS, Statewide Ford Lincoln Mercury Inc. has agreed to keep 2010 pricing in effect for 2011 vehicles; and

WHEREAS, it is in the best interest of the City to waive the competitive bidding provisions of Section 329.06(a) of the

City Codes, 1959; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Finance and Management Director to issue a purchase order for the purchase of marked police cruisers for the Division of Police, thereby preserving 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 Auditor is hereby authorized to appropriate \$1,303,713.00 within the unallocated balance of the General Permanent Improvement Fund ,748, Dept. No 45-01, Project 748999, OCA 643114, Object Level One- 06.

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

From:

Dept 45-01: Project 748999: OCA 643114: Obj Lvl One- 06: Amount \$1,303,713.00

To:

Dept 30-03: Project 330035: OCA 748035: Obj Lvl One-06; Object Level Three 6650, Amount \$1,303,713.00

SECTION 3. That the Director of Finance and Management be and is hereby authorized to issue a purchase order to Statewide Ford Lincoln Mercury Inc. for the purchase of fifty-one (51) marked police cruisers for the Division of Police in accordance with Solicitation SA003433.

SECTION 4. That it is in the best interest of the City to waive the provisions of Section 329.06(a) of the Columbus City Code, 1959; and such provisions are hereby waived.

SECTION 5. That the expenditure of \$1,303,713.00, or so much thereof as may be needed for the purchase of marked police cruisers, is hereby authorized from Dept/Div: 30-03, Fund 748, OCA 748035, Project 330035, Object Level One-06, Object Level Three- 6650.

SECTION 6. That the City Auditor is authorized to make the necessary transfer between funds, and such funds are hereby appropriated, to carry out the purposes of this ordinance.

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

Legislation Number: 1507-2010

Drafting Date: 10/12/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the transfer of \$70,000.00 within the General Government Grant Fund and the expenditure of \$75,344.05 (\$15,344.05 from cancelled cases and \$60,000.00 of the transferred funds) from 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. 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).

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 October 31, 2010.

FISCAL IMPACT: This ordinance authorizes the transfer of \$70,000.00 and the expenditure of \$75,344.05 from the General Government Grant Fund, 2007 Lead Hazard Reduction Demonstration Grant.

Title

To authorize and direct the transfer of \$70,000.00 within the General Government Grant Fund, Lead Grant; to authorize the Director of the Department of Development to expend \$75,344.05 from the General Government Grant Fund for various expenses associated with the Lead Safe Columbus program; and to declare an emergency. (\$75,344.05)

Body

WHEREAS, this legislation authorizes the transfer of \$70,000.00 within the General Government Grant Fund, Lead Grant, and authorizes the expenditure \$75,344.05 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, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to transfer and expend 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 \$70,000 within the General Government Grant Fund, Fund No.220, Grant Number 447027, Division 44-10 as follows:

FROM:

Object Level 1 / Object Level 3 / OCA Code / Amount

01 / 1101 / 447027 / \$70,000.00

TO:

Object Level 1 / Object Level 3 / OCA Code / Amount

03 / 3525 / 447027 / \$5,000.00

03 / 3331 / 447027 / \$5,000.00

05 / 5517 / 447027 / \$60,000.00

Section 2. That the Director of the Department of Development is hereby authorized to expend \$75,344.05 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 \$75,344.05 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-10, Fund 220, Grant 447027, Object Level One 05, Object Level Three 5517, OCA Code 447027.

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.

Legislation Number: 1508-2010

Drafting Date: 10/12/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Hilliard Grand Apartments, LLC (the "Developer") owns or controls approximately 85.34± acres in the City of Hilliard, Franklin County, Ohio, and has requested that the City of Columbus, Ohio (the "City") execute and sign a petition in its capacity as the proximate city to be presented to the Board of County Commissioners of Franklin County, Ohio to create a new community authority under the provisions of Ohio Revised Code Chapter 349 for the benefit of the City of Hilliard. The City of Hilliard has recommended and supports the creation of the new community authority. The City of Columbus is a "proximate city" under Ohio Revised Code Chapter 349 as the largest city in the county, and the City's approval for the creation of such authority is required in order to proceed.

A proposed petition has been presented in its entirety to the City, and an explanation of the proposed new community authority has been made to City officers by the Developer and the Developer's counsel, and such proposed petition is on file with the Clerk of Council.

Emergency action is requested to allow the Developer to file the petition prior to the next meeting of the County Commissioners and to allow quick completion of the process so collection of assessments can begin immediately.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize and direct the Clerk of Council to execute and sign a petition on behalf of the City of Columbus to be presented to the Board of County Commissioners of Franklin County, Ohio by Hilliard Grand Apartments, LLC to create a new community authority named the "West Hilliard Community Authority" under Ohio Revised Code Chapter 349 for the benefit of the City of Hilliard; and to declare an emergency.

Body

WHEREAS, Hilliard Grand Apartments, LLC (the "Developer") owns or controls approximately 85.34± acres in the City of Hilliard, Franklin County, Ohio, and has requested that the City of Columbus, Ohio (the "City") execute and sign a petition (the "Petition") to be presented to the Board of County Commissioners of Franklin County, Ohio to create a new community authority (the "Authority") under the provisions of Ohio Revised Code Chapter 349 for the benefit of the City of Hilliard; and

WHEREAS, the City of Hilliard has recommended and supports the creation of the Authority; and

WHEREAS, the City is a "proximate city" under Ohio Revised Code Chapter 349 as the largest city in Franklin County, and the City's approval for the creation of the Authority is required in order to proceed; and

WHEREAS, the Petition has been presented in its entirety to the City, and an explanation of the proposed Authority has

been made to City officers by the Developer and the Developer's counsel, and such Petition is on file with the Clerk of City of Columbus Council; and

WHEREAS, emergency action is requested to allow the Developer to file the petition prior to the next meeting of the County Commissioners and to allow quick completion of the process so collection of assessments can begin immediately; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is necessary for the City Clerk to sign said Petition, 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 of Columbus approves the establishment of the Authority named the "West Hilliard Community Authority."

Section 2. That the Clerk of Council be and is hereby directed and authorized to execute and sign the Petition on behalf of the City of Columbus and the Columbus City Council, a proposed draft copy which is on file with the Clerk of Council, to be presented to the Board of County Commissioners of Franklin County, Ohio pursuant to Ohio Revised Code Chapter 349 to create a new community authority for the benefit of the City of Hilliard. Any changes to the Petition shall not be inconsistent with this Ordinance and not substantially adverse to the City. The approval of such changes by the Clerk of Council and that such changes are not substantially adverse to the City shall be conclusively evidenced by the execution of the Petition by the Clerk of Council.

Section 3. That 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 4. That the City's approval incorporates by references within this Ordinance the Petition and all exhibits thereto.

Section 5. That for reasons stated in the preamble hereto, which is 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: 1512-2010

Drafting Date: 10/12/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health was awarded \$1,165,767.00 in grant monies from the Ohio Department of Health, Centers for Disease Control for the Public Health Emergency Preparedness program. This ordinance is needed to authorize a contract with the Franklin County Board of Health for \$326,226.00 for the time period August 10, 2010 through August 9, 2011.

The purpose of the contract is to maintain a Public Health Emergency Preparedness/Emergency Response system in the event of bioterrorism activities in Franklin County. This contract is necessary per the requirements of the Ohio Department of Health, Public Health Emergency Preparedness proposal.

Emergency action is requested to facilitate and expedite the Franklin County component of maintaining a public health emergency preparedness response in central Ohio.

FISCAL IMPACT: The Public Health Emergency Preparedness grant budget provides \$326,226.00 for a contract with the Franklin County Board of Health.

Title

To authorize and direct the Board of Health to enter into contract with the Franklin County Board of Health, to authorize the expenditure of \$326,226.00 from the Health Department Grants Fund, and to declare an emergency. (\$326,226.00)

Body

WHEREAS, the Franklin County Board of Health will establish a public health emergency preparedness structure; and,

WHEREAS, this contract is necessary per the requirements of the Ohio Department of Health, Public Health Emergency Preparedness proposal; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to authorize this contract for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with the Franklin County Board of Health for the period August 10, 2010 through August 9, 2011.

SECTION 2. This ordinance is in accordance with Section 329.02 of the Columbus City Code.

SECTION 3. That to pay the cost of said contract the expenditure of \$326,226.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department No. 50, Grant Number 501055, OCA 501055, Object Level One 03, Object Level Three 3337.

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: 1515-2010

Drafting Date: 10/13/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The need exists to enter into an Enterprise Zone Agreement and a Job Creation Tax Credit Agreement with The Coca-Cola Company. The Ohio Enterprise Zone law O.R.C. Section 5709.62 (3) and The Ohio Tax Credit legislation (Section 718.15 of the Ohio Revised Code) authorizing such agreements became effective January 14, 1993 and requires the City to enter into a Council-approved agreement between the City and a participating company.

The Department of Development proposes to enter into an Enterprise Zone Agreement for a tax abatement on real property improvements of seventy-five percent (75%) for a period of ten (10) years and a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of (six) 6 years with The Coca-Cola Company. The company is proposing to expand its' Columbus Syrup Plant by investing approximately \$120 million and creating 35 new permanent full-time positions to

accommodate its' advanced manufacturing lines and automated storage and retrieval systems.

The Coca-Cola Company is a leader and innovator in the beverage industry. The Coca-Cola Company, headquartered in Atlanta, Georgia, is the world's largest beverage company. The Coca-Cola Company operates in more than 200 countries and markets a portfolio of more than 3,000 beverage products including sparkling drinks and still beverages such as, waters, juices, juice drinks, teas, coffees, sports drinks, energy drinks, and milk-and soy-based beverages.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with The Coca-Cola Company for a tax abatement on real property improvements of seventy-five percent (75%) for a period of ten (10) years and a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of (six) 6 years; and to declare an emergency.

