

Columbus City Bulletin



**Bulletin #49
December 6, 2008**

Proceedings of City Council

Saturday December 6, 2008



SIGNING OF LEGISLATION

(Unless otherwise noted all legislation listed in this Bulletin was signed by Council President Michael C. Mentel, on the night of the Council meeting, Monday, *December 1, 2008*; Mayor, Michael B. Coleman on Tuesday, *December 2, 2008*; and attested by the City Clerk, Andrea Blevins 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, December 1, 2008

5:00 PM

Columbus City Council

Columbus City Council

Journal

December 01, 2008

**REGULAR MEETING NO. 65 OF COLUMBUS CITY COUNCIL, DECEMBER 1, 2008
at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

Present: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms.
Tavares, Craig, Tyson and President Mentel

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 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms.
Tavares, Craig, Tyson and President Mentel

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

C0038-2008

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY
CLERK'S OFFICE AS OF TUESDAY, NOVEMBER 25, 2008:

New Type: C1, C2
To: Bolmaker Inc
1768 E Livingston Av
Columbus OH 43205
Permit # 08087150010

Transfer Type: D5, D6
To: Benihana Columbus Corp
DBA Benihana
8781 Lyra Dr
Columbus OH 43240
From: Cornish Arms LLC
DBA Rose & Thistle
1200 Chambers Rd Bsmt & Patio
Columbus OH 43212
Permit # 0615653

Transfer Type: D5
 To: Banana Bean Café Inc
 DBA Banana Bean Café
 410 E Whittier St 1st Flr Only
 Columbus OH 43206
 From: Puterbaugh Enterprises Inc
 Larry J McClatchey Trustee
 2123-27 Eakin Rd
 Columbus OH 43223
 Permit # 04246010005

Transfer Type: C2, C2X
 To: Ha Thu Tran
 DBA Buckeye Drive Thru
 2601 E Dublin Granville Rd
 Columbus OH 43231
 From: Ha Thu Tran
 DBA Buckeye Supermarket
 3939 Cleveland Av
 Columbus OH 43224
 Permit # 90278420001

Advertise: 12/06/2008
 Return: 12/12/2008

Read and Filed

RESOLUTIONS OF EXPRESSION

TAVARES

0217X-2008

To Honor and Celebrate the 35 year career of Dr. Marvenia Bosley and to thank her for her lifetime commitment to helping educate the children of Columbus.

Sponsors: Charleta B. Tavares, Kevin L. Boyce, Hearcel Craig, Andrew Ginther, Maryellen O'Shaughnessy, 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 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

A MOTION WAS MADE BY COUNCILMEMBER CRAIG, 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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

1804-2008 FR To authorize the Finance and Management Director to modify a contract with Schooley Caldwell Associates, Inc., for professional services for the renovation of a vacant area at 1111 East Broad Street; to amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer

\$34,994.48 within the Information Services Fund; and to authorize the expenditure of \$35,437.78 from the Information Services Fund. (\$35,437.78)

Read for the First Time

- 1919-2008** FR To authorize the Finance and Management Director to enter into contract on behalf of the Office of Construction Management with The Albert M. Higley Company for miscellaneous renovations and selective demolition at the Municipal Court Building, 375 South High; to authorize and direct the City Auditor to transfer \$599,348.02 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the City Auditor to appropriate \$111,406.50 within the Construction Management Improvement Fund; to transfer \$804,692.71 between projects within the Construction Management Capital Improvement Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$1,574,000.00 from the Construction Management Capital Improvement Fund. (\$1,574,000.00)

Sponsors: Kevin L. Boyce and Hearcel Craig

Read for the First Time

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

- 0212X-2008** FR To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the OSIS Augmentation and Relief Sewer (OARS) Project.

Read for the First Time

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- 1749-2008** FR To authorize the Director of Finance and Management to enter into a purchase order with 32 Ford-Mercury, Inc. for the purchase of a Diesel Cab & Chassis w/9ft. Dump Body for the Division of Power and Water and to authorize the expenditure of \$53,039.00 from the Water System Operating Fund. (\$53,039.00)

Read for the First Time

- 1830-2008** FR To authorize the Director of Public Utilities to enter into a purchase order with Horner Industrial Services for the reconditioning of a high service pump drive unit for the Division of Power and Water and to authorize the expenditure of \$42,967.00 from the Water System Operating Fund. (\$42,967.00)

Read for the First Time

- 1832-2008** FR To authorize the Director of Finance and Management to establish a purchase order with Perkin Elmer LAS for the purchase of one Inductively Coupled Plasma Mass Spectrometer for the Division of Sewerage and Drainage, to waive the provisions of competitive bidding and to authorize the expenditure of \$120,572.90 from the Sewerage System Operating Fund. (\$120,572.90)

Read for the First Time

- 1838-2008** FR To authorize the Director of Public Utilities to apply for, accept, and enter into eight (8) Water Supply Revolving Loan Account Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, during the year 2009, for the construction of water distribution

system improvements; and to designate a repayment source for the loans.

Read for the First Time

- 1839-2008 FR To authorize the Director of Finance and Management to establish a blanket purchase order for Pole Line Hardware from an established universal term contract with Power Line Supply Company for the Division of Power and Water and to authorize the expenditure of \$30,000.00 from the Electricity Operating Fund. (\$30,000.00)

Read for the First Time

- 1840-2008 FR To authorize the Director of Public Utilities to enter into an agreement with EMH&T, Inc. for professional engineering services for the Lazelle Road 2 MG Storage Tank Project; to authorize the transfer of \$1,278.30 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$157,276.70 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$158,555.00 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$158,555.00)

Read for the First Time

- 1846-2008 FR To authorize the Director of Public Utilities to write off, as uncollectible, two unpaid electric accounts due the City of Columbus, Department of Public Utilities, Division of Power and Water, in the amount of Fifty-One Thousand, Three Hundred Ninety-Nine Dollars and Seventy-Three Cents. (\$51,399.73)

Read for the First Time

- 1854-2008 FR To authorize the Director of Public Utilities to execute a contract modification for the professional engineering services agreement with DLZ Ohio, Inc. for the Olentangy Scioto Interceptor Sewer (OSIS) - Downtown Odor Control Project; to authorize the transfer of \$1,195,507.97 and the expenditure of \$1,214,852.97 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,214,852.97).

Read for the First Time

- 1874-2008 FR To authorize the Director of Public Utilities to modify a contract with Crace Construction Company, Inc. for the Southerly Wastewater Treatment Plant Digester Rehabilitation Project; to authorize the appropriation, transfer, and expenditure of \$2,499,619.00 from the Sewer System Reserve Fund to the Ohio Water Development Authority Loan Fund; and to amend the 2008 Capital Improvements Budget, for the division of Sewerage and Drainage. (\$2,499,619.00)

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- 1913-2008 FR To amend Ordinance No. 1841-2005 creating the AC Humko Community Reinvestment Area to extend the date by which new construction work on certain real property within that area must be completed in order to qualify for the CRA exemption and to make technical amendments to the terms of the exemption for certain real property within that area.

Read for the First Time

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

- 1880-2008 FR To authorize the Board of Health to enter into a revenue contract with the Franklin County Sheriff's Office for the provision of lab testing services in an amount not to exceed \$30,000; (\$30,000)

Read for the First Time

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

- 1705-2008 FR To authorize the Director of Human Resources to establish and institute the Black History Celebration program.

Read for the First Time

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

- 1714-2008 FR To rezone 1041-1101 BETHEL ROAD (43220), being 2.69± acres located at the southwest corner of Bethel and Kenny Roads, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z08-040).

Read for the First Time

- 1826-2008 FR To rezone 8134 WORTHINGTON-GALENA ROAD (43081), being 4.81± acres located on the east side of Worthington-Galena Road, 121± feet south of Park Place Drive, From: R, Rural, and AR-12, Apartment Residential Districts, To: L-AR-12, Limited Apartment Residential District (Rezoning # Z08-024).

Read for the First Time

- 1828-2008 FR To rezone 700 CHILDRENS DRIVE (43205), being 52.7± acres generally located from the southeast corner of Parsons Avenue and Mooberry Street, east to the southwest corner of Mooberry Street and the first alley east of and parallel with Eighteenth Street, south to the northwest corner of the first alley east of and parallel with Eighteenth Street and Livingston Avenue, south to the southeast corner of Livingston Avenue and Heyl Avenue, west to the southeast corner of Jackson Street and Putnam Street, west to the southwest corner of Jackson Street and Parsons Avenue, and north to the northwest corner of Parsons Avenue and Denton Alley, north and west to the southwest corner of Livingston and Parsons Avenues, west 732 feet along the north side of Livingston Avenue, north to Interstate 70, then east to the northwest corner of Parsons Avenue and Mooberry Street (excluding all of Livingston Park). From: AR-1, Apartment Residential, R-2F, Residential, C-4, Commercial, and CPD, Commercial Planned Development Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z08-037)

Read for the First Time

- 1891-2008 FR To amend Ordinance #1302-91, passed June 17, 1991, for property located at 4848 MORSE ROAD (43230), by amending the limitation overlay text in Section 19 applicable to Subarea 17 as it pertains roof pitch requirements and building materials (Z90-166D).

Read for the First Time

- 1901-2008 FR To rezone 2693 JOHNSTOWN ROAD (43210), being 3.6± acres located at the southeast corner of Johnstown Road and East 19th Avenue, From: R, Rural District, To: CPD, Commercial Planned Development District.

(Rezoning # Z08-023)

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

TAVARES

- 0218X-2008** CA To honor the remarkable achievements of Ohio House Minority Leader Joyce Beatty and celebrate her dedicated service to the citizens of Ohio.
- Sponsors:** Charleta B. Tavares, Kevin L. Boyce, Hearcel Craig, Andrew Ginther, Maryellen O'Shaughnessy, Priscilla Tyson and Michael C. Mentel

This Matter was Adopted on the Consent Agenda.

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- 1666-2008** CA To authorize and direct the Finance and Management Director to enter into three (3) contracts for the option to purchase Mainline Parts - Valves, Various Parts & Fittings with HD Supply Waterworks, Ferguson Waterworks, and Dreier & Maller, Inc., to authorize the appropriation and expenditure of \$3.00 to establish the contracts from the Purchasing UTC Account; and to declare an emergency. (\$3.00).

This Matter was Approved on the Consent Agenda.

- 1809-2008** CA To authorize and direct the Finance & Management Director to enter into five (5) contracts for the option to purchase Traffic Control and Safety Devices with Lightle Enterprises of Ohio, Paul Peterson Company, Safety Service Products, Columbus Supply and Jendco Safety Supply, to authorize the appropriation and expenditure of five (5) dollars to establish the contract from the Purchasing/UTC Account; and to declare an emergency. (\$5.00).

This Matter was Approved on the Consent Agenda.

- 1897-2008** CA To authorize the Finance and Management Director to enter into contract with Carrier Commercial Service for the renovation of air handlers at the Jerry Hammond Center; to authorize the Finance and Management Director to modify a contract with Ohio Technical Services for hazardous materials removal; to authorize the City Auditor to transfer \$9,161.40 within the 1111 East Broad Street Operations Fund; to authorize the expenditure of \$57,582.00 from the 1111 East Broad Street Operations Fund; and to declare an emergency. (\$57,582.00)

Sponsors: Kevin L. Boyce and Priscilla Tyson

This Matter was Approved on the Consent Agenda.

- 1903-2008** CA To authorize and direct the Finance and Management Director to modify and extend the UTC for the option to purchase Computer Staff Augmentation Services with TEKsystems, Sophisticated Systems, Inc. and UNICON International, Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

- 0210X-2008** CA To declare the necessity and intent to appropriate fee simple title in and to

real estate, located at the northwest corner of Cherry Street and Wall Street, in connection with the Front Street Parking Garage project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

1777-2008 CA To amend the Department of Public Safety's 2008 Capital Improvement budget, to authorize the City Auditor to transfer funds between projects in the Safety Voted Fund, to authorize and direct the Director of Finance, on behalf of the Division of Support Services, to enter into contract with Montgomery W. Mills Enterprises, Inc. d/b/a Viper Protection Services, for the purchase and installation of Video Security Cameras and associated accessories for Police and Fire radio communications tower sites, to authorize the expenditure of \$222,924.79 from the Public Safety's Voted Bond Fund, and to declare an emergency. (\$222,924.79)

This Matter was Approved on the Consent Agenda.

1797-2008 CA To authorize and direct the Finance and Management Director to issue a purchase order from the city's universal term contract for Centrex phone services to AT&T for the Division of Police, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

1812-2008 CA To authorize an additional appropriation of \$25,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the S.T.O.P. program; and to declare an emergency. (\$25,000.00)

This Matter was Approved on the Consent Agenda.

1835-2008 CA To authorize the Columbus Fire Chief to accept a grant award from State Farm Insurance for the purchase of smoke detectors for the Fire Division distribution program, to appropriate \$2,000.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency. (\$2,000.00)

This Matter was Approved on the Consent Agenda.

1837-2008 CA To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2008 Paul Coverdell National Forensic Science Improvement Act via the State of Ohio Office of Criminal Justice Services; to authorize Jami St. Clair, Crime Lab Manager, as the official city representative to act in connection with the subgrant; to authorize an appropriation of \$28,308.30 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the subgrant project, and to declare an emergency. (\$28,308.30)

This Matter was Approved on the Consent Agenda.

1851-2008 CA To authorize the Finance and Management Director to enter into contract for the Office of Construction Management with Smith Roofing, Ltd. for the renovation of the roof at Fire Station No. 24, 1585 Morse Road; to authorize the expenditure of \$135,377.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$135,377.00)

This Matter was Approved on the Consent Agenda.**UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENDEL**

- 1744-2008 CA To authorize the Director of Finance and Management to enter into a purchase order with The Henry P. Thompson Company for the purchase of an Automated Chlorine Gas Valve System for the Division of Power and Water and to authorize the expenditure of \$68,900.00 from the Water System Operating Fund. (\$68,900.00)

This Matter was Approved on the Consent Agenda.

- 1766-2008 CA To authorize the Director of Public Utilities to modify the professional services contract with Barr & Prevost Engineering; to authorize the transfer and appropriation of \$20,000.00 from the Storm Sewer Reserve Fund; and to expend \$20,000.00 from the Storm Sewer Bond Fund for costs in connection with the Charleston Avenue Stormwater System Improvements Project, for the Division of Sewerage and Drainage. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

- 1778-2008 CA To authorize the purchase of two easements from the Board of Commissioners for Division of Sewerage and Drainage of Franklin County; to authorize the expenditure of \$80,000.00 from the Sanitary Sewer Revenue Bonds Fund; to authorize the transfer and appropriation of \$40,000.00 from the Storm Sewer Reserve Fund; to authorize the expenditure of \$40,000.00 from the Voted Storm Sewer Bonds fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$120,000.00)

This Matter was Approved on the Consent Agenda.

- 1803-2008 CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a sanitary sewer easement at the request of the Waterford Place Housing L.P., in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.**DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENDEL**

- 1509-2008 CA To authorize and direct the City Auditor to transfer \$118,912.00 from the Special Income Tax Fund to the General Fund; to further authorize the appropriation of said funds to the Economic Development Division; to authorize and direct the City Auditor to make payments totaling \$475,648.30 in accordance with the Downtown Office Incentive Program agreements; to authorize the expenditure of \$475,648.30 from the General Fund; and to declare an emergency. (\$475,648.30)

This Matter was Approved on the Consent Agenda.

- 1914-2008 CA To amend Ordinance 3106-96 (the Polaris TIF) to declare improvements to certain additional parcels of real property to be a public purpose; to describe public improvements to be made to benefit those parcels; to require the owners thereof to make service payments in lieu of taxes used to pay for the costs of such public improvements; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1915-2008 CA To amend Ordinance 0795-2008, passed by Columbus City Council on May

12, 2008, for the purpose of including the specified Express affiliates as grantees to the Job Creation Tax Credit Agreement and the Jobs Growth Incentive Agreement; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

1791-2008 CA To authorize the Director of Public Service to execute those documents necessary to grant a 0.002 acre encroachment easement to the Highland Pointe Condominium Association for a retaining wall installed to protect the integrity of the 4 foot wide sidewalk on the east side of North Woods Boulevard adjacent to the Highland Pointe Condominium development.

This Matter was Approved on the Consent Agenda.

1824-2008 CA To authorize and direct the appropriation and expenditure of \$75,000.00 within the Collection Fee Fund for delinquent parking tickets collected by ACS for the Parking Violations Bureau. (\$75,000.00)

This Matter was Approved on the Consent Agenda.