Body

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and subsequently amended the Zone by Ordinance Nos. 2722-85 in 1986; 2080-89 in 1989; 1949-92, 2609-92 and 2249-92 in 1992; 1079-94 and 1228-94 in 1994; 2196-95 and 2817-95 in 1995; 533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; and 225-03 in 2003; and

WHEREAS, the Director of the Development Department of the State of Ohio determined that the Columbus Enterprise Zone as amended by the aforementioned Ordinances continued to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised Code and recertified said Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003 and most recently on August 19, 2003 as an "urban jobs and enterprise zone" under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise tax or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, pursuant to Section 718.15 of the Ohio Revised Code (the "City Act") a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, contingent upon the City granting an Enterprise Zone tax abatement and a Job Creation Tax Credit, The Coca-Cola Company will expand its operations at the Columbus Syrup Plant by investing approximately \$40 million in real property improvements, \$80 million in machinery and equipment and create 35 new permanent full-time positions, increase job opportunities and strengthen the economy of the city; and

WHEREAS, the Jobs Creation Tax Credit is being offered contingent upon the Ohio Department of Development offering a Jobs Creation Tax Credit to The Coca-Cola Company; and

WHEREAS, receiving these tax credits from the State and the City is a critical factor in The Coca-Cola Company decision to go forward with the expansion project in Columbus; and

WHEREAS, the City of Columbus desires to facilitate the future expansion and growth of The Coca-Cola Company at the project site; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus Department of Development in that

it is immediately necessary to enter into an Enterprise Zone Agreement and a Jobs Creation Tax Credit Agreement in order to allow the company to begin construction of the facility and to create jobs as soon as possible for the preservation of public health, peace, prosperity and safety; **NOW THEREFORE,**

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

Section 1. That the City hereby finds and determines that the project will (1) create jobs in the State and City (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax abatement and tax credit is a critical factor in the decision by The Coca-Cola Company to go forward with the project expansion.

Section 2. That the City Council hereby finds and determines that the project meets all the requirements of the City Act.

Section 3. That the Director of the Department of Development is hereby authorized and directed to enter into and execute an Enterprise Zone Agreement of seventy-five percent (75%) for a period of ten (10) years and a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of six (6) years with The Coca-Cola Company.

Section 4. That the City of Columbus Enterprise Zone and the Job Creation Tax Credit Agreements are signed by The Coca-Cola Company within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

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 the passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1518-2010

Drafting Date: 10/14/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a Memorandum of Understanding (MOU) with Preferred Real Estate Investments II, LLC, providing for developer contribution payments and potential participation in a New Community Authority (NCA) and a Tax Increment Financing (TIF) District. The MOU is in connection with a proposed residential development on Thompson Road in northeast Columbus. The agreement covers aspects of the City's policy to Pay as We Grow and Grow with a Plan.

Emergency action is requested to allow the agreement to be entered into in a timely manner.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with Preferred Real Estate Investments II, LLC to provide for infrastructure improvements and balanced development; and to declare an emergency.

Body

WHEREAS, the City and Preferred Real Estate Investments II, LLC ("Developer") desire to enter into the attached Memorandum of Understanding ("MOU") consistent with the City's policy to Pay as We Grow and Grow with a Plan; and

WHEREAS, the purpose of the MOU is to provide sufficient satisfactory infrastructure for planned and balanced development in the general area of Thompson Road and northeast Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Development to enter into the Memorandum of Understanding without delay so that planning and other actions can begin, 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. The Memorandum of Understanding (MOU) attached hereto, by and between this City and Preferred Real Estate Investments II, LLC, providing for, among other things, payment to the City of \$2300 in developer contribution per residential unit built, such payments to be made according to the timetable and accompanied by quarterly reports as set forth in Development Department guidelines that may from time to time be modified, is hereby approved and authorized with changes therein and amendments thereto not inconsistent with this Ordinance and not substantially adverse to this City and which shall be approved by the Director of Development. The MOU also provides that the developer, if requested to do so by the Development Department, will take necessary steps towards joining or creating a New Community Authority (NCA) and/or a Tax Increment Financing (TIF) District. The Director of Development, for and in the name of this City, is hereby authorized to execute the Memorandum of Understanding. This Council further hereby authorizes and directs the Mayor, the Director of Development and the City Attorney, and other appropriate officers of the City, to sign those instruments and make those arrangements as are necessary carry out the purposes of this Ordinance.

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

Legislation Number: 1534-2010
Drafting Date: 10/19/2010
Version: 1
Current Status: Passed
Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Planning and Operations is responsible for snow and ice removal and for maintaining the City's roadway system. To accomplish this mission the Division requires four single axle dump trucks. These trucks will replace older trucks beyond their useful service lives and will provide for a more reliable fleet to carry out services provided by the Division. This purchase is consistent with the division's fleet replacement program.

In order to expedite delivery and reduce costs, the Division of Planning and Operations, Fleet Management Division and the Purchasing Office, have developed a pilot program for acquiring four single axle dump trucks. The proposed method entails procuring all the necessary parts and components from existing State of Ohio contracts, and then contracting with a local vendor to assemble (up-fit) the complete unit. The Committee has determined that the "test" method for acquiring these units will significantly reduce timelines for delivery of the same. It is estimated that these units could be "in-service" no later than early 1st Quarter FY 2011 for snow removal.

All the main parts and components and the cab and chassis necessary for the building of the single axle dump trucks are available on existing ODOT contracts with the exception of the snow plow which is available on an Ohio Department of Administrative Service Cooperative Contract. All items will be purchased from the appropriate contracts and drop shipped to the qualified up-fitter.

ODOT Contracts for Chassis and Parts/Pieces:

Contract **Item** **Vendor** **Unit Cost**

023-10	Cab and Chassis	Miami Valley International Trucks	\$83,969.00
026-10	Dump Body and Hoist	Galion-Godwin Body Company	\$12,000.00
035-10	Hydraulic System	H Y O Inc. dba Pengwyn Hydraulics	\$10,517.00
030-10	Spreaders System	Swenson Spreader Company	\$2,495.00
034-11	Liquid Brine System	H Y O Inc. dba Pengwyn Hydraulics	\$1,700.00
187-10	Lighting System	Parr Public Safety Equipment	\$1,184.00

Ohio Department of Administrative Service Cooperative Contract

<u>Contract</u>	<u>Item</u>	<u>Vendor</u>	<u>Unit Cost</u>
STS-515	Snow Plow	Gledhill Road Machinery	\$9,449.27

The components required for a completed single unit cost \$121,314.27. Total cost for four units is \$485,257.08.

The quotations are on file with the Purchasing Office. This purchase has been approved by the Fleet Management Division.

This equipment does offer environmentally preferred fuel options at this time, but examples are already being purchased through the Fleet Management Division utilizing Federal Government grants.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against any of the companies listed above.

2. CONTRACT COMPLIANCE

Miami Valley International Trucks' contract compliance number is 31-1040091 and is pending.
Galion-Godwin Body Company's contract compliance number is 20-0169253 and is pending.
H Y O Inc. dba Pengwyn Hydraulics' contract compliance number is 31-1201883 and expires 11/11/11.
Swenson Spreader Company's contract compliance number is pending.
Parr Public Safety Equipment's contract compliance number is 20-1619573 and expires 7/1/11.
Gledhill Road Machinery contract compliance number is 34-4244140 and is pending.

3. FISCAL IMPACT

Funds are available for this expenditure from the Streets and Highways G.O. Bonds Fund, no. 704 and Remaining City Match Funds from the completed Sullivant-Demorest grant will be transferred from the Grant to the Street and Highway Improvement Fund where it will be expended. The total cost of these purchases is \$485,257.08.

4. EMERGENCY

This legislation is requested to be heard as an emergency to ensure that the four single axle dump trucks are available for immediate use.

TitleTo authorize the Director of Finance and Management to establish purchase orders for the purchase and assembly of four dump trucks, plows and accessories in accordance with Ohio Department of Transportation and State of Ohio contracts for the Division of Planning and Operations; to amend the 2010 CIB; to authorize the transfer of appropriation within the Local Transportation Improvement Fund and cash between the Local Transportation Improvement Fund and the Street and Highway Improvement Fund and within the Streets and Highways G.O. Bonds Fund; to authorize the appropriation of funds and expenditure of \$485,257.08 from the Street and Highway Improvement Fund and the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$485,257.08)

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

WHEREAS, the purchase of four dump trucks is necessary to replace vehicles that are past their useful service lives to perform the mission of the Division and ensure the safety of the travelling public, and

WHEREAS, City ordinance 1410-2010 authorizes city agencies to utilize Ohio Department of Transportation contracts, and

WHEREAS, City ordinance 0582-87 authorizes city agencies to utilize Ohio Department of Administrative Services cooperative 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

WHEREAS, the Division of Planning and Operations wishes to purchase four cab and chassis using Ohio Department of Transportation contract, 023-10 which expires on July 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four dump body and hoists using Ohio Department of Transportation contract, 026-10 which expires on April 30, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four hydraulics systems using Ohio Department of Transportation contract, 035-10 which expires on May 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four spreader systems using Ohio Department of Transportation contract, 030-10 which expires on May 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four liquid brine systems using Ohio Department of Transportation contract, 034-11 which expires on August 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four lighting systems using Ohio Department of Transportation contract, 187-10 which expires on August 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four snow plows using Ohio Department of Administrative Service Cooperative Contract, STS515 which expires on March 31, 2014, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations in that the funding should be authorized immediately for the purchase of these vehicles to have them available for the 2011 winter season, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the Director of Finance and Management is hereby authorized to establish purchase orders for the purchase of equipment for (4) dump trucks as follows:

Miami Valley International Trucks

11775 Highway Drive
Cincinnati, OH 45241

Amount - \$335,876.00

For the purchase of four truck cab and chassis

Ohio Department of Transportation contract 023-10 which expires on July 31, 2011.

Funding for this legislation is based on quotes dated June 29, 2010 submitted by Miami Valley International Trucks, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Galion-Godwin Body Company

7415 Peabody Kent Rd
P.O. Box 208

Winesburg, OH 44690

Amount - \$48,000.00

For the purchase of four dump body and hoists

Ohio Department of Transportation contract 026-10 which expires on April 30, 2011.

Funding for this legislation is based on quotes dated March 16, 2010 submitted by Galion-Godwin Body Company, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

H Y O Inc. dba Pengwyn Hydraulics

2550 West 5th Avenue
Columbus, OH 43204

Amount - \$42,068.00

For the purchase of four hydraulics systems

Ohio Department of Transportation contract 035-10 which expires on May 31, 2011.

Funding for this legislation is based on quotes dated April 27, 2010 submitted by HYO dba Pengwyn Hydraulics, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Swenson Spreader Company

P.O. Box 127
Lindenwood, IL 61049

Amount - \$9,980.00

Ohio Department of Transportation contract 030-10 which expires on May 31, 2011.

For the purchase of four spreader systems

Funding for this legislation is based on quotes dated May 27, 2010 submitted by Swenson Spreader Company, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

H Y O Inc. dba Pengwyn Hydraulics

2550 West 5th Avenue
Columbus, OH 43204

Amount - \$6,800.00

Ohio Department of Transportation contract 034-11 which expires on August 31, 2011.

For the purchase of four liquid brine systems

Funding for this legislation is based on quotes dated July 15, 2010 submitted by VariTech Industries(H Y O Inc. dba Pengwyn Hydraulics), and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Parr Public Safety Equipment Inc.

8495 Estates Court
Plain City, OH 43064

Amount - \$4,736.00

For the purchase of four lighting systems

Ohio Department of Transportation contract 187-10 which expires on August 31, 2011.

Funding for this legislation is based on quotes dated August 18, 2009 submitted by Parr Public Safety Equipment Inc., and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Gledhill Road Machinery Company

8495 Estates Court
PO Box 567, Galion, OH 44833

Amount - \$37,797.08

For the purchase of four snow plows

Ohio Department of Administrative Service Cooperative Contract, STS515 which expires on March 31, 2011.

Funding for this legislation is based on quotes dated August 9, 2010 submitted by Gledhill Road Machinery Company, and the quoted prices reflect State of Ohio contract pricing, and are on file with the Purchasing Office.

Section 2. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended due to cancellation of encumbrances as follows:

Fund/Project / Project Name / Current / Change / Amended

704 / 540003-100000 / Computerized Signals / \$0.00 (Carryover) / \$192,558.00 (Carryover) / \$192,558.00 (Carryover)

530103-100013 / Arterial Street Rehabilitation - North High Street/Flint Road to County Line (Carryover) / \$378,229.00 (Carryover) / \$13,647.00 (Carryover) / \$391,876.00 (Carryover)

Section 3. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended to provide sufficient authority for this project as follows:

Fund / Project / Project Name / Current / Change / Amended

704 / 540003-100000 / Computerized Signals / \$192,558.00 (Carryover) / (\$101,302.00) (Carryover) / \$91,256.00 (Carryover)

704 / 530301-100008 / Bridge Rehabilitation - Sylvan Culvert / \$585,496.00 / (\$178,978.00) / \$406,518.00

704/530103-100013 / Arterial Street Rehabilitation - North High Street/Flint Road to County Line (Carryover) / \$391,876.00 (Carryover) / (\$420.00) (Carryover) / \$391,456.00 (Carryover)

704 / 530020-100000 / Street Equipment / \$146,230.00 (Carryover) / \$101,722.00 (Carryover) / \$247,952.00 (Carryover)

704 / 530020-100000 / Street Equipment / \$4,068,500.00 / \$178,978.00 / \$4,247,478.00

766 / 530020-100000 / Street Equipment / \$91,123.00 (Carryover) / \$204,559.00 (Carryover) / \$295,682.00 (Carryover)

Section 4. That the City Auditor be and hereby is authorized to transfer appropriation within Fund 763, the Local Transportation Improvement Project Fund, as follows:

Transfer from:

Fund / Grant# / Grant / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

763 / 560006-100000 / Sullivant Av & Demorest Rd Imps / 06-6600 / 591268 / \$204,558.82

Transfer to:

Fund / Grant# / Grant / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

763 / 560006-100000 / Sullivant Av & Demorest Rd Imps / 10-5501 / 591268 / \$204,558.82

Section 5. That the City Auditor be and hereby is authorized to transfer cash between the Local Transportation Improvement Fund, No. 763 and the Street and Highway Improvement Fund, No. 766, as follows:

Transfer from:

Fund Grant# / Grant / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

763 / 560006-100000 / Sullivant Av & Demorest Rd Imps / 10-5501 / 591268 / \$204,558.82

Transfer to:

Fund / Project# / Project / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

766 / 530020-100000 / Street Equipment / 08/0886 / 766020 / \$204,558.82

Section 6. That the sum of \$204,558.82 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 funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 as follows:

Fund / Project# / Project / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

766 / 530020-100000 / Street Equipment / 06-6600 / 766020 / \$204,558.82

Section 7. That the City Auditor be and hereby is authorized to transfer cash and appropriation within Fund 704, the Streets and Highways G.O. Bonds Fund, as follows:

Transfer from:

Fund / Project# / Project / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

704 / 530301-100008 / Bridge Rehabilitation - Sylvan Culvert / 06-6600 / 743108 / \$178,977.17

704 / 540003-100000 / Computerized Signals / 06-6600 / 591144 / \$101,301.09

704 / 530103-100013 / Arterial Street Rehabilitation - North High Street/Flint Road to County Line / 06-6600 / 741313 /

\$420.00

Total Transfer from: \$280,698.26

Transfer to:

Fund / Project# / Project / O.L. 01 - 03 Codes / OCA Code / Amount

704 / 530020-100000 / Street Equipment / 06-6600 / 591246 / \$280,698.26

Section 8. That the sum of \$485,257.08 or so much thereof as may be needed is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704, and the Street and Highway Improvement Fund, No. 766, for the Division of Planning and Operations, Dept./Div. 59-11, as follows:

Fund / Project# / Project / O.L. 01 - 03 Codes / OCA Code / Amount

766 / 530020-100000 / Street Equipment / 06-6652 / 766020 / \$204,558.82

704 / 530020-100000 / Street Equipment / 06-6652 / 591246 / \$280,698.26

Section 9. 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 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.

**City of Columbus
City Bulletin Report**

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

Legislation Number: 1405-2010

Drafting Date: 09/24/2010

Version: 1

Current Status: Defeated

Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Planning and Operations is responsible for snow and ice removal and for maintaining the City's roadway system. To accomplish this mission the Division requires four single axle dump trucks. These trucks will replace older trucks beyond their useful service lives and will provide for a more reliable fleet to carry out services provided by the Division. This purchase is consistent with the division's fleet replacement program.

In order to expedite delivery and reduce costs, the Division of Planning and Operations, Fleet Management Division and the Purchasing Office, have developed a pilot program for acquiring four single axle dump trucks. The proposed method entails procuring all the necessary parts and components from existing State of Ohio contracts, and then contracting with a local vendor to assemble (up-fit) the complete unit. The Committee has determined that the "test" method for acquiring these units will significantly reduce timelines for delivery of the same. It is estimated that these units could be "in-service" no later than early 1st Quarter FY 2011 for snow removal.

All the main parts and components and the cab and chassis necessary for the building of the single axle dump trucks are available on existing ODOT contracts with the exception of the snow plow which is available on an Ohio Department of Administrative Service Cooperative Contract. All items will be purchased from the appropriate contracts and drop shipped to the qualified up-fitter.

ODOT Contracts for Chassis and Parts/Pieces:

<u>Contract</u>	<u>Item</u>	<u>Vendor</u>	<u>Unit Cost</u>
023-10	Cab and Chassis	Miami Valley International Trucks	\$83,969.00
026-10	Dump Body and Hoist	Galion-Godwin Body Company	\$12,000.00
035-10	Hydraulic System	H Y O Inc. dba Pengwyn Hydraulics	\$10,517.00
030-10	Spreaders System	Swenson Spreader Company	\$2,495.00
034-11	Liquid Brine System	VariTech Industries	\$1,595.00
187-10	Lighting System	Parr Public Safety Equipment	\$1,184.00

Ohio Department of Administrative Service Cooperative Contract

<u>Contract</u>	<u>Item</u>	<u>Vendor</u>	<u>Unit Cost</u>
STS-515	Snow Plow	Gledhill Road Machinery	\$9,449.27

The components required for a completed single unit cost \$121,209.27. Total cost for four units is \$484,837.08.

The quotations are on file with the Purchasing Office. This purchase has been approved by the Fleet Management Division.

This equipment does offer environmentally preferred fuel options at this time, but examples are already being purchased through the Fleet Management Division utilizing Federal Government grants.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against any of the companies listed above.

2. CONTRACT COMPLIANCE

Miami Valley International Trucks' contract compliance number is 31-1040091 and is pending.
Galion-Godwin Body Company's contract compliance number is 20-0169253 and is pending.
H Y O Inc. dba Pengwyn Hydraulics' contract compliance number is 31-1201883 and expires 11/11/11.
Swenson Spreader Company's contract compliance number is pending.
VariTech Industries contract compliance number is 41-1557096 and expires 10/13/11.
Parr Public Safety Equipment's contract compliance number is 20-1619573 and expires 7/1/11.
Gledhill Road Machinery contract compliance number is 34-4244140 and is pending.

3. FISCAL IMPACT

Funds are available for this expenditure from the Streets and Highways G.O. Bonds Fund, no. 704 and Remaining City Match Funds from the completed Sullivant-Demorest grant will be transferred from the Grant to the Street and Highway Improvement Fund where it will be expended. The total cost of these purchases is \$484,837.08.

4. EMERGENCY

This legislation is requested to be heard as an emergency to ensure that the four single axle dump trucks are available for immediate use.

Title To authorize the Director of Finance and Management to enter into various contracts for the assembly of four dump trucks, plows and accessories in accordance with Ohio Department of Transportation and State of Ohio contracts for the Division of Planning and Operations; to amend the 2010 CIB; to authorize the transfer of appropriation within the Local Transportation Improvement Fund and cash between the Local Transportation Improvement Fund and the Street and Highway Improvement Fund and within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$484,837.08 from the Street and Highway Improvement Fund and the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$484,837.08)

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

WHEREAS, the purchase of four dump trucks is necessary to replace vehicles that are past their useful service lives to perform the mission of the Division and ensure the safety of the travelling public, and

WHEREAS, City legislation is in process authorizing city agencies to utilize Ohio Department of Transportation contracts, 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

WHEREAS, the Division of Planning and Operations wishes to purchase four cab and chassis using Ohio Department of Transportation contract, 023-10 which expires on July 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four dump body and hoists using Ohio Department of Transportation contract, 026-10 which expires on April 30, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four hydraulics systems using Ohio Department of Transportation contract, 035-10 which expires on May 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four spreader systems using Ohio Department of Transportation contract, 030-10 which expires on May 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four liquid brine systems using Ohio Department of Transportation contract, 034-11 which expires on August 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four lighting systems using Ohio Department of

Transportation contract, 187-10 which expires on August 31, 2011, and

WHEREAS, the Division of Planning and Operations wishes to purchase four snow plows using State of Ohio State Term Schedule, STS515 which expires on March 31, 2014, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations in that the funding should be authorized immediately for the purchase of these vehicles to have them available for the 2011 winter season, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the Director of Finance and Management is hereby authorized to establish purchase orders for the purchase of equipment for (4) dump trucks as follows:

Miami Valley International Trucks

11775 Highway Drive
Cincinnati, OH 45241

Amount - \$335,876.00

For the purchase of four truck cab and chassis

Ohio Department of Transportation contract 023-10 which expires on July 31, 2011.