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

1680-2008 CA To authorize the Director of Finance and Management to establish purchase orders with Unisys Corporation, Software House International, Inc., and Agilysys, Inc. for the Department of Technology, on behalf of the Department of Public Utilities, for disk storage hardware; server hardware, sever software; maintenance; education and training credits; and necessary equipment and related services, for the Virtualization project; and to authorize the City Auditor to transfer funds between object levels within the Department of Technology's Information Services Fund to cover various cost; to authorize the expenditure of \$471,102.83 from the Department of Technology's Information Services Fund; and to declare an emergency. (\$471,102.83)

This Matter was Approved on the Consent Agenda.

1739-2008 CA This ordinance authorizes the Director of Finance and Management, to a establish blanket purchase order, for the Department of Technology to purchase servers, replacement desktop computers and computer related products and equipment from a universal term contract with Smart Solutions, Inc.; to authorize the expenditure of \$28,140.24 from the Department of Technology Information Services Fund; and to declare an emergency. (\$28,140.24)

This Matter was Approved on the Consent Agenda.

1872-2008 CA To authorize the Director of the Department of Finance and Management, for the Department of Technology, on behalf of the Public Service Department - Transportation Division, to establish a purchase order for Microsoft licenses from Software House International Inc (SHI); to authorize the expenditure of \$95,863.10 from the Department of Technology's Information Services Fund; and to declare an emergency. (\$95,863.10)

This Matter was Approved on the Consent Agenda.

1923-2008 CA To Authorize the City Auditor to transfer funds, in the amount of \$803.74 within Information Services Capital Fund between various projects, and to

declare an emergency. (\$803.74)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

- 1779-2008** CA To authorize and direct the Director of Recreation and Parks to enter into a contract with Automatic Temperature Control & Process System for the Martin Luther King HVAC Improvements Project, and to authorize the expenditure of \$70,000.00 from the Voted 1999/2004 Recreation and Parks Bond Fund. (\$70,000.00)

This Matter was Approved on the Consent Agenda.

- 1820-2008** CA To authorize the expenditure of \$30,000.00 from the Voted 1999/2004 Recreation and Parks Bond Fund for Swim Facility Improvements. (\$30,000.00)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

- 1774-2008** To authorize the Director of the Department of Finance and Management to execute a Lease Agreement with the County Commissioners of Franklin County for the building located at 375 S. High Street, and known as the Franklin County Municipal Court Building.

Sponsors: Kevin L. Boyce and Hearcel Craig

A motion was made by President Pro-Tem Boyce, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

- 1881-2008** To authorize the Finance and Management Director to issue a purchase order for tires for the Fleet Management Division per the terms and conditions of a State of Ohio State Term Contract; to authorize the Finance and Management Director to issue various purchase orders for automotive parts, supplies, services, and accessories for the Fleet Management Division per the terms and conditions of various Universal Term Contracts; to authorize the Finance and Management Director to issue blanket purchase orders for automotive parts and services through waiving the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$353,417.40 from the Fleet Management Services Fund; and to declare an emergency (\$353,417.40).

A motion was made by President Pro-Tem Boyce, seconded by Ginther, that this matter be Approved. The motion carried by the following vote:

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

JUDICIARY & COURT ADMINISTRATION: CRAIG, CHR GINTHER TYSON MENTEL

1308-2008

To authorize and direct the City Attorney to settle the claim brought by Columbia Gas of Ohio against the City of Columbus, Department of Public Utilities, Division of Water and to authorize the expenditure of the sum of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83) in settlement of this claim; and to declare an emergency.

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1856-2008

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Crime Victims Assistance Office; to appropriate \$39,443 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court; to transfer \$69,000 from the Municipal Court special revenue fund, probation fees to the general government grant fund; and to declare an emergency. (\$108,443.00)

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1893-2008

To accept 70.8 +/- acres of real property donated to the City of Columbus by The New Albany Company, LLC, an Ohio Limited Liability Company, LLC for the purpose of preserving a wetland park; to authorize the Director of Recreation and Parks to execute an Agreement regarding Real Estate Taxes; and to declare an emergency.

Sponsors: Hearcel Craig and Priscilla Tyson

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1904-2008

To authorize the City Attorney to acquire an additional fee simple title and lesser interests, and contract for additional professional services in connection with the Beulah Road Trunk Sewer Rehabilitation project; to authorize the transfer and expenditure of \$70,000.00 from within the Sanitary Sewer Revenue Bonds Fund; to amend the 2008 Capital Improvements Budget; and to declare an emergency. (\$70,000.00).

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

1801-2008 To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the High Visibility Enforcement Overtime 2009 project; to authorize an appropriation of \$125,943.35 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the High Visibility Enforcement Overtime 2009 project; and to declare an emergency. (\$125,943.35)

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

1720-2008 To authorize the Director of Public Utilities to enter into a one year lease agreement for the Division of Sewerage and Drainage for the lease of City-owned land, just south of the Southerly Wastewater Treatment Plant on U.S. Route 23, for agricultural purposes with Jeff Writsel. (\$0)

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1763-2008 To authorize the Director of Public Utilities to modify and increase the General Engineering Services contract with CH2M Hill Inc.; to authorize the transfer of \$211,334.78 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$288,665.22 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$500,000 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$500,000)

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1829-2008 To authorize the Director of Public Utilities to enter into a professional construction management services contract with H. R. Gray & Associates, Inc. for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project; to authorize the transfer of \$216,097 and expenditure of \$1,686,315.00 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget; to waive provisions of competitive bidding, for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,686,315.00)

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

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

Negative: 1 - President Pro-Tem Boyce

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

1868-2008

To amend Ordinance 1212-2007, passed by Columbus City Council on July 23, 2007, for the purpose of removing Penske as a party to both a Rickenbacker Community Reinvestment Area Agreement and a Jobs Creation Tax Credit Agreement and correctly substituting Kenco Logistic Services, LLC.

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1902-2008

To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement with Nationwide Children's Hospital; and to declare an emergency.

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

1790-2008

To abandon that portion of the first alley west of St. Clair Avenue from Second Avenue north to the first east/west alley north of Second Avenue as public right-of-way and to authorize the transfer of this asset from the Department of Public Service to the Recreation and Parks Department to facilitate a proposed recreation center expansion project for the Milo-Grogan Recreation Center.

Sponsors: Maryellen O'Shaughnessy and Priscilla Tyson

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1811-2008

To authorize the Director of the Department of Public Service to execute those documents required to transfer those portions of Wall Street from Mound Street north to Main Street and Noble Street from High Street west to Front Street to the Franklin County, Ohio, Board of Commissioners; to waive the Land Review Commission and Competitive Bidding provisions of Columbus City Code and to and to declare an emergency.

A motion was made by Ms. O'Shaughnessy, seconded by Tyson, that this matter be Taken from the Table. The motion carried by the following vote:

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

1862-2008

To authorize the Director of Development to enter into a contract with The Housing Trust for Columbus and Franklin County to subsidize the sale of two new homes on Taylor Avenue; to authorize the expenditure of \$40,000 from the Northland and Other Acquisitions Fund; to waive the competitive bidding provisions of Columbus City Code; and to declare an emergency. (\$40,000)

TABLED UNTIL 12/15/08

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

**WORKFORCE DEVELOPMENT: TAVARES, CHR. O'SHAUGHNESSY TYSON
MENTEL**

1908-2008

To authorize the appropriation of \$50,000 from the unappropriated balance of the Neighborhood Economic Development Fund; and to authorize the expenditure of \$50,000 from the Neighborhood Economic Development Fund to support the Central Ohio Workforce Investment Corporation; and to repeal Ordinance 1065-2008, passed November 17, 2008. (\$50,000.00)

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

Abstained: 2 - Ginther and Ms. Tavares

Affirmative: 5 - President Pro-Tem Boyce, Ms. O'Shaughnessy, Craig, Tyson and President Mentel

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

1648-2008

To amend Ordinance No. 1150-2007, the Management Compensation Plan, by amending Sections 5 and 12; and to declare an emergency.

A motion was made by Tyson, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1896-2008

To authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Intellinetics, Inc., for the purchase of an additional licenses, professional services, maintenance, and training associated with CHRIS and Intellivue Document Management system; and to waive the competitive bidding requirements of the Columbus City Codes; to authorize the expenditure of \$68,125.00 from the Information Services Bond Fund; and to declare an emergency. (\$68,125.00)

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1885-2008

To accept Memorandum of Understanding #2008-02 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2008 through March 31, 2011; and to declare an emergency.

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

Abstained: 1 - Ms. O'Shaughnessy

Affirmative: 6 - President Pro-Tem Boyce, Ginther, Ms. Tavares, Craig, Tyson and President Mentel

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

1894-2008

To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Cultural Facilities Commission for the construction of a water fountain in Bicentennial Park, and to declare an emergency.

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

1132-2008

To amend various sections of the Columbus City Code to make appropriate corrections and additions.

Sponsors: Hearcel Craig

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 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

TABLED UNTIL 12/8/08

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

Affirmative: 7 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

ADJOURNMENT

ADJOURNED: 6:45 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 - President Pro-Tem Boyce, Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President 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: 0210X-2008

Drafting Date: 11/14/2008

Version: 1

Current Status: Passed

Matter Type: Resolution

Explanation

Background:

The following is a resolution to declare the necessity and intent to appropriate fee simple title in and to real estate, located at the northwest corner of Cherry Street and Wall Street, more fully described within the body of this legislation, in connection with the Front Street Parking Garage project.

Fiscal Impact:

N/A

Emergency Justification:

Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed in order to provide the public with downtown off street parking without delay.

Title

To declare the necessity and intent to appropriate fee simple title in and to real estate, located at the northwest corner of Cherry Street and Wall Street, in connection with the Front Street Parking Garage project, and to declare an emergency.

Body

WHEREAS, the City of Columbus is engaged in the Front Street Parking Garage project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance and Management, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title in and to the hereinbefore described real estate necessary for the Front Street Parking Garage project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title in and to the following described real estate necessary for the Front Street Parking Garage project, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

First Tract: Being the east one fourth part of Inlot number two hundred and fourteen (214) in said City of Columbus, as said Inlot is designated and delineated on the recorded plot of said city in Deed Book _____, page 338, in the office of the Recorder of Franklin County, Ohio

Second Tract: Part of said Inlot number two hundred and fourteen (214), bounded and described as follows:

Beginning at a point in the north line thereof forty-seven (47) feet from the northeast corner;
thence west with the said north line forty-five feet;
thence south on a line parallel with the east line of said Inlot number 214, sixty-two and one-half (62 ½) feet;

thence west with the south line of said Inlot forty-five (45) feet;
thence north on a line parallel with the east line of said Inlot No. 214, sixty-two and one half (62½)
feet to the place of beginning.

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

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

Legislation Number: 0217X-2008

Drafting Date: 11/25/2008

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To Honor and Celebrate the 35 year career of Dr. Marvenia Bosley and to thank her for her lifetime commitment to helping educate the children of Columbus.

Body

WHEREAS, the mission of the Columbus City School System is to ensure that "Each student is highly educated, prepared for leadership and service, and empowered for success as a citizen in a global community"; and

WHEREAS, Dr. Marvenia Bosley has exemplified this mission by promoting a positive educational environment to all children, parents, and staff of the Columbus City Schools; and

WHEREAS, Dr. Bosley has held the positions of Assistant Principal, Principal, Drug/Alcohol Program Coordinator, Reform Efforts Manager, Director of Middle School Curriculum, Development, and Instructional Support, Executive Director of AAA Schools, Interim Superintendent, and her current office as Deputy Superintendent of Academic Achievement & Support Services; and

WHEREAS, while working with the Ohio Department of Education, Dr. Bosley coordinated the district's first on-site oral administration of the Ninth Grade Proficiency Test. Additionally, she has been a vital member of the Superintendent's Senior Executive Cabinet, and manages the district-wide Testing and Assessment Committee, the Curriculum Coordinating Committee and the district's Materials Selection Committee; and

WHEREAS, through Dr. Bosley's leadership, Columbus City Schools has developed many innovative programs, including the Metro School, Columbus Virtual High School; credit recovery program; the DeVry Advantage Academy; the OSU Teaching Academy for Columbus City Schools' students; the Columbus Teaching Academy; the expansion of Indianola Alternative Elementary School; the creation of Indianola's Math, Science and Technology Middle School; and

WHEREAS, through her direction, the district is increasing professional development opportunities for all employees, reducing student disciplinary incidents, increasing student attendance rates, and increasing graduation rates from 56 percent in 2001 to 72.9 percent in 2006. During this time, the district's performance index has increased from 62.8 in 2001 to 80.5 in 2007; and

WHEREAS, Dr. Marvenia Bosley was highly instrumental in the district's meeting Adequate Yearly Progress (AYP) as well as bringing the district out of "Academic Emergency" and stepping up to "Continuous Improvement" status in 2007 and 2008. Dr. Bosley has dedicated her career to helping the Columbus City Schools prepare its students for leadership and service as citizens in a global community; now therefore

BE IT RESOLVED BY THE COLUMBUS CITY COUNCIL

That we do hereby Honor and celebrate the 35 year career of Dr. Marvenia Bosley and thank her for her lifetime commitment to helping educate the children of Columbus.

Legislation Number: 0218X-2008

Drafting Date: 11/26/2008

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor the remarkable achievements of Ohio House Minority Leader Joyce Beatty and celebrate her dedicated service to the citizens of Ohio.

Body

WHEREAS, The Honorable State Representative Joyce Beatty made history in 2006 when she became the first-ever African-American female Leader of the Ohio House of Representatives' Democratic Caucus, affirming her legacy as one of the State's most influential female political figures; and

WHEREAS, Representative Beatty has been recognized in national reports for her skillful leadership in delivering the bi-partisan passage of STEM (Science, Technology, Engineering and Mathematics) legislation, as well as leading the effort for a new Ohio law requiring insurance providers to cover routine costs for cancer patients enrolling in clinical trials; and

WHEREAS, Representative Beatty has shown national leadership in Securing first-of-its-kind state funding for breast and cervical cancer screenings for working women without health insurance, work that Komen Columbus recently recognized by honored Beatty with its 2008 "Public Service Award"; and

WHEREAS, Joyce Beatty has expressed her commitment to keeping Columbus fashionable by operating Pieces for Wear, an upscale clothing boutique in downtown Columbus; and

WHEREAS, her commitment to serving our State has not lessened her ability to be a loving wife, a doting mother, and an avid sportswoman and literary enthusiast; now therefore

Be it resolved by the Council of the City of Columbus:

That we do hereby honor the remarkable achievements of Ohio House Minority Leader Joyce Beatty and celebrate her dedicated service to the citizens of Ohio.

Legislation Number: 1308-2008

Drafting Date: 08/04/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This Ordinance is submitted to settle a claim involving the Department of Public Utilities, Division of Water and Columbia Gas of Ohio, in the amount of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83). On October 2, 2007 the Division of Water was excavating in the vicinity of 3383 Morse Rd. to repair a damaged water line, when it inadvertently hit Columbia Gas' lines which were properly marked. Total damages are listed at \$29,049.29, with the majority representing actual gas loss. A five percent discount was provided to bring the settlement balance to \$27,596.83.

FISCAL IMPACT: This ordinance is contingent upon the passage of Ordinance Number 1661-2008 transferring

appropriations within the Water System Operating Fund.

Title

To authorize and direct the City Attorney to settle the claim brought by Columbia Gas of Ohio against the City of Columbus, Department of Public Utilities, Division of Water and to authorize the expenditure of the sum of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83) in settlement of this claim; and to declare an emergency.

Body

WHEREAS, following an investigation and evaluation of Columbia Gas of Ohios' claim for damages, the City Attorney has acknowledged and entered into an agreement to settle this matter for the total sum of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83). The settlement amount was deemed acceptable by the Department of Public Utilities, Division of Water, along with a release of the City of Columbus and its employees from any further liability; and

WHEREAS, it is necessary, for the purposes of paying this settlement, to provide the City Auditor's Office with the authority to draw a warrant in the amount of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83) payable to Columbia Gas of Ohio; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Attorney be and hereby is authorized and directed to settle the claim against the City of Columbus, Department of Public Utilities, Division of Water by payment of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83) as a reasonable and fair amount and in the best interest of the City of Columbus.

Section 2. This ordinance is contingent upon the passage of Ordinance Number 1661-2008.

Section 3. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer, upon receipt of a voucher and a release approved by the City Attorney, in the amount of Twenty-Seven Thousand Five Hundred Ninety-Six Dollars and Eighty-Three Cents (\$27,596.83) payable to Columbia Gas of Ohio.