Funding for this legislation is based on quotes dated June 29, 2010 submitted by Miami Valley International Trucks, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Galion-Godwin Body Company

7415 Peabody Kent Rd
P.O. Box 208
Winesburg, OH 44690

Amount - \$48,000.00

For the purchase of four dump body and hoists

Ohio Department of Transportation contract 026-10 which expires on April 30, 2011.

Funding for this legislation is based on quotes dated March 16, 2010 submitted by Galion-Godwin Body Company, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

H Y O Inc. dba Pengwyn Hydraulics

2550 West 5th Avenue
Columbus, OH 43204

Amount - \$42,068.00

For the purchase of four hydraulics systems

Ohio Department of Transportation contract 035-10 which expires on May 31, 2011.

Funding for this legislation is based on quotes dated April 27, 2010 submitted by HYO dba Pengwyn Hydraulics, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Swenson Spreader Company

P.O. Box 127
Lindenwood, IL 61049

Amount - \$9,980.00

Ohio Department of Transportation contract 030-10 which expires on May 31, 2011.

For the purchase of four spreader systems

Funding for this legislation is based on quotes dated May 27, 2010 submitted by Swenson Spreader Company, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

VariTech Industries

4115 Minnesota St.
PO Box 457

Alexandria, MN 56308

Amount - \$6,380.00

Ohio Department of Transportation contract 034-11 which expires on August 31, 2011.

For the purchase of four liquid brine systems

Funding for this legislation is based on quotes dated July 15, 2010 submitted by VariTech Industries, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Parr Public Safety Equipment Inc.

8495 Estates Court

Plain City, OH 43064

Amount - \$4,736.00

For the purchase of four lighting systems

Ohio Department of Transportation contract 187-10 which expires on August 31, 2011.

Funding for this legislation is based on quotes dated August 18, 2009 submitted by Parr Public Safety Equipment Inc., and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Gledhill Road Machinery Company

8495 Estates Court

PO Box 567, Galion, OH 44833

Amount - \$37,797.08

For the purchase of four snow plows

State of Ohio State Term Schedule Contract, STS515 which expires on March 31, 2011.

Funding for this legislation is based on quotes dated August 9, 2010 submitted by Gledhill Road Machinery Company, and the quoted prices reflect State of Ohio contract pricing, and are on file with the Purchasing Office.

Section 2. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended due to cancellation of encumbrances as follows:

Fund/Project / Project Name / Current / Change / Amended

704 / 540003-100000 / Computerized Signals / \$0.00 (Carryover) / \$192,558.00 (Carryover) / \$192,558.00 (Carryover)

Section 3. That the 2010 Capital Improvement Budget authorized by ordinance 0564-2010 be and is hereby amended to provide sufficient authority for this project as follows:

Fund / Project / Project Name / Current / Change / Amended

704 / 540003-100000 / Computerized Signals / \$192,558.00 (Carryover) / (\$101,302.00) (Carryover) / \$91,256.00 (Carryover)

704 / 530301-100008 / Bridge Rehabilitation - Sylvan Culvert / \$585,496.00 / (\$178,978.00) / \$406,518.00

704 / 530020-100000 / Street Equipment / \$146,230.00 (Carryover) / \$101,302.00 (Carryover) / \$247,532.00 (Carryover)

704 / 530020-100000 / Street Equipment / \$4,068,500.00 / \$178,978.00 / \$4,247,478.00

766 / 530020-100000 / Street Equipment / \$91,123.00 (Carryover) / \$204,559.00 (Carryover) / \$295,682.00 (Carryover)

Section 4. That the City Auditor be and hereby is authorized to transfer appropriation within Fund 763, the Local Transportation Improvement Project Fund, as follows:

Transfer from:

Fund / Grant# / Grant / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

763 / 560006-100000 / Sullivant Av & Demorest Rd Imps / 06-6600 / 591268 / \$204,558.82

Transfer to:

Fund / Grant# / Grant / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

763 / 560006-100000 / Sullivant Av & Demorest Rd Imps / 10-5501 / 591268 / \$204,558.82

Section 5. That the City Auditor be and hereby is authorized to transfer cash between the Local Transportation

Improvement Fund, No. 763 and the Street and Highway Improvement Fund, No. 766, as follows:

Transfer from:

Fund Grant# / Grant / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

763 / 560006-100000 / Sullivant Av & Demorest Rd Imps / 10-5501 / 591268 / \$204,558.82

Transfer to:

Fund / Project# / Project / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

766 / 530020-100000 / Street Equipment / 08/0886 / 766020 / \$204,558.82

Section 6. That the sum of \$204,558.82 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 funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 as follows:

Fund / Project# / Project / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

766 / 530020-100000 / Street Equipment / 06-6600 / 766020 / \$204,558.82

Section 7. That the City Auditor be and hereby is authorized to transfer cash and appropriation within Fund 704, the Streets and Highways G.O. Bonds Fund, as follows:

Transfer from:

Fund / Project# / Project / O.L. 01 - O.L. 03 Codes / OCA Code / Amount

704 / 530301-100008 / Bridge Rehabilitation - Sylvan Culvert / 06-6600 / 743108 / \$178,977.17

704 / 540003-100000 / Computerized Signals / 06-6600 / 591144 / \$101,301.09

Total Transfer from: \$280,278.26

Transfer to:

Fund / Project# / Project / O.L. 01 - 03 Codes / OCA Code / Amount

704 / 530020-100000 / Street Equipment / 06-6600 / 591246 / \$280,278.26

Section 8. That the sum of \$484,837.08 or so much thereof as may be needed is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704, and the Street and Highway Improvement Fund, No. 766, for the Division of Planning and Operations, Dept./Div. 59-11, as follows:

Fund / Project# / Project / O.L. 01 - 03 Codes / OCA Code / Amount

766 / 530020-100000 / Street Equipment / 06-6652 / 766020 / \$204,558.82

704 / 530020-100000 / Street Equipment / 06-6652 / 591246 / \$280,278.26

Section 9. 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 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.

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 361.35 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.

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 - November 3, 2010 2:00 pm

SA003738 - 2011 HOPWA Services

BID NOTICES - PAGE # 1

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus - Columbus Public Health(CPH) is announcing the availability of funds for a two (2) year competitive grant award from the U.S. Department of Housing and Urban Development's (HUD) Housing Opportunities for Persons with AIDS (HOPWA) Formula Grant Program, which is awarded to Columbus, Ohio to serve the Central Ohio EMSA. These funds are available to eligible grant applicants that are located in and providing services to people infected with HIV/AIDS living in the Central Ohio EMSA. The Central Ohio EMSA includes eight (8) counties: Delaware, Fairfield, Franklin, Licking, Madison, Morrow, Pickaway and Union County. Eligible grant applicants include:

- ? Private, nonprofit organizations incorporated with the Ohio Secretary of State and granted 501 C (3) status by the Internal Revenue Service, including existent;
- ? Project Sponsors utilizing 2009-2010 HOPWA Program funds;
- ? Units of local government.

There are two (2) steps to applying for these funds; completion of the Vendor Services City of Columbus Administrative forms and the actual HOPWA RFP. Applicants must complete both Vendor Services process & forms for the City of Columbus and submit a hard copy proposal and attachments.

Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be ?Contract Compliance in Status Active.? Follow the prompts online.

<http://vendorservices.columbus.gov>

Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, 2nd floor / Room 211C, Columbus, Ohio 43215 or send an e-mail to adjei-gyampo@columbus.gov to request an electronic copy or a postal service mailed copy.

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: October 08, 2010

SA003733 - CIP 610757 Westside Neighborhood Stormwa

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CIP 610757 Westside Neighborhood Stormwater System Improvements. Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4002, until 3:00 p.m. Local Time on Wednesday, November 3, 2010. They will be publicly opened and read thereafter in the basement Auditorium. The work for which proposals are invited consists of constructing approximately 3500 feet of 12 to 18 inch storm sewer at nine separate sites on the westside of Columbus and such other work as may be necessary to complete the contract in accordance with the plans (CC-15482) and specifications. All work shall be completed within 180 days.

CLASSIFICATION: 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. The Contract Documents in paper format (with Plans and Prevailing Wages Packet on CD (Compact Disc)), are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

QUESTIONS: All questions regarding this project should be presented by email submittal as soon as possible but no later than the close of business on Thursday October 28, 2010 to Mark Timbrook, P.E. mdtimbrook@columbus.gov. Answers to questions will be given via addenda which will be issued, if necessary, by October 29, 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: October 08, 2010

SA003736 - CANYON DR AREA WATER/STORMWATER IMPRV

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, is receiving proposals for the Canyon Drive Area Water Main Improvements CONTRACT NO. 1107, PROJECT NO. 690236-100020 & CIP 749.1 Lenappe Drive/Canyon Drive Stormwater System Improvements. The work for which proposals are invited consists of rehabilitation of existing water mains, construction of new water mains, and installation of new storm water improvements for the area. Work will also include paving and other such work as may be necessary to complete the contract in accordance with the plans (C-1107 and CC-15663) and specifications. All work shall be completed within 180 days from the 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 October 11, 2010. The Bid Date for the project is November 3, 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: October 07, 2010

BID OPENING DATE - November 4, 2010 11:00 am

SA003737 - AIR COMPRESSOR 75HP ROTARY SCREW

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids for the purchase of one (1) Ingersoll Rand Rotary Air Compressor, model number #SSR-EP75 - or an approved equal. The equipment will be used at the Southerly Wastewater Treatment Plant for supplying compressed air to operate various pneumatic equipment and controls such as process valves, grease ejectors and pneumatic tools.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) new & unused air compressor. The Southerly Wastewater Treatment Plant maintenance personnel will perform 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: October 08, 2010

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003743 - Sewers - Allis Chalmers 700 HP Motor

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids for the purchase of one (1) Allis-Chalmers 700HP Motor or an approved equal. The equipment will be used at the Southerly Wastewater Treatment Plant for Roots Aeration Blower.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) new & unused motor. The Southerly Wastewater Treatment Plant maintenance personnel will perform all installation requirements. A Pre-Bid Meeting will be held Monday, October 25, 2010 at 8:00 am at the Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne, OH, 43137. Please meet at the Administration Bldg. The old motor, which is in pieces, will be available for inspection. Interested bidders are strongly urged to attend, as this is the only opportunity to do an inspection of this equipment at this secured facility. Failure to attend the Pre-Bid Meeting will not disqualify a bidder; however, bidders shall comply with and be responsible for the bid specifications and information discussed at the Pre-Bid Meeting regardless of whether or not they attend.

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: October 26, 2010

SA003749 - MOIST CLAY & GLAZES - UTC

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department to obtain formal bids to establish a Universal Term Contract (UTC) for the purchase of moist clays and glazes for use at various locations for recreational activities on an as needed basis, through and including March 31, 2013.

1.2 Classification: Successful bidder will provide, deliver, and unload quantities of moist clay and glazes at various locations for the successful learning of the participants involved in various arts and crafts activities. Materials being offered should be certified by the Art and Creative Materials Institute (ACMI).

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: October 27, 2010

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003735 - OCM-RENOV OF KITCHEN CABINETRY @ 4 FS

ADVERTISEMENT FOR BIDS

RENOVATION FOR KITCHEN CABINETRY,
FOR FIRE STATIONS 8, 16, 21, AND 23,
FOR THE CITY OF COLUMBUS

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 FOR KITCHEN CABINETRY, FOR FIRE STATIONS 8, 16, 21, AND 23, FOR THE CITY OF COLUMBUS, for October 15 thru November 4, 2010.

1.2 Classification: This is a single prime project. There will be a prebid and walk thru at the site on Friday, October 15 at 10AM at FS# 16 (1130 East Weber Road, Columbus, Ohio 43211). This is a prevailing wage project requiring bonding and insurance.

Brief description- Four stations require removal of existing kitchen cabinetry involving carpentry for installation of new kitchen cabinetry. Two stations have an ALTERNATE for icemakers involving minor electrical and plumbing.

Total construction estimate is \$50,000.

All questions and concerns pertaining to the drawings or specs shall be directed in writing to: JL Bender (via fax or email) prior to Monday, November 1, 2010 by noon. Fax (614) 488-7224 Email: jbender@jlbender.com

Printing- Specifications will be available on Tuesday, October 12, at Key Blueprint, 195 E. Livingston Avenue, Columbus, Ohio 43215, (614)228-3285, for \$30.00 non-refundable plus shipping costs. Addendums will be issued accordingly.

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: October 28, 2010

BID OPENING DATE - November 10, 2010 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003732 - CIP 610738 Olentangy Blvd & Amazon Place

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CIP 610738 Olentangy Blvd. & Amazon Place Stormwater Improvements. Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4002, until 3:00 p.m. Local Time on Wednesday, November 10, 2010. They will be publicly opened and read thereafter in the basement Auditorium.

The work for which proposals are invited consists of constructing approximately 2,500 LF of 12-inch to 24-inch storm sewer, including approximately 45 catch basins and manholes & and such other work as may be necessary to complete the contract in accordance with the plans (CC-14935) and specifications. All work shall be completed within 180 days.

CLASSIFICATION: 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. The Contract Documents in paper format (with Plans and Prevailing Wages Packet on CD (Compact Disc)), are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

QUESTIONS: All questions regarding this project should be presented by email submittal as soon as possible but no later than the close of business on November 4, 2010 to Jeremy Cawley, P.E. jkcawley@columbus.gov. Answers to questions will be given via addenda, if required, on or before November 5, 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: October 23, 2010

SA003747 - CSO Sluice Gate Project

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CSO REGULATOR SLUICE GATE MODIFICATIONS.

Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4002, until 3:00 p.m. Local Time on Wednesday, November 10, 2010. They will be publicly opened and read thereafter in the basement Auditorium.

The work for which proposals are invited consists of various elements involved in the modification of fifteen (15) existing combined sewer overflows located in various regulator structures in the Ohio State University Campus and Downtown Columbus area, modification of one (1) Designed Sanitary Relief structure and a manhole raising at the Whittier Street Storm Standby Tanks. Work includes installation of two (2) back flow prevention valves into sanitary manholes, flow control using bypass pumping, regulator chamber power cleaning, abandonment of regulator electrical and water service, demolition of reinforced concrete, new reinforced concrete work, enlargement of orifice area at four (4) regulators, removal of sluice gate guides, frames, disc and operator, removal of cast iron grates and frames, installation of new stainless steel frames and grates, rehabilitation of stop log storage areas, guides and logs, installation of SCADA instrumentation and control system, power and communication conduit, depth sensor, installation of prefabricated stainless steel angles, channels and wooden stop logs; and all other such work that may be necessary to complete the contract in accordance with the plans (CC-15689) and specifications.

All work shall be completed within 365 days from date of the Notice to Proceed

CLASSIFICATIONS: Access to sites shall be conducted via Pre-Bid Site Meeting to be held on October 26 and October 27, with all parties arriving on location at the Hudson Street Regulator at 8:30 am on October 26. Due to site field conditions the City requests attendance be limited to two employees of each bidder. There is also a Pre-Bid Conference at 2:00 PM on November 1, at Sewer Maintenance Operation Center, Room 0031A, 1250 Fairwood Avenue, Columbus, OH 43206. A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid.

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: October 20, 2010

SA003752 - CHATTERTON ROAD WATER MAIN IMP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Department of Public Utilities, Division of Power and Water is receiving proposals for the Chatterton Road Water Main Improvements. The work for which proposals are invited consists of the constructing approximately 8,000 linear feet of 24-inch water main, 2,500 linear feet of 30-inch water main, and other such work as may be necessary to complete the contract in accordance with the plans (C-1105) and specifications. All work shall be completed within 270 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is a Pre-Bid Conference for this bid. The pre-bid meeting will be held on November 3, 2010, at 10:00 AM, at 910 Dublin Road, 1st Floor Auditorium, Columbus, Ohio 43215. 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 October 24, 2010. The Bid Date for the project is November 10, 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: October 20, 2010

BID OPENING DATE - November 11, 2010 11:00 am

SA003754 - Temporary Document Scanning Clerks

1.1 Scope: It is the intent of the City of Columbus, Income Tax Division to obtain formal bids to establish a contract for temporary staffing services for, but not limited to, preparing documents to be scanned, and the scanning of documents on a high speed scanner.

1.2 Classification: The successful vendor will be responsible for providing temporary staffing of 1 -5 temporary workers to work Monday through Friday, 8 am until 5 pm for the entire 2011 year, or until the maximum obligation of \$80,000 is met.

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: October 27, 2010

SA003757 - VARIOUS MEDICAL SUPPLIES UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: This bid proposal is to provide the City of Columbus, Public Health Department with a "Catalog" offer to purchase various medical supplies on an as needed basis. Items will be delivered to various City of Columbus agencies. The bidder shall submit their standard catalog and price lists. The proposed contract will be in effect through December 31, 2013. The City estimates spending fifty thousand dollars annually for this contract.

1.2 Classification: Bidders are to submit price lists for their medical supplies. Price lists may be in the form of spreadsheet, catalogs, CD, website etc. so long as the information reflects description, item number and price. Bidders may provide different percentage discounts provided that bidders clearly list all brands and corresponding list price discount in their bid response. To evaluate the bid for award, a market basket listing of items anticipated to be purchased in highest volume is supplied. The City will use the price listed on the price list and/or catalog and apply any discount offered to obtain a net result and add the net results to determine the low bidder.

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: October 28, 2010

SA003725 - UIRF Holtzman/Main

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Department of Public Service, is receiving proposals until 3:00 P.M., October 21, 2010, for UIRF - HOLTZMAN/MAIN CIP NOS.. 440005-100009 and 610795, 2393 Drawer E. Proposals are being received at the Department of Public Service, Office of Support Services, 109 N. Front St., Ground Floor, Security Desk, Columbus, OH, 43215. The purpose of the project is to construct a new storm sewer system from Nelson Road along Rich Street and connecting alleys east to Alum Creek. Rich Street and a portion of Holtzman Avenue will be resurfaced and the three connecting alleys will be reconstructed, and such other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents. The Bid Submittal Documents are defined in the City of Columbus Construction and Material Specifications, 2002, as the bound manual which includes the advertisement for bids, special provisions, the proposal forms, proposed guaranty, contract forms, supplemental specifications, standard drawings (if included), and other notices. The work under this contract shall be completed in a manner acceptable to the City by June 24, 2011.

1.2 Classification: Prevailing wage rates apply. The bidder is required to submit a proposal bond in the form provided in the Bid Submittal documents. The amount of the guaranty shall be expressed in dollars and cents or as a percentage of the bid amount, and shall not be less than ten (10) percent of the bid, including all alternates submitted which increases the bid. Each offeror shall submit with its bond an active City of Columbus Contract Compliance Certification Number, or a completed application for certification. Half sized plans can be purchased at 109 N. Front St, Room 301 for \$14.00 and full sized plans can be purchased for \$18.00. A pre-bid meeting will be held at 1:00 p.m. on October 12, 2010 at 1800 E. 17th Ave. All questions concerning the project are to be sent to capitalprojects@columbus.gov. The last day to submit questions is October 14, 2010 at 10:00 am. Responses will be posted on the Vendor Services web site as an addendum and an e-mail will be sent to each firm who purchased plans. Phone calls will not be accepted.

For additional information concerning this bid go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov/e-proc/>) and view this solicitation number in the ?open solicitations? listing.