Section 4: That the expenditure of \$27,596.83, or so much thereof as may be needed, be and the same hereby is authorized from the Water System Operating Fund, Fund No. 600, OCA 601849, Object Level 3: 5534.

Legislation Number: 1509-2008

Drafting Date: 09/17/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Resolution 0088X-2007, adopted June 4, 2007, supported the continuation of the Columbus Downtown Office Incentive Program (DOI) as one of the development tools needed to implement the Downtown Business Plan. This legislation authorizes the payments to employers who have met the requirements of their Downtown Office Incentive Program agreement.

This ordinance authorizes and directs the City Auditor to transfer \$118,912.00 from the Special Income Tax Fund to the General Fund, and further authorizes the appropriation of said funds and payments totaling \$475,648.30 in accordance with the Downtown Office Incentive Program agreements.

FISCAL IMPACT: For tax year 2007, the City of Columbus had a total of ten (10) active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2007. Of these ten (10) DOI projects, three (3) have already received payment for 2007. The total dollar amount to be disbursed for the seven (7) remaining 2007 DOI payments is \$475,648.30. The seven (7) projects with the DOI payment subtotals are as follows: \$21,384.74 to Eye Center of Columbus; \$14,603.78 to FirstMerit Bank; \$196,951.96 to GatesMcDonald & Company; \$9,275.75 to Knowledge Management Interactive, Inc.; \$99,900.00 to OhioHealth; \$110,520.54 to Plante Moran, and \$23,011.53 to Princeton Information.

The transfer amount of \$118,912 has been factored into the current special income tax analysis and resultant capital capacity. The remaining amount of the payment was included in the 2008 General Fund Budget.

Title

To authorize and direct the City Auditor to transfer \$118,912.00 from the Special Income Tax Fund to the General Fund; to further authorize the appropriation of said funds to the Economic Development Division; to authorize and direct the City Auditor to make payments totaling \$475,648.30 in accordance with the Downtown Office Incentive Program agreements; to authorize the expenditure of \$475,648.30 from the General Fund; and to declare an emergency. (\$475,648.30)

Body

WHEREAS, Resolution 0088X-2007, adopted June 4, 2007, supported the continuation of the Downtown Office Incentive Program as one of the development tools needed to implement the Downtown Business Plan; and

WHEREAS, it is necessary to authorize payments to employers who have met the requirements under their Downtown Office Incentive Program agreement; and

WHEREAS, the City of Columbus had a total of ten (10) active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2007 and of these ten (10) DOI projects, three (3) have already received payment for 2007 and the total dollar amount to be disbursed for the seven (7) remaining 2007 DOI payments is \$475,648.30; and

WHEREAS, it is necessary at this time to authorize payment of \$21,384.74 to Eye Center of Columbus; \$14,603.78 to FirstMerit Bank; \$196,951.96 to GatesMcDonald & Company; \$9,275.75 to Knowledge Management Interactive, Inc.; \$99,900.00 to OhioHealth; \$110,520.54 to Plante Moran, and \$23,011.53 to Princeton Information; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Downtown Office Incentive Program agreements, all for the preservation of the public health, property, safety; and welfare; **NOW, THEREFORE,**

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

Section 1. That the sum of \$118,912.00 is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2008 to the City Auditor Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5501.

Section 2. That the City Auditor is hereby authorized to transfer and appropriate said funds to the General Fund, Economic Development Division, Division 44-02, Object Level One 05, Object Level Three 5513, OCA 442020.

Section 3. That the City Auditor is hereby authorized and directed to make payments in accordance with the Downtown Office Incentive Program agreements as follows: \$21,384.74 to Eye Center of Columbus; \$14,603.78 to FirstMerit Bank; \$196,951.96 to GatesMcDonald & Company; \$9,275.75 to Knowledge Management Interactive, Inc.; \$99,900.00 to OhioHealth; \$110,520.54 to Plante Moran, and \$23,011.53 to Princeton Information.

Section 4. That the expenditure of \$475,648.30, or so much as may be necessary, be and is hereby authorized from the Economic Development Division, Department 44-02, General Fund, Fund 010, OCA Code 442020, DOI Payments From Non-Tax Revenues, Object Level One 05, Object Level Three 5513.

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: 1648-2008

Drafting Date: 10/09/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance proposes several amendments to the Management Compensation Plan (MCP), Ordinance No. 1648-2008 as follows:

The classifications of Legislative Assistant II (newly created), Deputy City Clerk, City Clerk, and seasonal classifications have proposed pay grades recommended with passage of this ordinance. Pay for the seasonal classifications will be effective January 1, 2009 related to State Issue 1 passed in 2006.

Several classification titles are recommended for change based on Civil Service Commission action.

Pay grades are recommended for the newly created classifications for the Public Service Department reorganization.

The abolishment of the classification of Chief of Staff to City Council (U) is proposed based on recent action by the Civil Service Commission.

Clarification of vacation accrual movement for those employees who were hired with a higher vacation accrual.

There is no significant fiscal impact.

Title

To amend Ordinance No. 1150-2007, the Management Compensation Plan, by amending Sections 5 and 12; and to declare an emergency.

Body

WHEREAS, it is necessary to assign pay grades to newly created classifications; and

WHEREAS, it is necessary to recognize further action of the Civil Service Commission by revising and abolishing certain classification titles; and

WHEREAS, it is necessary to amend Section 12, Vacation Leave, to better explain vacation accrual movement for those employees hired with a higher vacation accrual and to apply that movement retroactively; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Management Compensation Plan, thereby preserving the public health, peace, property, safety and welfare; Now, Therefore

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

[See Attachment]

Legislation Number: 1666-2008

Drafting Date: 10/15/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: For the option to establish a UTC contract to purchase Mainline Parts-Valves, Various Parts

& Fittings for the Division of Power and Water, the largest user. The term of the proposed option contract would be two (2) years expiring November 30, 2010, with the option to renew for one (1) additional year on a year to year basis. The Purchasing Office opened formal bids on September 25, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003027). Thirty-three (33) bids were solicited: (M1A-0, F1-1, MBR-1). Three (3) bids were received.

Specifications allow both primary and secondary awards to be made. The low bidder for items 312-333 and 346-348 bid an alternate which will not meet the need in all applications; however, it is acceptable as a secondary award as it meets the need in some applications. The Purchasing Office is recommending award to the overall lowest, responsive, responsible and best bidders as follows:

HD Supply Waterworks, MAJ, CC#03-0550887 expires 01/17/2009, Primary and Secondary award Items.
Ferguson Waterworks, MAJ, CC#54-1211771 expires 08/27/2010, Primary and Secondary award Items.
Dreier & Maller, Inc., MAJ, CC#34-1681027 expires 05/29/2010, Primary award Items.

Total Estimated Annual Expenditure: \$300,000.00, Division of Power and Water, the largest user.

The companies are not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search. This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Account. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance and Management Director to enter into three (3) contracts for the option to purchase Mainline Parts - Valves, Various Parts & Fittings with HD Supply Waterworks, Ferguson Waterworks, and Dreier & Maller, Inc., to authorize the appropriation and expenditure of \$3.00 to establish the contracts from the Purchasing UTC Account; and to declare an emergency. (\$3.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 25, 2008 and selected the lowest, responsive, responsible and best bidders; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to maintain a supply of Mainline Parts-Valves, Various Parts & Fittings, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into three (3) contracts for an option to purchase Mainline Hydrant and Repair Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for the option to purchase Mainline Parts-Valves, Various Parts & Fittings in accordance with Solicitation No. SA003022 for a term of approximately two (2) years, expiring November 30, 2010, with the option to renew for one (1) additional year on a year to year basis, as follows:

HD Supply Waterworks, Primary award Items 16, 180, 192-194, 211-212, 222-229, 250, 252-253, 255-257, 259-267,

269-273, 276-280, 296-311, 372-386, 418-425, 441-452, 454-457, 459-465, 467-468, Secondary award Items 2-15, 17-121, 123-149, 152-153, 157, 159, 160, 162, 164, 166, 169-179, 181-191, 195-210, 213-221, 231-249, 287-292, 294-295, 349, 351, 353-358, 387-400, 411-416, 453, 458, 466, Award \$1.00.
Ferguson Waterworks, Primary award Items 2-15, 17-121, 123-149, 152-153, 157, 159-160, 162, 164, 166, 169-179, 181-191, 195-210, 213-221, 230-249, 274, 281-295, 312-333, 336-358, 360-364, 387-400, 405-416, 426-427, 429-434, 453, 458, 466, Secondary award Items 16, 222-229, 250, 252-253, 255-257, 259-267, 269-273, 276-280, 296-297, 302-311, 401-404, 418-425, 443, 445, 447-448, 450, 456-457, 460, 462-463, 465, Award \$1.00.
Dreier & Maller, Inc., , Primary award Item 334-335, 401-404, 435-440, Secondary award 180, 192-194, 211-212, 285-286, 293, 312-333, 336-348, 350, 352, 372-386, 441-442, 444, 446, 449, 451-452, 454-455, 459, 461, 464, 467-468, Award \$1.00.

SECTION 2. That the appropriation and expenditure of \$3.00 is hereby authorized from Purchasing UTC Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1680-2008

Drafting Date: 10/16/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Background:

The Department of Technology has an immediate need to replace servers that are old, some are out dated, others have reached their end of life cycle, and due to out-dated and obsolete parts, maintenance for the existing servers has become difficult. The replacement of these servers is associated with the Virtualization Project that will allow for the consolidation of multiple servers. This consolidation will provide for more efficient utilization of these resources, reduce time-consuming efforts of managing separate devices and will help staff perform more easily tasks associated with recovery, backup, and archiving, in less time. Also, these servers contain data, information and applications; such as yet not limited to Accela application, used to issue building permits, track code enforcement activities and monitor the performance of the One-Stop-Shop; 311, a call center that provides residents with a single point of contact for requesting all non-emergency services (such as trash pickup); and the Division of Fire EMBERS system, which provides tracking and reporting of emergency runs; and the FleetAnywhere system, which provides for accountability with tracking an unlimited number of city owned fleet equipment such as refuse trucks and various other on road vehicles that support the daily operational requirements of city government, and allows for the collection and management of maintenance data on a citywide basis.

This legislation will authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to purchase disk storage hardware; server hardware, sever software; maintenance; education and training credits; and necessary equipment and related services, associated with the Virtualization project. This purchase will allow the Department of Technology to replace the old servers, needed prior to December 2008.

Through the Purchasing Office, due diligence was exercised by completing the competitive bid process in compliance with Columbus City Code Section 329. A formal bid was prepared (SA003098) and advertised in the City Bulletin of November 1, 2008, with an original publish date of October 27, 2008 and posted on the City's solicitation web site (Vendor Services). From this process, there were seventy-nine (79) Vendors electronically contacted. On Thursday, November 6, 2008 the Purchasing Office received and opened five (5) bids, associated with SA003098 from Smart Solutions, Inc., Unisys Corporation, Agilysys, Inc., Software House International, Inc. and Netwave Corporation.

From reviewing the bids, it was recommended that Unisys Corporation, receive the award associated with the disk storage hardware (\$131,688.00), storage hardware maintenance (\$393.00), and one line item of software as directly related to the disk storage hardware (\$32,529.00), with the total amount of \$164,610.00, as they were the overall lowest, responsive, responsible and best bidder per specification, within those categories of the bid. Also, it was recommended that Software

House International, Inc., receive the award associated with server hardware (\$187,108.83), software requirements (\$49,893.00), software maintenance (\$38,292.00), server hardware maintenance (\$10,734.00) and associated training (\$10,230.00), with the total amount of \$296,257.83, as they were the overall lowest, responsive, responsible and best bidder per specification, within those categories of the bid. Agilysys, Inc. was recommended as the overall lowest, responsive, responsible and best bidder per specification, within the category to provide education and training credits as associated with this project, with the total amount of \$10,235.00 (bid tabulation spreadsheet inserted as an attachment to this ordinance). The combined total award for all categories for all three companies is \$471,102.83.

These companies are 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.

In order to have funding in the proper accounts to cover expenses associated with this ordinance; this legislation will authorize the City Auditor to transfer funds between object levels within the Department of Technology's Information Services Fund.

Emergency Designation: Emergency designation is requested to meet time-lines associated with replacing obsolete equipment; on which applications that are crucial to many City Departments' operations reside.

Fiscal Impact: This is the first time that the Department of Technology, on behalf of the Department of Public Utilities, has made purchases with respect to the Virtualization project, with replacing servers associated with disk storage hardware, software, maintenance, and education and training, from Unisys Corporation, Software House International, Inc., and Agilysys, Inc. with the total amount being \$471,102.83. Funds for this purchase have been identified and will require a transfer of funds within various object levels of the Department of Technology's Information Services Fund

Contract Compliance:

Unisys Corporation - 38-0387840 Expiration Date: 05/03/2009
Software House International - 22-3009648 Expiration - 11/19/2009
Agilysys, Inc. - 34-0907152 Expiration - 8/10/2009

TitleTo authorize the Director of Finance and Management to establish purchase orders with Unisys Corporation, Software House International, Inc., and Agilysys, Inc. for the Department of Technology, on behalf of the Department of Public Utilities, for disk storage hardware; server hardware, sever software; maintenance; education and training credits; and necessary equipment and related services, for the Virtualization project; and to authorize the City Auditor to transfer funds between object levels within the Department of Technology's Information Services Fund to cover various cost; to authorize the expenditure of \$471,102.83 from the Department of Technology's Information Services Fund; and to declare an emergency. (\$471,102.83)

Body

WHEREAS, the Department of Technology has an immediate need to replace servers that are old, out dated and have reached their end of life cycle, and

WHEREAS, this legislation will authorize the Director of Finance and Management, for the Department of Technology, on behalf of the Department of Public Utilities to purchase disk storage hardware; server hardware, sever software; maintenance; education and training credits; and necessary equipment and related services, associated with the Virtualization project; thus allowing the Department of Technology to replace old servers needed prior to December 2008, and

WHEREAS, through the Purchasing Office, the Department of Technology exercised due diligence by completing the competitive bid process in compliance with Columbus City Code Section 329, and

WHEREAS, after reviewing the bids, it was recommended that the award be made to multiple vendors, as they were the

overall lowest, responsive, responsible and best bidder per specification, within categories of the bid, and

WHEREAS, in order to have funding in the proper accounts to cover expenses associated with this ordinance; this legislation will authorize the City Auditor to transfer funds between object levels within the Department of Technology's Information Services Fund, and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize the City Auditor to transfer said funds within the Department of Technology's Information Services Fund, to provide for the cost of the necessary purchase, from Unisys Corporation, Software House International, Inc., and Agilysys, Inc.; for the immediate preservation of the public health, peace, property and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1: That the City Auditor is hereby authorized to transfer \$388,000.00 between object levels within the Department of Technology's Information Services Fund as follows:

FROM:

Div.:47-02|Fund:514|Subfund:001|Obj. Level One: 02|Obj. Level Three: 2000|OCA Code:472423|Amount:\$28,000.00

Div.:47-02|Fund:514|Subfund:001|Obj. Level One: 03|Obj. Level Three:3000|OCA Code:280735 - \$40,000.00| OCA Code:280743-\$40,000.00|OCA Code:286039-\$50,000.00|OCA Code:470113-\$50,000.00|OCA Code:472411-\$120,000.00|OCA Code:472425-\$60,000.00 (Total of Obj. Level Three:3000 - \$360,000.00)

TO:

<u>Fund Type</u>	<u>Dept. No.</u>	<u>Fund</u>	<u>Obj Level 1</u>	<u>Obj Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
001	47-02	514	06	6655	472417	\$388,000.00
TOTAL						\$388,000.00

SECTION 2: That the Finance and Management Director be and is hereby authorized to establish a purchase order, to purchase disk storage hardware; server hardware, sever software; maintenance; education and training credits; and necessary equipment and related services, associated with the Virtualization project, from Unisys Corporation, Software House International, Inc., and Agilysys, Inc.; in the amount of \$471,102.83, for the Department of Technology, on behalf of the Department of Public Utilities.

SECTION 3: That the expenditure of \$471,102.83 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.:47-02|Fund:514|Subfund:001|OCA Code:472417|Obj. Level One: 06|Obj. Level Three: 6655|Amount:\$231,291.63 - Software House International, Inc.|Amount:\$161,688.00 - Unisys Corporation

Div.:47-02|Fund:514|Subfund:001|OCA Code:472417|Obj. Level One: 03|Obj. Level Three: 3358|Amount:\$5,710.20 - Software House International, Inc.