Additional information:

It is highly recommended that proposals are hand delivered and not mailed as US Mail is not delivered directly to this building.

ORIGINAL PUBLISHING DATE: October 20, 2010

BID OPENING DATE - November 12, 2010 5:00 pm

SA003729 - CIP 650741 Scioto River Basin Stage Pred

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Ohio is soliciting proposals for CIP 650741 Scioto River Basin Stage Prediction Augmentation pursuant to Columbus City Code 329.14. Proposals will be received at the Division of Sewerage and Drainage, 1250 Fairwood Avenue, Room 1021, Columbus, Ohio, 43206 until close of business on Friday, November 12, 2010.

The Division of Sewerage and Drainage is seeking experienced professional consulting/engineering firms to assist in investigating and augmenting the City's current practices in predicting Scioto River basin water surface elevations in accord with agreements made with the United States Army Corps of Engineers under the West Columbus Local Protection Project (WCLPP the Franklinton Floodwall).

The City currently uses water surface predictions by the US National Weather Service to initiate and maintain certain elements of the WCLPP during high River events. The City wishes to investigate the process and applicability of its current methods and affect an augmentation to increase confidence level of the accuracy of the data and the process by which it is applied.

This project will investigate all aspects to the City's current methods and procedures on the prediction of water surface elevations in the Basin, particularly to aid in the operations during flood events. This includes evaluating all aspects of acquisition, accuracy and precision of current hydraulic and rainfall data collected; investigating how this data is applied to water surface predictions; proposing economical methods for augmenting these predictions (like augmenting NWS's models or constructing a completely new model); implementing solutions chosen by the City; and publishing the augmented model results in an easily-accessed, secure environment. Deliverables include, but are not limited to a Rainfall and River Stage Prediction Evaluation describing data process and accuracy evaluations and recommendations; a Current River Stage Prediction Process Evaluation describing existing water surface model methods and accuracy with recommendations on possible augmentation; a Current Industry Methods and Products Evaluation describing new Model augmentation or development features with recommendations; and the implementation of these accepted augmentations, data hardware and software, NWS or new models; and web-publishing expertise to publish to the World Wide Web. The Consultant shall be responsible for all work necessary to generate these and all other deliverables and associated progress and ancillary reports.

PRE-QUALIFICATIONS: Because of the specialized nature of this project, a brief set of pre-qualifying statements are required in the Proposal transmittal before the City will consider any submitted proposal. Interested parties shall refer to the Instructions to Bidders in the Request for Proposal package for specific requirements.

CLASSIFICATIONS: The information package for this RFP will be available for pick-up beginning Monday, October 4, 2010 at 1250 Fairwood Avenue, Room 1021, Columbus, Ohio 43206. There is no charge for the information packages.

QUESTIONS: All questions regarding this RFP should be presented by email submittal as soon as possible but no later than the close of business on Friday, October 29, 2010 to C. Timothy Fallara, P.E. ctfallara@columbus.gov. Answers to RFP questions will be given and addendums will be issued by Friday, November 5, 2010.

For additional information concerning this request, including procedures for obtaining a copy of the of the RFP, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>)

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 23, 2010

SA003750 - Construction Adm Services 2011-2013

SCOPE: The City of Columbus, Ohio is soliciting proposals for Construction Administration Services 2011-2013 for the Division of Sewerage and Drainage and for the Division of Power and Water pursuant to Columbus City Code 329.14.

Proposals will be received at the Division of Sewerage and Drainage, 1250 Fairwood Avenue, Room 1021, Columbus, Ohio 43206 until close of business on Friday, November 12, 2010. Both Divisions have identified several Capital Improvement Projects that require new construction, reconstruction or rehabilitation utilizing various techniques for which construction administration/inspection services is being sought.

The Construction Project Engineer/Construction Administrator(s) for this contract shall meet one or both of the following: 1) Minimum of 5 years experience overseeing construction of water mains, sewers, AND trenchless rehabilitation of sewers, they shall have performed these duties as a full-time position for the last 3 years; 2) Minimum of 5 years experience overseeing construction of sewers, water mains, AND water tanks and booster stations, they shall have performed these duties as a full-time position for the last 3 years.

The firm/team shall have at least 2 inspectors with a minimum of 3-years experience inspecting trenchless rehabilitation of sewers, are NASSCO PACP and ITCP-CIPP Certified, and have ?Confined Space Entry Training? as required by CFR 1910.146. The firm/team shall have field or lab personnel that are ACI Level 1 and ODOT Asphalt Level 2 certified. The lab shall be AAP accredited with A2LA accreditation or equivalent for plastics testing.

CLASSIFICATIONS: ALL OFFERORS ARE REQUIRED TO OBTAIN A COPY OF THE INFORMATION PACKAGE, which is available for pick-up at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372.

For additional information concerning this request, including procedures for obtaining a copy of the of the RFP, 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: October 19, 2010

BID OPENING DATE - November 18, 2010 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003758 - REFUS/UTC 8 cy Front Loader Refuse Cntrs

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Division of Refuse Collection, is obtaining bids to establish an option contract(s) for the purchase of Eight (8) Cubic Yard Front Loader Refuse Containers and replacement parts. The City estimates an annual purchase of between one (1) and twenty (20) of these refuse containers. All refuse containers will be serviced by front loader collection vehicles throughout the City, by City personnel and/or agents of the City, for utilization in residential collections and by City Agencies. The term of the proposed contract will be for a period of two (2) years, with an option to renew for one (1) additional year.

1.2 Classification: The contract(s) resulting from this proposal will provide for the option to purchase eight (8) cubic yard front loader refuse containers and replacement parts as specified. The containers must be available locally for inspection by City personnel and bids must include documentation, as described herein, of successful operation of the proposed container. Bidders must also provide the Make and Model of any front-loader collection vehicle or equipment that is not compatible with proposed container. Bids shall include literature, drawings, photos, specifications and installation/assembly instructions.

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: October 28, 2010

BID OPENING DATE - November 22, 2010 4:00 pm

SA003753 - HIV Prevention Services 2011-2012

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish community-based contracts for the purchase of an array of CDC-defined Effective Behavioral Interventions for eligible persons infected with or at risk for acquiring HIV/AIDS for implementation from January 1, 2011 to December 31, 2012.

1.2 Classification: ***** (3 PARTS) *****

#1 - Very briefly describe the structure in which you are receiving bids (describe proposal page):

The City of Columbus - Columbus Public Health is announcing the availability of funds for a two (2) year competitive grant award from the Centers for Disease Control (CDC) through the Ohio Department of Health (ODH) which is awarded to Columbus, Ohio to serve Franklin County. These funds are available to eligible grant applicants that are located in and providing services to people infected with or at risk for acquiring HIV/AIDS living in the Central Ohio. The FY 2011/12 award is for \$220,000.00. The grant cycle is 1/1/2011-12/31/12, based upon the confirmed availability of federal funds, satisfactory program performance, measurable outcomes and documented continued community need. Columbus Public Health intends to make these funds available on a competitive basis. Columbus Public Health determines the final award totals of all submitted applications, based upon current, documented community need priorities.

To respond to the "Request for Proposals for the 2011/12 Federal HIV Prevention Grant Funds" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department.

<http://vendorservices.columbus.gov> Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, 2nd floor / Room 211, Columbus, Ohio 43215 or send an e-mail to <mailto:lindal@columbus.gov> to request an electronic copy or a postal service mailed copy. Completed proposals can not be submitted online. Deliver hard copy proposals to:

Attention: Linda Laroche
Columbus Public Health Information Desk, 1st floor lobby
240 Parsons Avenue
Columbus Ohio 43215
No later than 4pm Monday, November 22, 2010

There are two (2) steps to applying for these funds; completion of the Vendor Services City of Columbus Administrative forms and the actual HIV Prevention RFP. Applicants must do both - Apply via Vendor Services for the City of Columbus and submit a hard copy proposal. For additional information or to obtain Technical Assistance, please contact: Linda Laroche, HIV Prevention Coordinator, Columbus Public Health at 614-645-6445 or lindal@columbus.gov

#2 - List any vendor requirements to be able to bid (local place of business required, ability to service warranty, etc.).

Eligible grant applicants include:

? Private, nonprofit organizations incorporated with the Ohio Secretary of State and granted 501 C (3) status

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

by the Internal Revenue Service, including existent
? Project Sponsors utilizing 2010 HIV Prevention Program funds;
? Units of local government;
? Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be ?Contract Compliance in Status Active.?

#3 - Add separate paragraphs if prebid exists, prevailing wage, bid bond, etc.

N/A

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: October 22, 2010

BID OPENING DATE - December 1, 2010 3:00 pm

SA003756 - CIP 610761 & CIP 690236 Safford/Union Ar

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CIP 610761 Safford/Union Area Stormwater System Improvements & CIP 690236 Safford/Union Area Water Line Improvements. Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, until 3:00 p.m., Local Time, on Wednesday, December 1, 2010, and publicly opened and read in the basement Auditorium.

The work for which proposals are invited consists of constructing approximately 5,700 LF of 12- to 42-inch sewer, 4,460 LF of 6- and 8-inch water line, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. All work shall be completed within 270 days.

CLASSIFICATION: 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. The Contract Documents, bid book in paper format and plans as TIFF images on CD (Compact Disc), are available at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released. Paper copy of the Construction Plans is not available.

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: October 26, 2010

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0006-2010

Drafting Date: 12/18/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 Recreation and Parks Committee/Development Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a Recreation and Parks Committee / Development Committee Meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:30 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall.

Persons wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers for the first half-hour 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.

Thursday, June 17, 2010, 3:00 p.m.

Thursday, July 15, 2010

Thursday, September 16, 2010

Tuesday, October 26, 2010, 4:00 p.m. (Monthly Hearing), 5:00 p.m. (Old Beechwold Historic District Designation Hearing)

Thursday, November 18, 2010

Thursday, December 16, 2010 (Budget Hearing, 5:00 pm)

Agendas for these meetings will be posted on www.columbuscitycouncil.org/tyson as soon as possible.

Legislation Number: PN0010-2010

Drafting Date: 12/23/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 German Village Commission Meeting Schedule

Contact Name: Randy Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

German Village Commission 2010 Meeting Schedule

The German Village Commission has its Regular Meeting the 1st Tuesday of every month (barring Holiday exceptions). Copies of

the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (German Village Meeting Haus 588 S Third St.) 4:00pm
December 22, 2009	December 29, 2009	January 5, 2010
January 19, 2010	January 26, 2010	February 2, 2010
February 16, 2010	February 23, 2010	March 2, 2010
March 23, 2010	March 30, 2010	April 6, 2010
April 20, 2010	April 27, 2010	May 4, 2010
May 18, 2010	May 25, 2010	June 1, 2010
June 22, 2010	June 29, 2010	July 6, 2010
July 20, 2010	July 27, 2010	August 3, 2010
August 24, 2010	August 31, 2010	September 7, 2010
September 21, 2010	September 28, 2010	October 5, 2010
October 19, 2010	October 26, 2010	November 2, 2010
November 23, 2010	November 30, 2010	December 7, 2010
December 21, 2010	December 28, 2010	January 4, 2011
January 18, 2011	January 25, 2011	February 1, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
 Historic Preservation Office
 109 N. Front St. - Ground Floor
 Columbus OH 43215-9031

Legislation Number: PN0011-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Brewery District 2010 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Brewery District Commission 2010 Meeting Schedule

The Brewery District Commission has its Regular Meeting the 1st Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
December 24, 2009	December 30, 2009	January 7, 2010
January 21, 2010	January 28, 2010	February 4, 2010
February 18, 2010	February 25, 2010	March 4, 2010
March 18, 2010	March 25, 2010	April 1, 2010
April 22, 2010	April 29, 2010	May 6, 2010
May 20, 2010	May 27, 2010	June 3, 2010
June 17, 2010	June 24, 2010	July 1, 2010
July 22, 2010	July 29, 2010	August 5, 2010
August 19, 2010	August 26, 2010	September 2, 2010
September 23, 2010	September 30, 2010	October 7, 2010
October 21, 2010	October 28, 2010	November 4, 2010
November 18, 2010	November 24, 2010*	December 2, 2010
December 23, 2010	December 30, 2010	January 6, 2011
January 20, 2011	January 27, 2011	February 3, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0012-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2010 Meeting schedule

Contact Name: Randy Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Victorian Village Commission 2010 Meeting Schedule

The Victorian Village Commission has its Regular Meeting the 2nd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
December 31, 2009	January 7, 2010	January 14, 2010
January 28, 2010	February 4, 2010	February 11, 2010
February 25, 2010	March 4, 2010	March 11, 2010
March 25, 2010	April 1, 2010	April 8, 2010
April 29, 2010	May 6, 2010	May 13, 2010
May 27, 2010	June 3, 2010	June 10, 2010
June 24, 2010	July 1, 2010	July 8, 2010
July 29, 2010	August 5, 2010	August 12, 2010
August 26, 2010	September 2, 2010	September 9, 2010
September 30, 2010	October 7, 2010	October 14, 2010
October 28, 2010	November 4, 2010	November 11, 2010
November 25, 2010	December 2, 2010	December 9, 2010
December 30, 2010	January 6, 2011	January 13, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0013-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2010 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Italian Village Commission 2010 Meeting Schedule

The Italian Village Commission has its Regular Meeting the 3rd Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
January 5, 2010	January 12, 2010	January 19, 2010
February 2, 2010	February 9, 2010	February 16, 2010
March 2, 2010	March 9, 2010	March 16, 2010
April 6, 2010	April 13, 2010	April 20, 2010
May 4, 2010	May 11, 2010	May 18, 2010
June 1, 2010	June 8, 2010	June 15, 2010
July 6, 2010	July 13, 2010	July 20, 2010
August 3, 2010	August 10, 2010	August 17, 2010
September 7, 2010	September 14, 2010	September 21, 2010
October 5, 2010	October 12, 2010	October 19, 2010
November 2, 2010	November 9, 2010	November 16, 2010
December 7, 2010	December 14, 2010	December 21, 2010
January 4, 2011	January 11, 2011	January 18, 2011
February 1, 2011	February 8, 2011	February 15, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
 Historic Preservation Office
 109 N. Front St. - Ground Floor
 Columbus OH 43215-9031

Legislation Number: PN0014-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resource Commission 2010 Meeting

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

[Historic Resource Commission 2010 Meeting Schedule](#)

The Historic Resource Commission has its Regular Meeting the 3rd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least

forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
January 7, 2010	January 14, 2010	January 21, 2010
February 4, 2010	February 11, 2010	February 18, 2010
March 4, 2010	March 11, 2010	March 18, 2010
April 1, 2010	April 8, 2010	April 15, 2010
May 6, 2010	May 13, 2010	May 20, 2010
June 3, 2010	June 10, 2010	June 17, 2010
July 1, 2010	July 8, 2010	July 15, 2010
August 5, 2010	August 12, 2010	August 19, 2010
September 2, 2010	September 9, 2010	September 16, 2010
October 7, 2010	October 14, 2010	October 21, 2010
November 4, 2010	November 11, 2010	November 18, 2010
December 2, 2010	December 9, 2010	December 16, 2010
January 6, 2011	January 13, 2011	January 20, 2011
February 3, 2011	February 10, 2011	February 17, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0015-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Commission Appeals 2010 Meeting Schedule

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Board of Commission Appeals 2010 Meeting Schedule

The Board of Commission Appeals has its Business Meeting the last Wednesday of every other month (as necessary and barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Business Meeting Dates
(1st fl. Conf. Rm, 109 N. Front St.)
12:00pm

January 27, 2010
March 31, 2010
May 26, 2010
July 28, 2010
September 29, 2010
November 24, 2010
January 27, 2011

Legislation Number: PN0023-2010

Drafting Date: 01/04/2010

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

**OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS**

Notice/Advertisement Title: Civil Service Commission Notice

Contact Name: Annette Bigham

Contact Telephone Number: 614.645.7531

Contact Email Address: eabigham@columbus.gov

Body

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. TO 4:00 P.M.
MONDAY, WEDNESDAY, or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at www.csc.columbus.gov and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Roger Cloern

Contact Telephone Number: 654-6444

Contact Email Address: rogerc@columbus.gov

Body"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

www.publichealth.columbus.gov

Legislation Number: PN0266-2010

Drafting Date: 10/06/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City of Columbus, Ohio Application for Deposit of Public Money

Contact Name: Deborah L. Klie

Contact Telephone Number: 614-645-7737

Contact Email Address: dlklie@columbus.gov

Body

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, building and loan or savings associations or companies located in Franklin County, Ohio duly organized under the laws of the State of Ohio or of the United States, that application for deposit of public money for fiscal year 2011 will be accepted by the Columbus Depository Commission at the Office of the Columbus City Auditor, Secretary of said Commission, until 2:00 p.m., Tuesday, December 14, 2010.

Said application shall determine the eligibility of the applicant to receive active and inactive deposits from the Columbus City Treasurer for the period beginning January 1, 2011 and ending December 31, 2011. Said application shall be in such a form prescribed by the Commission and shall contain such information, as the Commission shall require.

Applications may be obtained from the Office of: Deborah L. Klie, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, telephone 645-7737.

All information and statements contained on said application shall be verified by affidavit.

Address envelope containing application to: Hugh J. Dorrian, Secretary, Columbus Depository Commission, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

By the order of the Columbus Depository Commission.

Deborah L. Klie, Chairperson

Hugh J. Dorrian, Secretary

Paul R. Rakosky, Member

Legislation Number: PN0268-2010

Drafting Date: 10/12/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Livingston Avenue Area Commission Elections

Contact Name: Bonita Lee
Contact Telephone Number: 645-7964
Contact Email Address: btleecolumbus.gov
Body

Livingston Avenue Area Commission

ELECTION

Help Us Make The Livingston Avenue Corridor A Better Place to Live, Work and Play!

- Must be 18 years of age or older
- Must be a resident of Livingston Ave. Area Commission area for at least 30 days prior to running
- Must be a registered voter
- If these 3 conditions are met, a petition can be obtained by contacting Commissioner Donna Shephard at 253-6421 or at dcshp50@aol.com <<mailto:dcshp50@aol.com>>. You must provide a bio or resume.

*Petitions due by October 25, 2010 at 5:00 p.m.

*Election to be held November 6, 2010 at the Driving Park Library, 1566 E. Livingston Avenue from 10 a.m. - 2 p.m.

www.Livingstonave.com

Legislation Number: PN0271-2010

Drafting Date: 10/14/2010

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Council Member Paley to hold Public Utilities Committee hearing to discuss proposed 2011 Water and Sewer Rates

Contact Name: John Ivanic

Contact Telephone Number: 645-6798

Contact Email Address: jpivanic@columbus.gov

Body Council Member Paley to hold Public Utilities Committee hearing to discuss proposed 2011 Water and Sewer Rates

Columbus City Council Member Eileen Y. Paley, Chair of the Public Utilities Committee, will conduct a public meeting to discuss proposed 2011 water and sewer rates as other related issues. Tatyana Arsh, P.E., Director of the Columbus Department of Public Utilities, and staff will present recommendations to the Committee. Public testimony will be accepted.

Event Specific Information:

Date: Thursday, November 4, 2010

Time: 5:00 PM

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

Free parking is available after 5 PM in the City Hall surface lot at Gay and Front Streets. Attendees should enter City Hall at the Front Street security desk where they may also fill out a speaker slip prior to the meeting.

Legislation Number: PN0274-2010

Drafting Date: 10/15/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Maize Road Traffic Calming Islands Public Open House

Contact Name: Terry L. Stewart, P.E.

Contact Telephone Number: (614) 645-5671

Contact Email Address: tlstewart@columbus.gov

Body

NOTICE

MAIZE ROAD TRAFFIC CALMING ISLANDS PUBLIC OPEN HOUSE

Linden Recreation Center

1254 Briarwood Avenue

Columbus, Ohio 43211

Tuesday, November 16, 2010

6:00 p.m. to 8:00 p.m.

The North Linden Area Commission and the Columbus Department of Public Service, Division of Mobility Options are hosting a public open house on the Maize Road portion of the Linden Area Traffic Management Plan. The Plan was developed over two years to moderate vehicular speeds and cut-through traffic within North and South Linden

neighborhoods. The purpose of the meeting is to gain feedback on the traffic calming islands installed on Maize Road between Cooke Road and Zebulon Avenue.