Div.:47-02|Fund:514|Subfund:001|OCA Code:472417|Obj. Level One: 03|Obj. Level Three: 3372|Amount:\$15,166.00 - Software House International, Inc.|Amount:\$393.00 - Unisys Corporation

Div.:47-02|Fund:514|Subfund:001|OCA Code:472417|Obj. Level One: 03|Obj. Level Three: 3331|Amount:\$10,230.00 - Software House International, Inc.|Obj. Level Three: 3331|Amount:\$10,235.00 - Agilysys, Inc.

Div.:47-02|Fund:514|Subfund:001|OCA Code:472417|Obj. Level One: 03|Obj. Level Three: 3369|Amount:\$33,860.00 -

Software House International, Inc.|Obj. Level Three: 3369|Amount:\$1,329.00 - Unisys, Corporation

Div.:47-02|Fund:514|Subfund:001|OCA Code:472417|Obj. Level One: 03|Obj. Level Three: 3336|Amount:\$1,200.00 - Unisys, Corporation

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 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: 1739-2008

Drafting Date: 10/27/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance authorizes the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, for the purchase of servers, replacement desktop computers, and computer related products and equipment. These purchases will be made from a pre-established universal term contract (UTC), FL003922, with Smart Solutions, Inc., expiration date March 31, 2011.

The Department of Technology needs to purchase additional servers for the City's Enterprise Security Risk Management section (a security program within the Department of Technology) that requires dedicated servers to support the hard drive encryption software and numerous other tools critical to the management of security risks across the City of Columbus. Additionally, the operation of non-standard tools and the evaluation and testing of software for security risks prior to use across the City of Columbus requires the segregated environment these servers would provide. The replacement desktop computers and mass disk cards and other computer related equipment is being purchased on behalf of the Department of Human Resources and the Department of Public Utilities (DPU).

FISCAL IMPACT:

Earlier this year, the Department of Technology legislated \$186,196.05 with Smart Solutions, Inc. (Ordinance # 0811-2008, Ordinance # 1315-2008 and Ordinance # 1572-2008) for the purchase of servers, replacement desktop computers, printers, and computer related products and equipment on behalf of various city agencies. This purchase will expend \$28,140.24 with Smart Solutions, Inc. Funds are identified, budgeted and available in the Department of Technology's Information Services Fund's Budget to fund this purchase, which in the aggregate totals \$214,336.29 for Smart Solutions, Inc.

EMERGENCY DESIGNATION:

Emergency designation is being requested by the various agencies to immediately facilitate this purchase as the equipment being purchased is crucial to city operations.

CONTRACT COMPLIANCE:

Vendor Name: Smart Solutions, Inc.

CC #: 34 - 1403269

Expiration Date: 5/18/2009

Title

This ordinance authorizes the Director of Finance and Management, to a establish blanket purchase order, for the Department of Technology to purchase servers, replacement desktop computers and computer related products and equipment from a universal term contract with Smart Solutions, Inc.; to authorize the expenditure of \$28,140.24 from the Department of Technology Information Services Fund; and to declare an emergency. (\$28,140.24)

Body

WHEREAS, this ordinance authorizes the Director of Finance and Management to establish a blanket purchase order, for the Department of Technology, on behalf of various city agencies, for the purchase of servers, replacement computers, computer related products and equipment; and

WHEREAS, desktop computers and computer related products and equipment used by various city agencies are obsolete and no longer meet the City's current minimal specifications/standards and are in need of replacement; and

WHEREAS, the replacement of these desktop computers and computer related products and equipment will mitigate computer related performance problems and will ensure that city agencies can continue to operate at peak efficiency; and

WHEREAS, additional servers need to be purchased for the City's Enterprise Security Risk Management Section; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary for the Department of Technology, to purchase servers, replacement desktop computers and computer related products and equipment as the equipment being purchased is crucial to city operations, 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 is hereby authorized to establish a blanket purchase order for the purchase of servers, replacement desktop computers and computer related products and equipment for the Department of Technology, from a pre-established universal term contract (UTC), FL003922, with Smart Solutions, Inc.

SECTION 2. 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 3. That the expenditure of \$28,140.24 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02| Fund: 514| Subfund: 001| OCA Code: 472411| OBJ Level One 1: 06| OBJ Level Three 03: 6649| Amount: \$20,401.92

Division: 47-01| Fund: 514| Subfund: 650| OCA Code: 514650| OBJ Level One 1: 02| OBJ Level Three 03: 2244| Amount: \$2,098.56

Division: 47-01| Fund: 514| Subfund: 502| OCA Code: 514502| OBJ Level One 1: 02| OBJ Level Three 03: 2193| Amount: \$5,639.76

SECTION 4. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contract and agreement modifications associated with this ordinance.

SECTION 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: 1744-2008

Drafting Date: 10/27/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this ordinance is to authorize the Director of Finance and Management to enter into a purchase order with The Henry P. Thompson Company for the purchase of an Automated Chlorine Gas Valve System for the Division of Power and Water, Parsons Avenue Water Plant.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003064). Thirty-four (1-MBR, 1-F1, 32- MAJ) vendors were solicited and two bids (MAJ) were received and opened on October 23, 2008. An award is recommended to The Henry P. Thompson Company as the lowest, responsive, and responsible bidder, in the amount of \$68,900.00. A copy of the recommendation letter and bid tabulation are attached for review.

SUPPLIER: The Henry P. Thompson Company, CC# 310515994, expires 10/21/2010. They do not have MBE/FBE status.

FISCAL IMPACT: \$49,000.00 was budgeted in the Water Systems Operating Fund for this purchase. \$19,900.00 in additional funds will be reprioritized to accommodate this expenditure without increasing the existing budget. This ordinance is contingent upon the passage of Ordinance Number 1661-2008 transferring appropriations within the Water System Operating Fund.

There were no similar expenditures in 2006 or 2007.

Title

To authorize the Director of Finance and Management to enter into a purchase order with The Henry P. Thompson Company for the purchase of an Automated Chlorine Gas Valve System for the Division of Power and Water and to authorize the expenditure of \$68,900.00 from the Water System Operating Fund. (\$68,900.00)

Body

WHEREAS, the Purchasing Office opened formal bids on October 23, 2008 for the purchase of an Automated Chlorine

Gas Valve System for the Division of Power and Water, Parsons Avenue Water Plant; and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible bidder The Henry P. Thompson Company; and

WHEREAS, a purchase order will be issued by the Finance Department, Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA003064 on file in the Purchasing Office; now, therefore
BE IT ORADINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with The Henry P. Thompson Company for the purchase of an Automated Chlorine Gas Valve System for the Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. This ordinance is contingent upon passage of Ordinance Number 1661-2008.

SECTION 3. That the expenditure of \$68,900.00, or so much thereof as may be needed, be and the same hereby is authorized from the Water System Operating Fund, Fund No. 600, OCA 602540, Object Level 1: 06, Object Level 3: 6651.

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

Legislation Number: 1763-2008

Drafting Date: 10/30/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This Ordinance authorizes the Public Utilities Director to modify and increase the General Engineering Services contract with CH2M Hill Inc. for the Division of Power and Water, Contract No. 1091. Under this contract, the City procures professional engineering services on an as-needed basis. The original contract reserved the City the right to extend the contract for fiscal years 2008 through 2010.

The Division is requesting this modification #2 to the contract to fulfill its planned needs in 2009. The Division anticipates requesting a modification #3 to the contract to fulfill its planned needs in 2010. The work to be done in 2009 will be to continue the work for tasks that have already been initiated but not yet completed and to begin new tasks that are authorized. The following is a list of proposed new tasks for 2009:

1. Design of two new low service pumps to replace the existing Dublin Road Water Plant LSPs-2 & 5.
2. Design of Hap Cremean Water Plant backflow prevention system upgrades.
3. Design of Dublin Road Water Plant fluoride storage expansion.
4. Design of Dublin Road Water Plant HVAC upgrades.
5. Design of Parsons Avenue Water Plant chemical sump improvements.
6. Design of Dublin Road Water Plant chemical sump improvements.

1. Amount of additional funds to be expended: \$500,000

Original Contract Amount:	\$200,000
Modification #1:	\$300,000
Modification #2 (current):	<u>\$500,000</u>
Amount of original contract and 2 modifications:	\$1,000,000

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

This was a planned modification as indicated in the original authorizing legislation, Ordinance No. 1845-2006.

3. Reason other procurement processes are not used:

The work was bid out and planned for a total of 4 annual contracts. This is the second modification for the third year of

the annual contracts.

4. How cost of modification was determined:

In Schedule A of the original contract the hourly labor rates were delineated for the years 2007-2009. The cost of the modification was determined from the increased labor rates for 2009 and the estimated general engineering services needed to augment existing engineering personnel to fulfill the planned tasks of the Water Supply Group for 2009. This information was reviewed and approved by the Project Manager for the City Division of Power and Water.

Contract Compliance Info.: 59-0918189, expires 5/15/10, Majority

FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and a transfer of funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund as a temporary measure until such time as the proceeds from a bond sale can be made available. An amendment to the 2008 CIB is also necessary.

Title

To authorize the Director of Public Utilities to modify and increase the General Engineering Services contract with CH2M Hill Inc.; to authorize the transfer of \$211,334.78 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$288,665.22 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$500,000 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$500,000)

Body

WHEREAS, Contract No. EL006697 was authorized by Ordinance No.1845-2006, passed November 20, 2006, was executed December 27, 2006 and approved by the City Attorney on January 2, 2007; and

WHEREAS, Modification No. 1 EL007504 was authorized by Ordinance No. 1481-2007, passed October 22, 2007, was executed on December 27, 2006, and was approved by the City Attorney on January 2, 2007; and

WHEREAS, the contract needs modified a second time to continue the work for tasks that have already been initiated but not yet completed and to begin new tasks that are authorized for 2009; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; 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").

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power and Water, to authorize the Director of Public Utilities to modify and increase the General Engineering Services contract with CH2M Hill Inc., to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund, 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 Public Utilities Director is hereby authorized and directed to modify and increase the General Engineering Services contract with CH2M Hill Inc. in the amount of \$500,000.

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

SECTION 3. That the City Auditor is hereby authorized to transfer \$211,334.78 within the Division of Power and Water, Dept./Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6686, as follows:

Project No. | Project Name | OCA Code | change

690236 | Water Main Rehab | 642900 | -\$23,434.84

690474 | Morse Rd. 36" W.M. | 606474 | -\$158,032.03

690491 | HCWP External Masonry Rehab. | 606491 | -\$29,867.91

690446 | Gen'l Eng. Svcs. - Supply | 690446 | +\$211,334.78

SECTION 4. That from the unappropriated monies in the Water System Reserve 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, 2008, the sum of \$288,665.22, is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 5. That the City Auditor is hereby authorized and directed to transfer \$288,665.22, from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund, Fund No. 606, into the appropriate project account as specified within Section 7 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 6. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | change

690446-100000 | Gen'l Eng. Svcs. - Supply | \$300,000 | \$511,335 | +\$211,335

SECTION 7. That for the purpose of paying the cost of the contract modification, the appropriation and expenditure of \$500,000 or so much thereof as may be necessary be and hereby is authorized for the General Engineering Services - Supply Group project, to be expended as follows: Division of Power and Water, Dept./Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Project 690446, OCA Code 690446, Object Level One 06, Object Level Three 6686.

SECTION 8. 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 5 above, and said funds are hereby deemed appropriated for such purpose.

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 the City intends that this Ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$288,665.22 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the Water System Reserve Fund 603, which is the fund from which the advance for costs of the Project will be made.

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

Legislation Number: 1766-2008

Drafting Date: 10/31/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The following ordinance authorizes the Director of Public Utilities to modify a prior established contract, EL004602 executed August 19, 2004 and signed by the City Attorney on August 23, 2004, for professional services, with Barr & Prevost Engineering, and to expend the monies for payment of these services in relation to the Charleston Avenue Stormwater System Improvements Project.

This modification is for the re-design and revision of the existing construction plans and specifications that were prepared by the consultant to incorporate more stringent requirements of horizontal separation from 3 feet to 10 feet between storm sewers and waterlines set by the Ohio EPA.

FISCAL IMPACT: This ordinance authorizes the transfer and appropriation of funds from the Storm Sewer Reserve Fund and a transfer within the Storm Sewer Bond Fund for this expenditure. Sufficient authority for this expenditure is already in place under the 2008 Capital Improvements Budget. Monies for this contract will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

EMERGENCY JUSTIFICATION: Emergency status is not requested for this ordinance.

CONTRACT COMPLIANCE INFORMATION: 31-1347309 (Exp: 06/30/2009 (Status: MAJ-ASIAN)

Title

To authorize the Director of Public Utilities to modify the professional services contract with Barr & Prevost Engineering; to authorize the transfer and appropriation of \$20,000.00 from the Storm Sewer Reserve Fund; and to expend \$20,000.00 from the Storm Sewer Bond Fund for costs in connection with the Charleston Avenue Stormwater System Improvements Project, for the Division of Sewerage and Drainage. (\$20,000.00)

Body

WHEREAS, Auditor Contract No. AC022811, Ordinance No. 0842-2004 passed June 14, 2004 for purposes of authorizing the Director of Public Utilities to enter into a contract, EL004602 executed August 19, 2004 and signed by the City Attorney on August 23, 2004, for professional engineering services for the Charleston Avenue Stormwater System Improvements Project; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined that it is necessary to modify the subject contract to continue with the Charleston Avenue Stormwater System Improvements project; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project expenditure; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in SECTION 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, 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 Barr & Prevost Engineering, for the Charleston Avenue Stormwater System Improvements project, at the earliest practical date; Now,

Therefore,

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

SECTION 1. That from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, 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, 2008, the sum of \$20,000.00 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, OCA 690001, Obj.Lvl. One 10, Obj.Lvl. Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer a total of \$20,000.00, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the Charleston Avenue Stormwater System Improvements Project, 610742, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the \$20,000.00 is hereby appropriated for the Charleston Avenue Stormwater System Improvements Project, within the Voted Storm Sewer Bond Fund; Fund 685 | Dept./Div. 60-15 | Proj# 610742 | Charleston Avenue Stormwater System Improvements Project | Obj.Lvl. Three 6682 | OCA 685742.

SECTION 4. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

SECTION 5. That the City intends that this ordinance constitute an "official intent" for purposes of SECTION 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$20,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations SECTION 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 6. That the expenditure of \$20,000.00, or so much thereof as may be necessary from the Storm Sewer Bonds Fund, be and hereby is authorized as follows: Fund 685 | Dept./Div. 60-15 | Proj# 610742 | Charleston Avenue Stormwater System Improvements Project | Obj.Lvl. Three 6682 | OCA 685742.

SECTION 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the 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 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

Drafting Date: 11/02/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: In November of 1975, the City entered into a lease agreement with the County Commissioners of Franklin County, Ohio ("County") for the rental of a building to be constructed at 375 South High Street to house the Municipal Court and known as the Franklin County Municipal Court Building. The City's initial lease term under this agreement was for a period of twenty-seven (27) years and expired in 2006. As the City and County wished to modify lease terms, the City chose not to allow the lease to automatically renew for the automatic ten-year renewal term and terminated the lease agreement. The City has been has a holdover tenant in the building during the negotiation of a new lease with terms acceptable to both parties.

The City and County have now reached agreement on all terms and wish to enter into a new lease agreement. Under the terms of the new lease agreement the City will pay to the County as annual rent, the sum of the County's actual cost of janitorial services for the City's allocated space and the pro-rated cost of building casualty insurance allocated based on the square footage of the City's occupancy.

In addition, upon the City's expenditure of an accumulated total of \$30 million dollars in capital expense, but not later than December 31, 2030, the City shall have an option to take fee title to the building by payment of the Option Purchase Price as defined in the lease. The "Option Purchase Price" shall be fifteen per cent (15%) of the appraised fair market value of the Building less credits for the following:

- a. \$2,000,000.00 for the vacated right of way of Wall Alley and Noble Streets conveyed by Tenant to Landlord for its new courthouse, said property vacation shall be granted by Tenant to Landlord no later than sixty (60) days after the effective date of this Agreement;
- b. Any un-reimbursed expense incurred by the City in connection with relocation of utilities for the new courthouse; and
- c. Interest on the amounts set forth in a) and b) from January 1, 2008 until the date of City's Option Notice calculated each January 1st using City's average annual rate of interest earned on its investments for the previous twelve (12) months.
- d. Fifteen percent (15%) of City's capital improvement expenditures for improvements made, during the term of this Lease or renewal thereof, to: the building exterior; common areas; building electrical, plumbing and mechanical systems; and one hundred percent (100%) of City's capital improvement expenditures for improvements made to County's Reserved Premises.

The lease will be for a one-year term continuing automatically for successive one-year terms unless the City provides sixty (60) days written notice, prior to the end of the then current term, of its intent to terminate the lease.

Fiscal Impact: The estimated cost of this lease for 2009 term will be \$372,000.00.

Title

To authorize the Director of the Department of Finance and Management to execute a Lease Agreement with the County Commissioners of Franklin County for the building located at 375 S. High Street, and known as the Franklin County Municipal Court Building.

Body

WHEREAS, the City desires to enter into a lease agreement with the County Commissioners of Franklin County, Ohio for the rental of that certain real property located at 375 S. High Street, Columbus Ohio, commonly known as the Franklin county Municipal Court Building; and

WHEREAS, the aforementioned building will house the operations of the Municipal Court; and

WHEREAS, the lease agreement will contain an option to allow the City to take fee title to the building after meeting certain conditions and upon payment of the Option Purchase Price as defined in the lease; now, therefore:

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

SECTION 1. That the the Director of the Department of Finance and Management is hereby authorized to execute those documents approved by the Department of Law, Division of Real Estate, necessary to enter into a lease agreement by and between the City of Columbus, Ohio and the County Commissioners of Franklin County, Ohio for the real property located at 375 S. High Street, Columbus, Ohio 43215.

SECTION 2. That the terms and conditions of this lease shall be in a form approved by the City Attorney's office and shall include the following terms:

- a) The lease shall have an initial term of one (1) year commencing on March 1, 2009 and continuing automatically for successive one-year terms unless the City provides sixty (60) days written notice, prior to the expiration of the then current term, of its intention not to terminate the lease at the end of the term, and subject to the annual appropriation and certification of funds for payment of rent.
- b) The annual rent paid will be the sum of the County's actual cost operating cost to provide janitorial service to the space occupied or used by City and the pro-rated cost, based on the City's occupancy of the building casualty insurance, excluding any coverage for contents.
- c) Upon the City's expenditure of an accumulated total of \$30 million dollars in capital expense by no later than December 31, 2030, the City shall have an option to take fee title to the building upon proper notice and payment of the Option Purchase Price as defined in the lease.
- d) Such other terms and conditions as are required and/or approved by the City Attorney's Office.

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

Legislation Number: 1777-2008

Drafting Date: 11/03/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance amends the 2008 Capital Improvement Budget and authorizes the transfer of \$80,159.58 between projects within the Safety Bond Fund for the purchase of video security cameras. This ordinance also authorizes the Director of Finance, on behalf of the Division of Support Services, to enter into contract with Montgomery W. Mills Enterprises Inc. d/b/a Viper Protection Services for \$222,924.79 for the purchase and installation of twenty (20) Video Security Cameras, two (2) spares, and associated accessories for seven (7) Police and Fire radio communications tower sites throughout Franklin County. Support Services has reported several thefts of copper and related materials from the tower sites over the past year. The installation of the security systems will deter these thefts.

Bid Information: The Purchasing Office advertised and solicited competitive bids in accordance with the Columbus City Code, Section 329.06(a) bid SA003081. Seven (7) bids were received as follows:

- | | | |
|----|--|---------------|
| 1. | Montgomery W. Mills Enterprises Inc. d/b/a Viper Protection Services | \$222,924.79* |
| 2. | Netech Corp. | \$226,201.00 |
| 3. | Motorola, Inc. | \$228,050.30 |
| 4. | Microman, Inc. | \$236,241.77 |
| 5. | Bear Communications, Inc. | \$238,687.15 |
| 6. | TSI Total System Integration, Inc. | \$268,636.00 |

7. 12C

\$390,123.00

After careful review of the bids, the Division of Support Services recommends acceptance of the bid submitted by Montgomery W. Mills Enterprises, Inc. d/b/a Viper Protection Services as the best overall compliant bid.

* FBE

Contract Compliance: Montgomery W. Mills Enterprises, Inc. #311645196 Expires: 09/04/2010
d/b/a Viper Protection Services

FISCAL IMPACT: This ordinance authorizes an expenditure of \$222,924.79 from the Public Safety Voted Bond fund for video security systems at communication tower sites throughout Franklin County for the Support Services Division. The Public Safety Department is transferring funds within the Safety Voted Bond fund to enter into this contract.

Emergency Designation: Emergency designation is requested to ensure the continued reliability and security of the Police and Fire Radio Communications Tower Sites throughout Franklin County.

Title

To amend the Department of Public Safety's 2008 Capital Improvement budget, to authorize the City Auditor to transfer funds between projects in the Safety Voted Fund, to authorize and direct the Director of Finance, on behalf of the Division of Support Services, to enter into contract with Montgomery W. Mills Enterprises, Inc. d/b/a Viper Protection Services, for the purchase and installation of Video Security Cameras and associated accessories for Police and Fire radio communications tower sites, to authorize the expenditure of \$222,924.79 from the Public Safety's Voted Bond Fund, and to declare an emergency. (\$222,924.79)

Body

WHEREAS, it is necessary to amend the 2008 Capital Improvement Budget and to transfer funds within Safety Voted Bond Funds in order to purchase video security cameras, and

WHEREAS, the Division of Support Services, Department of Public Safety, must secure the Police and Fire Communications Radio Tower Sites, and

WHEREAS, bids were solicited for the purchase and installation of security cameras at these sites, and

WHEREAS, the Division of Support Services recommends acceptance of the bid received by Montgomery W. Mills Enterprises, Inc. d/b/a Viper Protection Services, as the best overall compliant bid, and

WHEREAS, an emergency exists in the daily operations of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to enter into contract for the purchase and installation of twenty (20) Video Security Cameras, two (2) spares, and associated accessories for seven (7) Police and Fire radio communications tower sites throughout Franklin County, in order to preserve the public peace, health, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the 2008 Capital Improvement Budget (ordinance No. 0690-2008) is hereby amended as follows:

PROJECT	PROJECT NO	CURRENT CIB	REVISED CIB
Police & Fire Comm. Sys. (Carryover)	320001-100000	300,001	380,161
Comm. Facility Renovation (Carryover)	457001-100000	94,188	14,028

SECTION 2. That the City Auditor is hereby authorized and directed to transfer funds within the Safety Capital

Improvement Fund as follows:

FROM:

Dept/Div: 30-02|Fund: 701|Project Number 457001|Project Name - Communication Facility Renovation|OCA Code 642629|Amount \$80,160.00

TO:

Dept/Div: 30-02|Fund: 701|Project Number 320001|Project Name - Police & Fire Communications Sys|OCA Code 642629|Amount \$80,160.00

SECTION 3. That the Director of Finance, on behalf of the Division of Support Services, be and is hereby authorized to enter into contract with Montgomery W. Mills Enterprises Inc., d/b/a Viper Protection Services, for the purchase and installation of twenty (20) Video Security Cameras, two (2) spares, and associated accessories for seven (7) Police and Fire Radio Communications Tower Sites throughout Franklin County.

SECTION 4. That for the purpose stated in Section 3 hereof, the expenditure of \$222,924.79 or so much thereof as may be needed, is hereby authorized from:

Div: 30-02 | Fund: 701 | Project: 320001 | OCA 642629 | Obj. Level: 3: 6644 | Amount: \$222,924.79

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 approved nor vetoes the same.

Legislation Number: 1778-2008

Drafting Date: 11/03/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City has determined it necessary to acquire easements in and to two separate properties, both owned by the Franklin County Board of Commissioners ("County"). One easement will run under Cooper Stadium and will hold a storm water sewer line. The second easement will be a temporary easement necessary to the construction of a sanitary sewer line in the Jackson Pike vicinity. The County has agreed to convey the necessary easements to the City. In consideration of the granting of the two easements the County will receive at total of \$120,000.00 and other valuable consideration from the City. The following legislation accepts the two easements from the County and authorizes the expenditure of \$120,000.00 in consideration of their granting.

Fiscal Impact: This ordinance authorizes the expenditure of \$80,000.00 from within the Sanitary Sewer Revenue Bonds Fund upon passage of this ordinance. It also authorizes the transfer and appropriation of \$40,000.00 from the Storm Sewer Reserve Fund and a transfer within the Storm Sewer Bond Fund for this expenditure. Monies for the Storm expenditures will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

Emergency Justification: Emergency action is required to obtain easement before the scheduled conveyance of the Cooper Stadium property to a third party.

Title

To authorize the purchase of two easements from the Board of Commissioners for Division of Sewerage and Drainage of Franklin County; to authorize the expenditure of \$80,000.00 from the Sanitary Sewer Revenue Bonds Fund; to authorize the transfer and appropriation of \$40,000.00 from the Storm Sewer Reserve Fund; to authorize the expenditure of \$40,000.00 from the Voted Storm Sewer Bonds fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$120,000.00)

Body

WHEREAS, the City has determined it necessary to acquire easements for two separate properties, both owned by the Franklin County Board of Commissioners ("County"); and

WHEREAS, the first easement is a storm sewer easement through the former Cooper Stadium property; and

WHEREAS, the second easement is a temporary easement necessary to the construction of improvements to the Jackson Pike Wastewater Treatment Plant; and

WHEREAS, the County has agreed to convey the necessary easements to the City; and

WHEREAS, in consideration of the granting of the necessary easements the County will receive \$120,000.00 from the City; and

WHEREAS, the following legislation accepts the two easements from the County and it is necessary for City Council to authorize the expenditure of \$80,000.00 from the Sanitary Sewer Revenue Bonds Fund & \$40,000.00 from the Storm Sewer Revenue Fund in consideration of their granting; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project expenditure; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to accept those easements from the Franklin County Board of Commissioners, for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City of Columbus hereby accepts the quitclaim deed of easements for a stormwater sewer as described:

CONTRACTOR PARKING AND MATERIAL LAYOUT

Situate in the State of Ohio, County of Franklin, Township of Franklin, City of Columbus, lying in Virginia Military Survey Number 424, and being an easement on over and across a 91.42 acre tract (Tract One), a 20.00 acre tract (Tract Two) as conveyed to The City of Columbus, Ohio by deed of record in Deed Book 389, Pages 131-133, all records of the Recorder's Office, Franklin County, Ohio, said easement being more particularly described as follows:

Begin for Reference at a Point in the centerline of State Route 104 (Jackson Pike) at centerline station 14+93.66 of Ohio Department of Transportation plan FRA 62-7.29;

Thence S 65°06'41" E, a distance of 42.31 feet, to a point, said point being in the easterly right-of-way line of said State Route 104 (Jackson Pike), said point also being the Point of True Beginning for the herein described easement:

Thence the following nine (9) courses and distances over and across said 91.42 acre tract (Tract

One), and said 20.00 acre tract (Tract Two):

1. S 43°05'11" E, a distance of 34.14 feet, to a point;
2. S 04°52'31" E, a distance of 109.92 feet, to a point;
3. S 14°31'47" E, a distance of 431.86 feet, to a point;
4. S 13°25'19" E, a distance of 190.72 feet, to a point;
5. S 14°01'24" E, a distance of 155.64 feet, to a point;
6. S 89°10'40" W, a distance of 219.64 feet, to a point;
7. Along a curve to the right, having a central angle of 18°32'48", a radius of 194.09 feet, an arc length of 62.83 feet, a chord bearing of N 81°32'56" W with a chord distance of 62.55 feet, to a point;
8. N 72°16'32" W, a distance of 298.99 feet, to a point;
9. Along a curve to the right, having a central angle of 35°44'31", a radius of 47.00 feet, an arc length of 29.32 feet, a chord bearing of N 54°48'29" W with a chord distance of 28.85 feet, to a point, said point being in the easterly right-of-way line of said State Route 104 (Jackson Pike);

Thence the following three (3) courses and distances along the easterly right-of-way line of said State Route 104 (Jackson Pike):

1. Along a curve to the right, having a central angle of 03°40'19", a radius of 2834.79 feet, an arc length of 181.67 feet, a chord bearing of N 23°03'09" E with a chord distance of 181.64 feet, to a point;
2. N 24°53'19" E, a distance of 532.51 feet, to a point;
3. N 29°47'16" E, a distance of 144.19 feet, to the Point of True Beginning, containing 6.301 acres (274,460.63 Sq. Ft.), more or less, and being subject to all easements, restrictions and rights-of-way of record.

The bearings shown in the above description are based on the grid bearing of N 24°53'19" E for the centerline of State Route 104 (Jackson Pike), as measured between M1 and M5 Jackson Pike Wastewater Treatment Plant Monuments, as determined by a GPS network of field observations performed in October, 2007.

R.D. Zande & Associates, Inc., Robert L. Clay, R.S. #S-8121, 10/29/07.

Franklin County Tax Parcel No. 010-095230

Section 2. That the City of Columbus hereby accepts the quitclaim deed of easement to the following described real property:

Description of 20' Wide Easement Area
Crossing the Cooper Stadium Property
City of Columbus, Ohio

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey 422, and being a 20 foot wide easement area over part of a 12.640 acre tract conveyed to the Franklin County Commissioners in Deed Book 3563, Page 298, being part of the property known as Cooper Stadium, all references are to records on file in the Recorder's Office, Franklin County, Ohio.

Beginning for reference at a rebar found with a cap stamped "Franklin County Engineer" at the northwest corner of said 12.640 acre tract, being the southwest corner of a 25.375 acre tract conveyed to Bishop Edward J. Herrmann of record in Deed Book 95, Page 589, and Deed Book 3377, Page 404, said 25.375 acres being part of Greenlawn Cemetery;

Thence North 71°09'57" East, along the north line of the 12.640 acre tract, the south line of the 25.375 acre tract, 328.22 feet to the point of beginning;

Thence North 71°09'57" East, continuing along said north line, 20.75 feet to a point;

Thence crossing said 12.640 acre tract the following 6 courses and distances:

1. South 34°15'51" East, 64.94 feet to a point;
2. South 61°28'09" East, 154.92 feet to a point;
3. South 42°07'42" East, 77.31 feet to a point;
4. South 32°15'06" East, 75.30 feet to a point;
5. South 51°20'51" East, 220.74 feet to a point;
6. South 31°06'08" East, 45.61 feet to a point in the south line of said 12.640 acre tract, the north line of a 3.369 acre tract conveyed to the Columbus Metropolitan Housing Authority in Official Record 01308 A03;

Thence South 81°13'13" West, with the south line of said 12.640 acre tract, 21.62 feet to a point:

Thence crossing said 12.640 acre tract the following 6 courses and distances:

1. North 31°06'08" West, 33.83 feet to a point;
2. North 51°20'51" West, 220.54 feet to a point;
3. North 32°15'06" West, 76.93 feet to a point;
4. North 42°07'42" West, 72.17 feet to a point;
5. North 61°28'09" West, 156.35 feet to a point;
6. North 34°15'51" West, 75.30 feet to the point of beginning.

Containing 0.292 acres of land.

For the purpose of this description, a bearing of North 71°09'57" East was used for the north line of the 12.640 acre tract according to an ALTA/ACSM Land Title Survey performed by the Franklin County Engineer dated June 19, 2008 and on file in the Engineer's Office.

Pomeroy & Associates, Ltd
Mark D. Power
Professional Surveyor No. 7935

(SEE DRAWING ATTACHED HERETO AS EXHIBIT "A" AND MADE A PART HEREOF)

Section 3. That from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, 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, 2008, the sum of \$40,000.00 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, OCA 690001, Obj.Lvl. One 10, Obj.Lvl. Three 5502.

Section 4. That the City Auditor is hereby authorized to transfer a total of \$40,000.00, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the Storm Sewer Contingency Project, 610855, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 5. That the \$40,000.00 is hereby appropriated for the Storm Sewer Contingency Project, within the Voted Storm Sewer Bond Fund; Fund 685 | Dept./Div. 60-15 | Proj# 610855 | Storm Sewer Contingency | Obj.Lvl. Three 6601 | OCA 685855.

Section 6. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

Section 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred

with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$40,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

Section 8. That for the purpose of paying the cost of the easements, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15, Fund 685, Project 610855, Object Level One 06, Object Level Three 6601, OCA Code 685855, Amount \$40,000.00.

Section 9. That for the purpose of paying the cost of the easements, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-05; Fund 665; JPWWTP Wet Weather Hydraulic Improvements; Project No. 650247; Object Level 6601; OCA Code 665247; Amount \$80,000.00.