Legislation Number: PN0275-2010

Drafting Date: 10/15/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Norris Drive Traffic Calming Islands Public Open House

Contact Name: Terry L. Stewart, P.E.

Contact Telephone Number: (614) 645-5671

Contact Email Address: tlstewart@columbus.gov

Body

NOTICE

NORRIS DRIVE TRAFFIC CALMING ISLANDS PUBLIC OPEN HOUSE

Linden Recreation Center

1254 Briarwood Avenue

Columbus, Ohio 43211

Wednesday, November 10, 2010

6:00 p.m. to 8:00 p.m.

The North Linden Area Commission and the Columbus Department of Public Service, Division of Mobility Options are hosting a public open house on the Norris Drive portion of the Linden Area Traffic Management Plan. The Plan was developed over two years to moderate vehicular speeds and cut-through traffic within North and South Linden neighborhoods, including Norris Drive. The purpose of the meeting is to gain public feedback on the traffic calming islands installed on Norris Drive between Maize Road and Karl Road.

Legislation Number: PN0276-2010

Drafting Date: 10/18/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission Meeting Re-scheduled

Contact Name: Randy Black

Contact Telephone Number: 645-6821

Contact Email Address: rblack@columbus.gov

Body

Meeting Re-schedule

The German Village Commission's regularly scheduled meeting on Tuesday, November 2nd, has been re-scheduled to Tuesday, November 9th, due to Election Day. Meeting starts at 4:00pm at the German Village Meeting Haus, 588 S. Third St.

Legislation Number: PN0277-2010

Drafting Date: 10/20/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title: Councilmember Ginther to hold a Development Committee Meeting to discuss the Tax Incentive Review Council (TIRC) recommendations

Notice/Advertisement Title: Councilmember Ginther to hold a Development Committee Meeting to discuss the Tax Incentive Review Council (TIRC) recommendations

Contact Name: Kenneth Paul

Contact Telephone Number: 645-2931

Contact Email Address: KCPaul@columbus.gov

Body

The City of Columbus uses tax incentives to encourage new development and employment. In accordance with the Ohio Revised Code Section 5709.85, the City's Tax Incentive Review Council (TIRC) is required to meet annually and review the property tax exemptions granted under such programs and to determine compliance with agreement terms.

Date: Thursday, November 11, 2010

Time: 5:30 PM

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

This informational session is open to the public. Interested civic leaders are encouraged to attend. Free parking is available after 5 PM in the City Hall surface lot at Gay and Front Streets.

Legislation Number: PN0279-2010

Drafting Date: 10/22/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 11/01/2010

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 55

NOVEMBER 1, 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

1502-2010

To rezone 3401 JACKSON PIKE (43123), being 5.5± acres generally located 1700± feet east of Jackson Pike, and 3,100± feet north of Interstate 270, From: EQ, Excavation and Quarrying District, To: M, Manufacturing District (Rezoning # Z10-017).

Legislation Number: PN0281-2010

Drafting Date: 10/26/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Administration Committee Briefing

Contact Name: John Ivanic

Contact Telephone Number: 645-6798

Contact Email Address: jpivanic@columbus.gov

Body

Columbus City Councilmember A. Troy Miller, Chair of Administration Committee, will host a community briefing to explain the health insurance bid process companies must adhere to before contracting with the City of Columbus.

What: Administration Committee Briefing

Who: Councilmember A. Troy Miller

When: Tuesday, November 9, 2010
5:00 pm

Where: City Hall
Columbus City Council Chambers
90 West Broad Street
Columbus, Ohio 43215

The meeting will be televised live on CTV, Columbus' government television.

Legislation Number: PN0282-2010

Drafting Date: 10/26/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Utilities Notice: Department of Public Utilities - Industrial Wastewater Discharge Permits

Contact Name: Jeffrey L. Bertacchi

Contact Telephone Number: (614) 645-5876

Contact Email Address: jlb@columbus.gov

Body

The Administrator of the Division of Sewerage and Drainage announces intent to issue an Industrial Wastewater Discharge Permit to the following company on or about Tuesday, November 22, 2010: Graeter's Manufacturing Co., 2555 Bethel Road, Columbus, Ohio 43220.

The Draft Permit will be available for review, Monday through Friday, between the hours of 7:30 A.M. and 4:30 P.M., November 1, 2010 through November 19, 2010 at the City of Columbus Industrial Wastewater Pretreatment Office, 1250 Fairwood Avenue, Suite 186, Columbus, Ohio 43206. Written comments will be accepted during this period at the above address or by FAX at (614) 645-0227. This Notice is made according to Columbus City Code Chapter 1145.44(B).

Legislation Number: PN0283-2010

Drafting Date: 10/27/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Development Commission Zoning Meeting Agenda- November 11, 2010

Contact Name: Shannon Pine

Contact Telephone Number: (614) 645-2208

Contact Email Address: spine@columbus.gov

Body**AGENDA****DEVELOPMENT COMMISSION****ZONING MEETING****CITY OF COLUMBUS, OHIO****NOVEMBER 11, 2010**

The Development Commission of the City of Columbus will hold a public hearing on the following applications on **Thursday, November 11, 2010**, beginning at **6:00 P.M.** at the **CITY OF COLUMBUS, I-71 NORTH COMPLEX** at 757 Carolyn Avenue, Columbus, OH 43224 in the lower level **HEARING ROOM**.

Further information may be obtained by visiting the City of Columbus Zoning Office website at <http://bzs.columbus.gov/commission.aspx?id=20698> or by calling the Department of Building and Zoning Services, Council Activities section at 645-4522.

THE FOLLOWING APPLICATIONS WILL BE HEARD ON THE 6:00 P.M. AGENDA:**1. APPLICATION: Z10-023 (10335-00000-00419)**

Location: 3100 DELTA MARINE DRIVE (43068), being 9.85± acres located at the terminus of Delta Marine Drive on the west side of Gender Road (530-166440).

Existing Zoning: L-C-4, Limited Commercial District.

Request: L-M, Limited Manufacturing District.

Proposed Use: Limited industrial or commercial development.

Applicant(s): Paul Shaneyfelt Esq., Court Appointed Receiver; c/o Robert S. Ryan, Atty.; Murray Murphy Moul & Basil, LLP; 1533 Lake Shore Drive; Columbus, OH 43204.

Property Owner(s): J. Anthony Kingston, Successor Trustee, and Paul Shaneyfelt Esq., Court Appointed Receiver; c/o Robert S. Ryan, Atty.; Murray Murphy Moul & Basil, LLP; 1533 Lake Shore Drive; Columbus, OH 43204.

Planner: Shannon Pine, 645-2208, spine@columbus.gov

2. APPLICATION: Z10-022 (10335-00000-00418)

Location: 370 MORRISON ROAD (43213), being 11.7± acres located at the corner of Morrison Road and Westbourne Avenue (010-210588).

Existing Zoning: M-1, Manufacturing District.

Request: L-M, Manufacturing District.

Proposed Use: Concrete salvage facility.

Applicant(s): Columbus Bituminous Concrete Corporation c/o Robert R. Dunn; 10 West Broad Street; Suite 2100; Columbus, OH 43215.

Property Owner(s): Columbus Bituminous Concrete Corporation c/o Jeffrey L. Brown, Atty.; Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

Planner: Dana Hitt, 645-2395; dahitt@columbus.gov

3. APPLICATION: Z10-014 (10335-00000-00224)

Location: 1250 GEMINI PLACE (43240), being 19.4± acres located on the north side of Gemini Place, 2425± feet west of Lyra Drive (3184321002000).

Existing Zoning: R, Rural District.

Request: L-C-4, Limited Commercial District.

Proposed Use: Commercial development.

Applicant(s): The Church at Polaris; c/o Jill Tangeman; 52 East Gay Street; Columbus, Ohio 43215.

Property Owner(s): The Church at Polaris; 1250 Gemini Place; Columbus, Ohio 43240

Planner: Dana Hitt, 645-2395; dahitt@columbus.gov

4. APPLICATION: Z10-005 (ACCELA # 10335-00000-00074)

Location: 6698 EAST BROAD STREET (43213), being 31± acres located at the northeast corner of East Broad Street and Brice Road. (010-165722)

Existing Zoning: M-2, Manufacturing District.

Request: CPD, Commercial Planned Development District.

Proposed Use: Building materials supply dealer and commercial uses.

Applicant(s): Menard Inc; a Wisconsin Corporation; 5101 Menard Drive; Eau Claire, WI 54703.

Property Owner(s): Columbus Corporate Center Inc; 191 West Nationwide Boulevard; Suite 200; Columbus, OH 43215.

Planner: Dana Hitt, AICP, 645-2395, dahitt@columbus.gov

Legislation Number: PN0284-2010

Drafting Date: 10/27/2010

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: University Area Review Board Meeting- 11/04/10

Contact Name: Daniel Ferdelman

Contact Telephone Number: 645-6096

Contact Email Address: dbferdelman@columbus.gov

Body

University Area Review October Board Meeting (Rescheduled) Announcement

The UARB will be meeting Thursday November 4, 2010 beginning at 6:30pm at the Northside Library (1423 N. High St.).

For more information contact Daniel Ferdelman, AIA at (614) 645-6096 or dbferdelman@columbus.gov

Legislation Number: PN0285-2010

Drafting Date: 10/27/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 11/08/2010

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 57

CITY COUNCIL (ZONING)

NOVEMBER 8, 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

1545-2010

To grant a Variance from the provisions of Sections 3363.01, M-Manufacturing district; 3312.13(A), Driveway; 3312.25, Maneuvering; 3312.27(3), Parking setback line; 3312.29, Parking space; and 3363.24(F), Building lines in an M-Manufacturing district, of the Columbus City Codes; for the property located at 771 SOUTH FRONT STREET (43206), to permit four dwelling units (a three-unit dwelling and a single-unit dwelling) with reduced development standards in the M, Manufacturing District (Council Variance # CV03-031).

1346-2010

To rezone 3408 SOUTH HIGH STREET (43207), being 2.13± acres located at the northeast corner of South High Street and Williams Road, From: C-4, Commercial, L-C-4, Limited Commercial, and R-2, Residential Districts, To: CPD, Commercial Planned Development District (Rezoning # Z09-040).