Section 10. 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 11. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 12. 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 13. That for the reasons stated in the preamble hereto which is hereby made a part hereof this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1779-2008

Drafting Date: 11/03/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Recreation and Parks Department solicited bids for the Martin Luther King HVAC Improvements Project. Five (5) bids were received and opened by the Recreation and Parks Department on October 28, 2008. The bids are as follows:

<u>Vendor</u>	<u>Status</u>	<u>Amount</u>
Automatic Temperature Control & Process System	Majority	\$62,800.00
Aggressive Mechanical	Majority	\$83,300.00
TP Mechanical Contractors	Majority	\$92,400.00
Kirk Williams Company	Majority	\$95,757.00
General Temperature Control	Majority	\$96,000.00

It is the recommendation of the Recreation and Parks Department to award the bid to Automatic Temperature Control & Process System who submitted the lowest and best responsive and responsible bid.

In order to remedy the problems and piping with the chiller, the following HVAC improvements are needed and will be done according to the plans and specifications on file with the Recreation and Parks Department. The project will include the following:

HVAC

Install a primary, secondary pumping system. Re-balance the chilled water system, including the two (2) new pumps at full flow and all air handlers and fan coil units. Replace the 3-way chilled water valves at the four (4) air handlers (one (1) in the basement, one (1) in the dining area and two (2) in the east mechanical room); and at the basement and dining air handler, install balance valves in the return line and in the 3-way valve bypass lines. Replace the two-position cooling valves and check the operation of the thermostats at the stage and kitchen fan coil units. Install a glycol feed unit piped into the suction end of the primary pump. Install a new air compressor and refrigeration air dryer. Blow out the pneumatic control system in the building to eliminate water.

Electric

Install a new 200 amp switch in the existing 600 amp, 208 volt gear in the basement. From this switch wire over to a wire-way and tap off for two (2) new pump starters and a 24 pole, 100 amp panel for 120 volt loads. Wire the new air compressor from the existing gear. The air dryer will plug into the existing receptacle.

A project contingency in the amount of \$7,200.00 is included in this legislation .

The Contract Compliance Number for Automatic Temperature Control & Process System is #31-0846037 and the contract compliance is effective through 11/10/08.

Title

To authorize and direct the Director of Recreation and Parks to enter into a contract with Automatic Temperature Control & Process System for the Martin Luther King HVAC Improvements Project, and to authorize the expenditure of \$70,000.00 from the Voted 1999/2004 Recreation and Parks Bond Fund. (\$70,000.00)

Body

WHEREAS, bids were received by the Recreation and Parks Department on October 28, 2008 and the contract for the Martin Luther King HVAC Improvements Project will be awarded to Automatic Temperature Control & Process System on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, these improvements are necessary in order to remedy the HVAC problems and piping with the chiller at the Martin Luther King Arts Complex; 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 enter into contract with Automatic Temperature Control & Process System, in accordance with the plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$70,000.00, or so much thereof as may be necessary, be and is hereby authorized, to pay the cost thereof, as follows:

Voted 1999/2004 Recreation and Parks Bond Fund:

<u>Fund No.</u>	<u>Dept.</u>	<u>Project No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	510035	644526	6620	\$70,000.00

SECTION 3. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$7,200.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

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 legislation.

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

Legislation Number: 1790-2008

Drafting Date: 11/04/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The first alley west of St. Clair Avenue, from Second Avenue north to the first east/west alley north of Second Avenue, is publicly dedicated right-of-way currently controlled by the Department of Public Service. The City of Columbus, Recreation and Parks Department, has requested that this portion of this unnamed alley be abandoned as public right-of-way and this asset be transferred to the Recreation and Parks Department to facilitate a proposed recreation center expansion project for the Milo-Grogan Recreation Center.

After investigation is has been determined that there are utilities currently located within this right-of-way that must be protected through the retention of a general utility easement. A general utility easement will be retained for those utilities with facilities currently located within this area until such time as their relocation is complete. When the utility relocation is complete the retained general utility easement will be released.

Title

To abandon that portion of the first alley west of St. Clair Avenue from Second Avenue north to the first east/west alley north of Second Avenue as public right-of-way and to authorize the transfer of this asset from the Department of Public Service to the Recreation and Parks Department to facilitate a proposed recreation center expansion project for the Milo-Grogan Recreation Center.

Body

WHEREAS, the first alley west of St. Clair Avenue, from Second Avenue north to the first east/west alley north of Second Avenue, is publicly dedicated right-of-way currently controlled by the Department of Public Service; and

WHEREAS, the City of Columbus, Recreation and Parks Department, has requested that this portion of this unnamed alley be abandoned as public right-of-way and this asset be transferred to the Recreation and Parks Department to facilitate a proposed recreation center expansion project for the Milo-Grogan Recreation Center; and

WHEREAS, after investigation is has been determined that a general utility easement must be retained for those utilities with facilities currently located within this public right-of-way until such time as their relocation is complete, at which time the retained general utility easement will be released; now, therefore

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

Section 1. That the first alley west of St. Clair Avenue, from Second Avenue north to the first east/west alley north of Second Avenue be and hereby is abandoned as publicly dedicated right-of-way.

Section 2. That control of this asset shall be transferred from the Department of Public Service to the Recreation and Parks Department.

Section 3. That a general utility easement in, on, over, across and through the above described right-of-way shall be and hereby is retained for those utilities currently 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 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 further legislative action required.

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

Legislation Number: 1791-2008

Drafting Date: 11/04/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND

Centex Homes recently completed construction of a functional retaining wall adjacent to the Highland Pointe Condominium development along North Woods Boulevard. This retaining wall, which encroaches into the North Woods Boulevard right-of-way, was installed to protect the integrity of the adjacent 4 foot wide sidewalk. Centex Homes, on behalf of the Highland Pointe Condominium Association, has requested the City of Columbus grant an encroachment easement for this retaining wall. Review of the plans (Sidewalk & Driveway Approaches - North Woods Boulevard - East Side - 2379 DR. E.) indicates this retaining wall will not adversely affect any utilities along this portion of North Woods Boulevard. The following legislation will authorize the Director of the Department of Public Service to execute those documents prepared by the City Attorney's Office that will grant a 0.002 acre encroachment easement to the Highland Pointe Condominium Association and will detail the maintenance responsibilities associated with this encroachment easement.

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

TitleTo authorize the Director of Public Service to execute those documents necessary to grant a 0.002 acre encroachment easement to the Highland Pointe Condominium Association for a retaining wall installed to protect the integrity of the 4 foot wide sidewalk on the east side of North Woods Boulevard adjacent to the Highland Pointe Condominium development.

Body**WHEREAS,** Centex Homes recently completed construction of a functional retaining wall adjacent to the Highland Pointe Condominium development along North Woods Boulevard; and

WHEREAS, this retaining wall, which encroaches into the North Woods Boulevard right-of-way, was installed to protect the integrity of the adjacent 4 foot wide sidewalk; and

WHEREAS, Centex Homes, on behalf of the Highland Pointe Condominium Association, has requested the City of Columbus grant an encroachment easement for this retaining wall; and

WHEREAS, review of the plans (Sidewalk & Driveway Approaches - North Woods Boulevard - East Side - 2379 DR. E.) indicates this retaining wall will not adversely affect any utilities along this portion of North Woods Boulevard and.

WHEREAS, a value of \$500.00 has been established for the requested encroachment easement; now, therefore

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

Section 1. That the Director of the Department of Public Service be and is hereby authorized to execute those documents prepared by the City Attorney's Office that will grant the following described encroachment easement to the Highland Pointe Condominium Association and will detail the maintenance responsibilities associated with this encroachment easement:

0.002 Acre Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Section 2, Township 2, Range 18, United States Military Lands, being on, over and across the right-of-way of North Woods Boulevard as shown on the plat entitled "North Woods Section 4" of record in Plat Book 61, Page 81 and 82 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at the southwesterly corner of that 5.292 acre tract as conveyed to NNN Northwoods, LLC by deed of record in Instrument Number 200612080244874, at the northwesterly corner of "Highland Pointe Condominium" of record in Condominium Plat Book 186, Pages 81 thru 86, being on the easterly right-of-way line of said North Woods Boulevard;

Thence with said easterly right-of-way, with the arc of a curve to the left, having a central angle of 08°11'20", a radius of 295.00 feet, an arc length of 42.16 feet, a chord bearing and distance of South 15°43'10" West, 42.13 feet to a point;

Thence across the right-of-way of said North Woods Boulevard, the following courses and distances:

North 78°10'50" West, a distance of 2.00 feet to a point on the arc of a curve to the right;

With the arc of said curve, having a central angle of 08°26'11", a radius of 297.00 feet, an arc length of 43.75 feet, a chord bearing and distance of North 15°50'46" East, 43.71 feet to a point of tangency;

South 67°22'07" East, a distance of 2.00 feet to a point on the arc of a curve to the left, being on the easterly right-of-way line of said North Woods Boulevard;

Thence with said easterly right-of-way line, with the arc of said curve, having a central angle of 00°14'03", a radius of 295.00 feet, an arc length of 1.21 feet, a chord bearing and distance of South 19°55'52" West, 1.21 feet to the POINT OF BEGINNING and containing 0.002 acre of land, more or less.

EVANS, MECHWART, HAMBLETON & TILTON, INC.
Edward J. Miller
Registered Surveyor No. 8250

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

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

Legislation Number: 1797-2008

Drafting Date: 11/04/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Department of Public Safety, Division of Police is in need of additional funding for Centrex telephone services.

Bid Information: The Purchasing Office has set up a universal term contract with AT&T to provide Centrex services under

contract CT09759.

Contract Compliance No.: 363258076 - expires, 12/31/2009.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$100,000 from the 2008 General Fund Budget for Centrex telephone services. A total of \$100,000 has already been encumbered this year utilizing a city UTC. The Division of Police spent \$175,000.00 in 2007.

Emergency Designation: Emergency legislation is requested for this ordinance so as to allow for the purchase and continuation of the Centrex phone services for the operation of the Division of Police.

TitleTo authorize and direct the Finance and Management Director to issue a purchase order from the city's universal term contract for Centrex phone services to AT&T for the Division of Police, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

BodyWHEREAS, the additional funding is needed to continue Centrex phone services for the Division of Police; and

WHEREAS, the city has an universal term contract with AT&T for Centrex phone services; 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 issue a purchase order for Centrex phone services for the immediate preservation of the public peace, health, safety, and welfare; now therefore

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order to AT&T for Centrex phone services for the Division of Police, Department of Public Safety, on the basis of the City's universal term contract number CT09759.

SECTION 2. That the expenditure of \$100,000.00, or so thereof as may be needed, be and is hereby authorized as follows:

DEPT 30-03 | FUND 010 | OBJ. LEVEL 1 - 03 | OBJ. LEVEL 3 - 3320 | OCA 300301

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

Legislation Number: 1801-2008

Drafting Date: 11/05/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation is needed to enter into an agreement with the Ohio Traffic Safety Office (OTSO), State of Ohio, for the High Visibility Enforcement Overtime 2009 project and to appropriate funds to cover the costs of

this project. The OTSO works to reduce traffic related crashes to save lives and reduce injuries and economic loss. This project will target reducing fatal crashes by strict enforcement on speed, aggressive driving behaviors, OVI, seatbelt violations and driver inattention within the interstate system within the City of Columbus and major arterial streets during specific holiday and national mobilization periods. The agreement authorizes reimbursement for the overtime costs of sworn personnel working on the project. The funding for the agreement is dependent on federal funds from the US Department of Transportation for Federal Fiscal Year 2009 and follows that fiscal year period, October 1, 2008 through September 30, 2009.

EMERGENCY DESIGNATION: Emergency legislation is necessary to make funds available for the start-up of project activities during specified holiday periods in 2008.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$125,943.35 from the General Government Grant Fund for the Police Division, to cover costs associated with the High Visibility Enforcement Overtime 2009 project that seeks to reduce traffic deaths on the interstate highways due to excessive driving speed. All funds appropriated are reimbursable from the State of Ohio; therefore, there will be no effect on the financial status of the City General Fund.

Title

To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the High Visibility Enforcement Overtime 2009 project; to authorize an appropriation of \$125,943.35 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the High Visibility Enforcement Overtime 2009 project; and to declare an emergency. (\$125,943.35)

Body

WHEREAS, the Division of Police will work overtime on a project to target reducing fatal crashes by strict enforcement on speed, aggressive driving behaviors, OVI, seatbelt violations and driver inattention within the interstate system within the City of Columbus and major arterial streets during specific holiday and national mobilization periods; and

WHEREAS, the Ohio Traffic Safety Office (OTSO), State of Ohio, will provide funds through the High Visibility Enforcement Overtime 2009 project to the City of Columbus, Division of Police; and

WHEREAS, an appropriation is needed to cover the costs associated with the High Visibility Enforcement Overtime 2009 project; and

WHEREAS, the project period is October 1, 2008 through September 30, 2009 and funds need to be available as soon as possible for the specified holiday periods in 2008; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into the aforementioned agreement for the High Visibility Enforcement Overtime 2009 project and to appropriate \$125,943.35 for the project costs, thereby preserving the public peace, property, health, safety and welfare; now therefore

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

SECTION 1. That the Director of Public Safety is hereby authorized and directed to enter into agreement with the Ohio Traffic Safety Office, State of Ohio, to accept an award in the amount of \$125,943.35, which represents funding for the High Visibility Enforcement Overtime 2009 project.

SECTION 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period the sum of \$125,943.35 is appropriated as follows:

<u>DIV FUND</u>	<u>OBJ#1</u>	<u>OBJ#3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMOUNT</u>
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30-03	220	01	1127	339012	339012	\$ 7,046.44
30-03	220	01	1131	339012	339012	93,952.52
30-03	220	01	1161	339012	339012	18,320.74
30-03	220	01	1171	339012	339012	1,362.31
30-03	220	01	1173	339012	339012	5,261.34

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

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

Legislation Number: 1803-2008

Drafting Date: 11/05/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background

The City of Columbus, Ohio, holds title to an easement by virtue of a recorded deed of easement. Waterford Place Housing L.P., an Ohio limited partnership, has requested that said easement be released, in part, as described below in exchange for a previously granted replacement easement given to the City of Columbus, Ohio. After investigation by the Division of Sewerage and Drainage, it has been determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted at no charge. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release the desired sewer easement 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 a sanitary sewer easement at the request of the Waterford Place Housing L.P., in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

Body

WHEREAS, the City of Columbus, Ohio, holds title to an easement by virtue of a recorded deed of easement, Instrument Number 200602030022162; and

WHEREAS, Waterford Place Housing L.P., an Ohio limited partnership, has requested that said easement be released, in part, as described below in exchange for the replacement easement given to the City of Columbus, Ohio, Instrument Number 200808190126440; and

WHEREAS, the Division of Sewerage and Drainage has determined that the partial release of Instrument Number 200602030022162 will not adversely affect the City of Columbus and should be allowed at no charge; now and 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 by the Department of Law, Real Estate Division, necessary to release the sewer easements rights in the following described real property:

PARTIAL RELEASE OF EASEMENT

0.028 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 10, Township 11, Range 21, Congress Lands, being a 15 foot strip of land on, over, and across the 7.994 acre tract conveyed to Waterford Place Housing L.P. by deed of record in Instrument Number 20080926014283, (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning, for reference, in an easterly line of said 7.994 acre tract, at a common corner of the 0.052 acre tract conveyed to Shannon Green LLC by deed of record in Instrument Number 200806260098699, and the original 16.511 acre tract conveyed to Shannon Green LLC by deed of record in Instrument Number 200105150106436;

Thence N 04°10'02" E, with said easterly line, a distance of 50.14 feet, to the TRUE POINT OF BEGINNING;

Thence across said 7.994 acre tract, the following courses and distances:

N 85°49'58" W, a distance of 80.08 feet, to a point;

N 04°10'02" E, a distance of 15.00 feet, to a point;

S 85°49'58" E, a distance of 80.08 feet, to a point in said easterly line;

Thence S 04°10'02" W, a distance of 15.00 feet, with said easterly line, to the TRUE POINT OF BEGINNING, containing 0.028 acre, more or less.

EVANS, MECHWART, HAMBLEON & TILTON, INC.

Edward J. Miller Professional Surveyor No. 8250

Franklin County Tax Parcel Number: 010-285932

Prior Instrument Reference: 200602030022162

Recorder's Office Franklin County, Ohio

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

Legislation Number: 1809-2008

Drafting Date: 11/06/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: For the option to purchase Temporary Traffic Control and Safety Devices for the Transportation Division. The term of the proposed option contract would be two (2) years, with the option to extend the contract for one additional one-year extension. The Contract is through September 30, 2010. The Purchasing Office opened formal bids on June 19, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation SA002914. Thirty-Seven (37) bids were solicited (M1A: 0; F1: 2). Six (6) bids were received.

The recommendation from the Transportation Division was to award to the low bidder on twenty-three (23) of the

twenty-nine (29) items listed in the bid. For six of the items, the low bidder (Lightle Enterprises) did not meet the specifications for the type of sheeting requested. Lightle Enterprises bid a lesser sheeting, and therefore, their bid on those items (2, 2A, 3, 17, 19 and 20) was found to be non-responsive.

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

- Lightle Enterprises of Ohio, LLC, CC#208135704 (Expires April 19, 2009).
- Paul Peterson Co., CC#310868875 (Expires August 12, 2009)
- Safety Service Products, Inc., CC#310717946 (Expires November 21, 2009)
- Columbus Supply, CC#311571445 (Expires June 9, 2010)
- Jendco Safety Supply, CC#311286443 (Expires March 13, 2009)

Total Estimated Annual Expenditure: \$100,000.00

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

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Contract Account. The Transportation Division will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into five (5) contracts for the option to purchase Traffic Control and Safety Devices with Lightle Enterprises of Ohio, Paul Peterson Company, Safety Service Products, Columbus Supply and Jendco Safety Supply, to authorize the appropriation and expenditure of five (5) dollars to establish the contract from the Purchasing/UTC Account; and to declare an emergency. (\$5.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 19, 2008 and selected the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, because the Traffic Control and Safety Devices are used to direct traffic flow and protect City Employees on public roadways, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the City Agencies in that it is immediately necessary to enter into a contract for an option to purchase Temporary Traffic Control and Safety Devices, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Temporary Traffic Control and Safety Devices for the term ending September 30, 2010, with the option to extend the contract for one (1) additional year, in accordance with Solicitation No. SA002914 as follows:

Lightle Enterprises of Ohio, LLC, Item 1: Amount: \$1.00

Paul Peterson Company, Items 2, 3-8, 21, 22 : Amount \$1.00
Safety Service Products, Inc., Items 2A, 10-17, 19-20, 26-28 : Amount \$1.00
Columbus Supply, Item 9 : Amount \$1.00
Jendco Safety Supply, Items 18, 23-25 : Amount \$1.00

SECTION 2. That the expenditure of \$5.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1812-2008

Drafting Date: 11/06/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: An additional appropriation is needed to provide funds to pay sworn overtime for the ongoing Stop Teenage Opportunity to Purchase (S.T.O.P) Program. The Columbus Division of Police is collaborating with the Franklin County Sheriff's Office and other local law enforcement agencies to reduce alcohol purchases by juveniles throughout Franklin County. The S.T.O.P. program will provide reimbursement for the sworn overtime pay. Ordinance No. 1522-2007, passed October 1, 2007, authorizing an appropriation of \$20,000.00 for this on-going program.

FISCAL IMPACT: This ordinance authorizes an additional appropriation of \$25,00.00 in the General Government Grant Fund to cover the costs associated with the S.T.O.P program sponsored by the Franklin County Sheriff's office. The Division's General Fund overtime expenditure will be reimbursed with funds from the S.T.O.P. program. Therefore there will be no net effect on the financial status of the General Fund.

Emergency Designation: Emergency legislation is needed to make the appropriated funds available for city accounting activities in 2008 and 2009. Emergency status will allow the financial transactions to be posted in the City's accounting system as soon as possible.

Title

To authorize an additional appropriation of \$25,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the S.T.O.P. program; and to declare an emergency. (\$25,000.00)

Body

WHEREAS, the Columbus Division of Police will continue to participate on an overtime basis in S.T.O.P. program activities to reduce the alcohol purchases by juveniles; and

WHEREAS, the Franklin County Sheriff's Office has funding for the reimbursement of officer overtime pay for the S.T.O.P. program; and

WHEREAS, an additional appropriation is needed for the S.T.O.P. program; and

WHEREAS, this ordinance is submitted as an emergency to allow the financial transactions 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 Division of Police, Department of Public Safety, in that it is immediately necessary to appropriate additional funds for the S.T.O.P. program 2008 accounting and 2009 continuation for the preservation of public health, peace, property, safety and welfare; now therefore

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

SECTION 1. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the program period the sum of \$25,000 is appropriated as follows:

DIV 30-03| FD 220| OBJ#1 01| OBJ#3 1131| OCA 332010| GRANT 332010| AMOUNT 25,000.00|

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

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

Legislation Number: 1820-2008

Drafting Date: 11/07/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance will authorize various expenditures for labor, materials and equipment in conjunction with Swim Facility improvements. Improvements will include, but are not limited to, pool painting, leak detections and repairs, concrete work and fence repairs. All work will be based on three (3) estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Title

To authorize the expenditure of \$30,000.00 from the Voted 1999/2004 Recreation and Parks Bond Fund for Swim Facility Improvements. (\$30,000.00)

Body

WHEREAS, various Swim Facility improvements are necessary for the Recreation and Parks Department; and

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the purchase of labor, materials and equipment is necessary for various Swim Facility Improvements within the Recreation and Parks Department.

SECTION 2. That the expenditure of \$30,000.00, or so much thereof as may be necessary, be and is hereby authorized

from the Voted 1999/2004 Recreation and Parks Bond Fund No. 702, Dept. 51-01, as follows, to pay the cost thereof. All work will be based on three (3) estimates and will not exceed \$20,000.00 per contract or job.

<u>Fund Type</u>	<u>Project No.</u>	<u>Project Title</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	510011	Swim Facility	6620	644526	\$30,000.00

SECTION 3. 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 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1824-2008

Drafting Date: 11/07/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The City of Columbus Parking Violations Bureau has a contract with ACS State and Local Solutions for the processing of parking tickets issued by the City of Columbus. As a part of this agreement, the City has agreed to pay ACS, for the collection effort for tickets that remain unpaid after going through the entire noticing process. The collection rate for the fee is not to exceed 18 percent of the revenues collected. Funds collected in excess of the collection fee are placed in the General Fund, while all funds equal to the collection fee will be placed in the Collection Fees Fund, in a special sub fund entitled Delinquent Parking Tickets. This fund was established through Ordinance 0474-2003, that was passed on March 31, 2003.

ACS State and Local Solutions has the contract compliance number 131996647, which expires 6/10/10.

2. FISCAL IMPACT

There will be no fiscal impact, for the parking tickets that are pursued by ACS and fees associated with the secondary collection service. The cost is covered by the collection of said parking tickets. The General Fund will receive additional funds due to these collection efforts.

TitleTo authorize and direct the appropriation and expenditure of \$75,000.00 within the Collection Fee Fund for delinquent parking tickets collected by ACS for the Parking Violations Bureau. (\$75,000.00)

BodyWHEREAS, funds are received from the collection of delinquent parking tickets, and

WHEREAS, funds collected in excess of the collection fee are placed into the General Fund, while funds equal to the collection fees are placed in the Collection Fee Fund, in special sub fund entitled Delinquent Parking Tickets, and;

WHEREAS, it is necessary to authorize the appropriation and expenditure of Special Collection Fees to be paid to ACS State and Local Solutions for continued uninterrupted parking violation special collection processing there by 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 appropriation and expenditure of up to \$75,000.00 or so much thereof that may be necessary in regard to the action authorized above, be and is hereby authorized and approved as follows:

<u>FUND</u>	<u>Fund/SUB Fund</u>	<u>DEPT.</u>	<u>OCA</u>	<u>O.L. 1</u>	<u>O.L. 3</u>	<u>AMOUNT</u>
Collection Fee	295/003	59-06	590648	03	2295	\$75,000.00

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1829-2008

Drafting Date: 11/07/2008

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 professional construction management services contract with H. R. Gray & Associates, Inc. for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project. The amount requested under this ordinance for the H. R. Gray & Associates, Inc. construction management services contract is \$1,686,315.00. These funds are needed to continue construction management services through an extended period of construction.

This work is a continuation of Construction Management services for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project that has been ongoing under contracts with URS Corporation. The funding for the Construction Management efforts are being separated from the services performed by the Design Professional (the City is replacing URS with CPI for engineering services associated with the protective linings). The Division of Sewerage and Drainage has determined that these services cannot be performed by City personnel at this time, and has planned for the procurement of these services on a routine basis. The potential need for the work was foreseen and so stated in the original contract's explanation of legislation.

Per recommendation of legal council, H.R. Gray's (sub) services should be contracted directly through the City, instead of a subsidiary of the primaries contract, during dispute resolution of URS Corporations's (primary) pending legal concerns in relation to the BWARI project due to a potential contrast of interest between URS and H.R. Gray. Due to this and the need for continued work by H.R. Gray competitive bidding for this project was waived.

B.) Contract Compliance No.: 31-1050479 | Exp. Date: 1/17/2010 | MAJ

C.) Emergency Designation: Emergency designation is requested for this ordinance as the existing work is ongoing and integral to all dispute resolution efforts. This will also assure that the construction contract work may continue uninterrupted and avoid possible delays and to assure minimum final costs to the City in establishing these vital plant facilities.

2. FISCAL IMPACT:

This ordinance authorizes the transfer of funds from within the Sanitary Sewer Revenue Bonds Fund for this expenditure. Also, the 2008 Capital Improvements Budget is amended for this expenditure upon passage of this ordinance.

[Title](#)

To authorize the Director of Public Utilities to enter into a professional construction management services contract with H. R. Gray & Associates, Inc. for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project; to authorize the transfer of \$216,097 and expenditure of \$1,686,315.00 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget; to waive provisions of competitive bidding, for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,686,315.00)

[Body](#)

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into a professional construction management services contract with H. R. Gray & Associates, Inc., for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project; and

WHEREAS, waiver of competitive bidding provisions of the City Code is being requested; and

WHEREAS, it is necessary to authorize the transfer of funds within the Sanitary Sewer Revenue Bonds Fund to provide sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to approve the aforementioned necessary expenditure from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary for this Council to authorize the professional construction management services contract with H. R. Gray & Associates, Inc., which is necessary to continue construction for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project, at the earliest practicable date; for the immediate preservation of the public health, peace, property, and safety; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to execute a professional construction management services contract in the amount of \$1,686,315.00 with H. R. Gray & Associates, Inc., 3770 Ridge Mill Dr., Columbus, Ohio 43026, for the BWARI Tunnel Project, BOAS Tunnel Project, and Air Quality Control Facility Project in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 2. That in accordance with Section 329.27 of the Columbus City Codes, the Columbus City Council finds it in the best interest of the City of Columbus to waive formal competitive bidding requirements as they pertain to the action authorized in SECTION 1 of this ordinance and that Sections 329.06 and 329.07 of the Columbus City Codes are hereby waived.

Section 3. That the City Auditor is hereby authorized to transfer and appropriate \$216,097.00 within the Sanitary Sewer Revenue Bonds Fund, Fund 665; Object Level Three 6678; Division of Sewerage and Drainage; Div. 60-05:

FROM:

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

650491 | Big Walnut/Rickenbacker Sanitary | 665491 | -\$216,097.00

TO:

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

650430 | Big Walnut Outfall | 665430 | \$216,097.00

Section 4. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 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)

650491-10002 | Big Walnut/ Rickenbacker San | \$1,800,000 | \$250,000 | (-\$1,550,000)

650491-10003 | Big Walnut/ Rickenbacker San | \$1,044,000 | \$957,685 | (-\$86,315)

650430-10001 | Big Walnut Outfall | \$0.00 | \$216,097 | (+\$216,097)

650491-10001 | Big Walnut/ Rickenbacker San | \$250,000 | \$1,670,218 | (+\$1,420,218)

Section 5. That for the purpose of paying the cost of the professional construction management services contract, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-05 | Fund 665 | Object Level Three 6678:

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

650491 | Big Walnut/Rickenbacker Sanitary | OCA Code 665491 | Amount \$1,470,218

650430 | Big Walnut Outfall | OCA Code 665430 | Amount \$216,097

(NOTE for Purchase Order: 650430.1 = \$85,732 and 650430.1B = \$130,365)

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

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

Legislation Number: 1835-2008

Drafting Date: 11/10/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Columbus Fire Chief to accept a grant award of \$2,000.00 from State Farm Insurance under its Good Neighbor Citizenship (GNC) grant program. The funds will be used to purchase smoke detectors for the Fire Division smoke detector distribution program. The legislation will also appropriate \$2,000.00 for the grant.

FISCAL IMPACT: This ordinance appropriates \$2,000.00 in the Special Revenue fund for the purchase of smoke detectors for distribution by Columbus Fire Fighters. There is no required city match for this grant. Therefore, there is no cost to the General Fund for the acquisition of these smoke detectors by the Fire Division.

EMERGENCY LEGISLATION: The Fire Division needs to replenish its stock of smoke detectors. This emergency ordinance will allow the timely purchase of smoke detectors.

Title

To authorize the Columbus Fire Chief to accept a grant award from State Farm Insurance for the purchase of smoke detectors for the Fire Division distribution program, to appropriate \$2,000.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency. (\$2,000.00)

Body

WHEREAS, the Columbus Division of Fire received a grant award from State Farm Insurance for the purchase of smoke detectors for the smoke detector distribution program, and

WHEREAS, it is in the best interest of the City of Columbus for the Fire Chief to accept this grant, and

WHEREAS, it is necessary to appropriate the funds from this grant in order to purchase smoke detectors, 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 authorize and direct the grant acceptance and appropriation of funds to enable the timely purchase of smoke detectors 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 Columbus Fire Chief be and he is hereby authorized and directed to accept a grant award in the amount of \$2,000.00 from State Farm Insurance for the purchase of smoke detectors for the distribution program.

SECTION 2. That from the unappropriated monies in the Special Revenue Private Grants Fund, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the fiscal year ending December 31, 2008, the sum of \$2,000.00 is appropriated to the Division of Fire as follows:

Division 30-04, Fund 291, Object Level 1, 2200, OCA 348021, Grant # 348021, Amount \$2,000.00

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

SECTION 4. That for 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: 1837-2008

Drafting Date: 11/11/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Police has been awarded a FY2008 Paul Coverdell National Forensic Science Improvement Act grant. This is a federal grant program from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice. The City must be a subgrantee to the State of Ohio Office of Criminal Justice Services to participate in this program according to the federal grant guidelines. Therefore, the Mayor is required to sign a subgrantee award to accept this award on behalf of the City. The official City program contact authorized to act in connection with this grant is Crime Lab Manager, Jami St. Clair. The grant program provides funds to improve forensic crime lab activities. This award will fund training and travel costs for Columbus Police Department forensic lab personnel to attend new and/or updated forensic training. The award is also to purchase furniture for the Crime Lab for a renovated area in the lab for drug and firearms identification, for personnel to perform administrative tasks, and provide more space in laboratory areas for casework analysis.

Emergency Designation: Emergency legislation is needed to make the grant funds available as quickly as possible for upcoming training registration deadlines and to begin the purchasing process procedures.

FISCAL IMPACT: This ordinance authorizes an acceptance of a grant in the amount of \$28,308.30 from the Federal government for training and office furniture for the city's Crime Lab. There will be no fiscal impact for the City General Fund account. All funds appropriated are reimbursable from the grant award.

Title

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2008 Paul Coverdell National Forensic Science Improvement Act via the State of Ohio Office of Criminal Justice Services; to authorize Jami St. Clair, Crime Lab Manager, as the official city representative to act in connection with the subgrant; to

authorize an appropriation of \$28,308.30 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the subgrant project, and to declare an emergency. (\$28,308.30)

Body

WHEREAS, the Division of Police has been awarded funding through the FY2008 Paul Coverdell National Forensic Sciences Improvement Act for the training of forensic lab personnel and the purchase of furniture for a renovated area in the crime lab for drug identification, firearms and questioned documents personnel to perform administrative tasks and provide more space in the laboratory areas for casework analysis; and

WHEREAS, advancing technology and crime lab employees have created a need for up-to-date and additional forensic science training and furniture for a renovated administrative work area to provide more space in the laboratory areas for casework analysis; and

WHEREAS, Crime Lab Manager, Jami St. Clair, has been identified as the official representative to act in connection with the FY2008 Paul Coverdell National Forensic Science Improvement Act Subgrant and to provide additional information as required; and

WHEREAS, this ordinance is being submitted as an emergency measure because the grant funds need to be made available as quickly as possible to register for training opportunities and begin the procedures for grant purchases; and

WHEREAS, an emergency exists in the daily operation of the City of Columbus in that it is immediately necessary to authorize the Mayor to accept a FY2008 Paul Coverdell National Forensic Science Improvement Act Subgrant for the Division of Police Crime Lab and to authorize an appropriation for the grant activities for the immediate preservation of the public health, peace, property, safety and welfare, now therefore

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

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to accept a FY2008 Paul Coverdell National Forensic Sciences Improvement Act Subgrant for specialized training and furniture for the Columbus Police Crime Lab.

SECTION 2. That Crime Lab Manager, Jami St. Clair, is designated as the official program contact and authorized to act in connection with the FY2008 Paul Coverdell Forensic Sciences Improvement Act Grant Program, and to provide any additional information required.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the subgrant award period the sum of \$28,308.30 is appropriated as follows:

DIV	FD	OBJ#1	OBJ#3	OCACD	GRANT	AMOUNT
30-03	220	02	2140	339032	339032	11,678.30
30-03	220	03	3330	339032	339032	10,730.00
30-03	220	03	3331	339032	339032	5,900.00

SECTION 4. That the monies appropriated in the foregoing Section 3 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Legislation Number: 1851-2008

Drafting Date: 11/12/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into contract on behalf of the Office of Construction Management with Smith Roofing, Ltd. for renovation of the roof at Fire Station No. 24, 1585 Morse Road. The current roof is an EPDM (ethylene propylene diene terpolymer) roof and is the last EPDM roof to be replaced by the Division of Fire. The current roof is approximately ten years old, the maximum life expectancy of an EPDM roof. The current roof is deteriorating and leaking and cannot be repaired. The renovation will consist of the replacement of the current roof with a granular-textured roof of modified bitumen asphalt. The contractor has sixty (60) days upon notification of the award of the contract to complete the project. The roof will include a two (2) year workmanship guarantee from the contractor and a thirty (30) year workmanship and material guarantee from the manufacturer.

Formal bids were solicited and four companies submitted bids on October 7, 2008 as follows: (+2 MBE, 0 FBE, 0 MBR)

+Smith Roofing, Ltd.	\$135,377.00	
General Maintenance & Engineering Co.		\$153,993.00
+Field Associates	\$158,700.00	
Harold J. Becker		\$182,895.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Smith Roofing, Ltd.

Emergency action is requested so that the contractor will be able to complete this project during good weather.

Smith Roofing, Ltd. Contract Compliance Number 31-1422838 expiration date 6/14/2009.

Fiscal Impact: The amount of this contract is \$135,377.00. The Division of Fire will provide funding for this project through the Safety Voted Bond Fund.

Title

To authorize the Finance and Management Director to enter into contract for the Office of Construction Management with Smith Roofing, Ltd. for the renovation of the roof at Fire Station No. 24, 1585 Morse Road; to authorize the expenditure of \$135,377.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$135,377.00)

Body

WHEREAS, the roof at Fire Station No. 24 is in disrepair and in need of replacement, and

WHEREAS, formal bids were solicited, and four companies responded, and

WHEREAS, Smith Roofing, Ltd. is the most responsive, responsible, and best bidder to complete the renovation of the roof at Fire Station No. 24, and

WHEREAS, an emergency exists in the usual daily operation of the Office of Construction Management in that it is immediately necessary to authorize the Finance and Management Director to enter into contract with Smith Roofing, Ltd for the renovation of the roof at Fire Station No. 24 in order to allow the project to be completed during good weather, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Finance and Management Director is hereby authorized to enter into contract for the Office of Construction Management with Smith Roofing, Ltd. for the renovation of the roof at Fire Station No. 24, 1585 Morse Road.

SECTION 2: That the expenditure of \$135,377.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-04
Fund: 701
Project: 340103
OCA Code: 644559
Object Level: 06
Object Level 3: 6620
Amount: \$135,377.00

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

SECTION 4. That for 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 and after its passage and approved by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1856-2008

Drafting Date: 11/12/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND

This ordinance authorizes the Administrative Judge of the Franklin County Municipal Court to accept a grant in the amount of \$39,443 from the State of Ohio, Crime Victim Assistance Office, and to appropriate from the unappropriated balance of the general government grant fund to the Probation Department of the Franklin County Municipal Court, the total amount of the grant. This grant will fund a portion of the salaries and fringe benefits of two (2) victim assistant staff for the continuation of a program to assist probation officers primarily in the domestic violence unit. The staff act as liaisons to the City Prosecutor and work with the victims of crime when a perpetrator has been placed on probation. In addition, this ordinance authorizes a transfer of \$69,000 from the Court's special revenue fund, probation fees as a grant match to fund the balance of the salaries and fringe benefits not funded by the State of Ohio.

FISCAL IMPACT

No general fund resources are needed as the grant match is available from the Court's special revenue fund, probation fees.

Emergency legislation is requested to expedite funding for the new grant cycle as close to its commencement on October 1, 2008 as possible.

Title

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the

State of Ohio, Crime Victims Assistance Office; to appropriate \$39,443 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court; to transfer \$69,000 from the Municipal Court special revenue fund, probation fees to the general government grant fund; and to declare an emergency. (\$108,443.00)

Body

WHEREAS, it is in the best interest of the City of Columbus to provide victim services in the Franklin County Municipal Court, Department of Probation Services; and

WHEREAS, a grant from the State of Ohio, Crime Victims Assistance Office in the amount of \$39,443 has been awarded to provide a portion of the personnel costs; and

WHEREAS, a grant match in the amount of \$69,000 will be provided by probation user fees for the remaining portion; and

WHEREAS, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to accept the aforementioned grant to continue probationary services in the area of victim assistance and to appropriate and transfer the necessary funds for the program thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

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

SECTION 1. That the Administrative Judge of the Franklin County Municipal Court be and is hereby authorized to accept a grant in the amount of \$39,443 from the State of Ohio, Crime Victims Assistance Office.

SECTION 2. That the City Auditor be and is hereby authorized and directed to transfer \$69,000 from the Franklin County Municipal Court, probation fees, fund number 227, subfund 003, oca 250324, object level 1 - 10, object level 3 - 5501 to the general government grant fund, fund number 220, grant number 258003, oca number 258003, object level 1 - 80, object level 3 - 0886.

SECTION 3. That from the unappropriated balance in the general government grant fund, fund 220, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the twelve months ending September 30, 2009, the sum of \$108,443 is appropriated to the Franklin County Municipal Court, department number 2501 as follows: grant number 258003, oca 258003, object level 1 - 01, object level 3 - 1101.

SECTION 4. That the expenditure of \$108,443 or as much as may be necessary is hereby authorized from the Franklin County Municipal Court, department number 2501, general government grant fund, fund 220, grant number 258003, oca 258003, object level 1 - 1101.

SECTION 5. That the monies appropriated in the foregoing Section 4 shall be paid upon the order of the Administrative Judge of the Franklin County Municipal Court and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 6. That at the end of the grant term, the City Auditor is authorized to transfer the unused portion of the grant match, returning the funds to the Franklin County Municipal Court, probation fees, fund number 227, subfund 003.

SECTION 7. That the City Auditor is authorized to make any accounting changes necessary to ensure that these transactions are properly accounted for and recorded accurately on the city's financial records.

SECTION 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1868-2008

Drafting Date: 11/13/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The need exist to amend Ordinance 1212-2007. This ordinance was approved by Columbus City Council on July 23, 2007. The ordinance authorized the Director of the Department of Development to enter into a Rickenbacker Community Reinvestment Area Agreement with Whirlpool Corporation, Penske and RREEF for 50%/15 years and a Jobs Creation Tax Credit Agreement of 65%/7 years with Whirlpool and Penske. An amendment is now needed to remove Penske from the Community Reinvestment Area Agreement and the Jobs Creation Tax Credit Agreement and substitute Kenco Logistic Services, LLC (Kenco). Kenco, a third party logistics company, provides logistic services for many fortune 500 companies. The company will assist Whirlpool with the creation of 301 new jobs. Whirlpool desires to consolidate two regional distribution centers and create a new 1,560,000 square feet facility in the Rickenbacker CRA. The new Regional Distribution Center will be one of ten centers located throughout the United States. Whirlpool plans to invest a total of \$162.8 million in the new facility. This investment includes \$57.7 million in new construction. The company also plans to create 301 jobs with an estimated payroll of \$8,772,284.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend Ordinance 1212-2007, passed by Columbus City Council on July 23, 2007, for the purpose of removing Penske as a party to both a Rickenbacker Community Reinvestment Area Agreement and a Jobs Creation Tax Credit Agreement and correctly substituting Kenco Logistic Services, LLC.

Body

WHEREAS, Columbus City Council passed Ordinance Number 1212-2007 on July 23, 2007; and

WHEREAS, the Ordinance authorized the Director of Development to enter into a Rickenbacker Community Reinvestment Area Agreement with Whirlpool Corporation, Penske and RREEF for 50%/15 years contingent upon certification by the Director of the State of Ohio Department of Development of the Rickenbacker Community Reinvestment Area and to enter into an Agreement for a Jobs Creation Tax Credit of 65%/7 years with Whirlpool and Penske; and

WHEREAS, Whirlpool desires to consolidate two regional distribution centers and create a new 1,560,000 square feet facility in the Rickenbacker CRA; and

WHEREAS, Whirlpool plans to invest \$162.8 million and create 301 full time permanent jobs and; and

WHEREAS, Kenco Logistic Services, LLC will assist Whirlpool with the creation of 301 new jobs; and

WHEREAS, the legislation should be amended to eliminate Penske and to include Kenco Logistic Services, LLC to assist with the creation of 301 new jobs; and

WHEREAS, the City desires to amend the ordinance and 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 Ordinance 1212-2007, passed by Columbus City Council on July 23, 2007, is hereby amended by removing Penske as a party to the Rickenbacker Community Reinvestment Area Agreement and a Jobs Creation Tax Credit Agreement and correctly substituting Kenco Logistic Services, LLC, to assist Whirlpool in the creation of 301 new jobs.

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

Legislation Number: 1872-2008

Drafting Date: 11/13/2008

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 Public Service Department - Transportation Division, to establish a purchase order for the Microsoft 2007 licenses from Software House International Inc (SHI) for approximately 295 users. As there are two different Microsoft Office releases currently in use, this purchase will allow the Transportation Division to standardize the licenses, will allow for the migration of all users to the same version, will ensure that all users within the Division can easily exchange documents, and receive additional functionality that will enhance daily operational performances. This purchase is needed prior to the end of December 2008.

The Department of Technology (DoT) exercised due diligence, utilizing services provided by the Purchasing Office, by completing the competitive bid process to comply with Columbus City Code Section 329. Through this process, formal bid information and documents were prepared and posted on the City's solicitation web site (Vendor Services - bid # SA003099), advertised in the City Bulletin on November 1, 2008 with a publish date of October 27, 2008. Out of this process, approximately eighty-six vendors were electronically contacted, with various registration certifications (MBR - Minority Business Registered, M1A-Minority, F1-Female and Majority). On November 6, 2008 the Purchasing Office received and opened (1) one bid from Software House International Inc. (SHI), with a total amount of \$95,863.10. Upon completion of reviewing the bid, it was recommended that the award be made to Software House International Inc. (SHI), in the amount of \$95,863.10, as their bid was deemed responsive, responsible and best bidder per specification.

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.

Fiscal Impact: This is the first time that the Department of Technology has made a purchase, for the Public Service Department, with respect to 2007 Microsoft licenses from Software House International Inc. (SHI). Funds for this purchase, totaling \$95,863.10 have been identified and are available within the 2008 Department of Technology's Information Services Fund.

Emergency Designation:

This ordinance is submitted as an emergency measure to allow funding to be available to cover the necessary purchase prior to December 2008 and to continue with services that are necessary to support daily operation activities.

Contract Compliance:

Software House International Inc. (SHI) CC #: 223009648 Expiration Date: 11/19/2009

Title

To authorize the Director of the Department of Finance and Management, for the Department of Technology, on behalf of the Public Service Department - Transportation Division, to establish a purchase order for Microsoft licenses from Software House International Inc (SHI); to authorize the expenditure of \$95,863.10 from the Department of Technology's Information Services Fund; and to declare an emergency. (\$95,863.10)

BodyWHEREAS, this legislation authorizes the Director of the Department of Finance and Management, for the Department of Technology, on behalf of the Public Service Department - Transportation Division, to establish a purchase order for 2007 Microsoft licenses from Software House International Inc (SHI) for approximately 295 users; and

WHEREAS, this purchase will allow the Transportation Division to standardize the licenses, will allow for the migration of all users to the same version, will ensure that all users within the Division can easily exchange documents, and receive additional functionality that will enhance daily operational performances; and

WHEREAS, the Department of Technology exercised due diligence by undergoing a formal bid process, completed by the Purchasing Office, in compliance with Columbus City Code Section 329; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of the Department of Finance and Management to establish a purchase order to continue with services that are necessary to support daily operation activities; 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 Director of the Department of Finance and Management, for the Department of Technology, on behalf of the Public Service Department - Transportation Division, is hereby authorized to establish a purchase order for the Microsoft 2007 licenses from Software House International Inc (SHI) for approximately 295 users, in the amount of \$95,863.10.

SECTION 2: That the expenditure of \$95,863.10 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.: 47-01|**Fund:** 514|**SubFund:**265|**OCA Code:** 514265|**Obj. Level 1:** 03|**Obj. Level 3:** 3358|**Amount:** \$82,148.90

Div.: 47-01|**Fund:** 514|**SubFund:** 599|**OCA Code:** 514599|**Obj. Level 1:** 03|**Obj. Level 3:** 3358|**Amount:** \$13,714.20

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

SECTION 4: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be 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: 1881-2008

Drafting Date: 11/14/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the Finance and Management Director to issue a purchase order for tires per the terms and conditions of a State of Ohio State Term Contract (\$25,000); authorizes the Finance and Management Director to issue various purchase orders for automotive parts, supplies, services, and accessories per the terms and conditions of Universal Term Contracts (UTC) (\$212,000); and authorizes the Finance and Management Director to issue blanket

purchase orders for OEM truck parts and services (\$116,417.40). The sum of these expenditures totals \$353,417.40.

Most of the service and parts contracts in this ordinance were previously established by either City UTCs or State of Ohio contracts; however, a UTC for every required heavy duty Original Equipment Manufacture (OEM) part or service can not be established. This ordinance is a companion to ordinance 1598-2008. Under 1598-2008 a formal competitive bidding process for Original Equipment Manufacture (OEM) was initiated. However, though eight vendors submitted bids, seven other vendors that sell essential parts for our heavy vehicle fleet did not. Some vendors either chose not to bid, or felt it was unnecessary for them to bid since they are the local authorized seller of specific OEM parts. This ordinance establishes contracts with eleven vendors. These vendors provide critical parts and services necessary to maintain our fleet. Fleet Management, in conjunction with the Purchasing Division, is continuing to attempt to create UTCs for these needs.

Fiscal Impact: This ordinance authorizes the expenditure of up to \$353,417.40. This amount will not exceed the Third Quarter Financial Review.

Emergency action is requested to ensure an uninterrupted supply of parts, supplies, and services to maintain the City's fleet.

Title

To authorize the Finance and Management Director to issue a purchase order for tires for the Fleet Management Division per the terms and conditions of a State of Ohio State Term Contract; to authorize the Finance and Management Director to issue various purchase orders for automotive parts, supplies, services, and accessories for the Fleet Management Division per the terms and conditions of various Universal Term Contracts; to authorize the Finance and Management Director to issue blanket purchase orders for automotive parts and services through waiving the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$353,417.40 from the Fleet Management Services Fund; and to declare an emergency (\$353,417.40).

Body

WHEREAS, the Finance and Management Department, Fleet Management Division, has a need to purchase tires for motorized equipment; and

WHEREAS, State Contract STS260 is available for the purchase of automotive and truck tires; and

WHEREAS, Fleet Management has a need to purchase automotive parts, supplies, services, and accessories for motorized equipment and Universal Term Contracts (UTC) for parts, supplies, services, and accessories have been established through the formal competitive bid process by the Purchasing Office; and

WHEREAS, the purchase of OEM truck parts and services were formally bid by the Purchasing Division and did not receive enough responsive bidders for the Fleet Management Division to acquire adequate parts; and

WHEREAS, it is in the best interest of the City of Columbus to waive formal competitive bidding requirements for the purchase of these automotive parts and services; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to authorize the expenditure of \$353,417.40 to ensure an uninterrupted supply of parts, supplies, and services to maintain the City's fleet, thereby preserving the public health, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized and directed to issue purchase order for the Fleet Management Division, per the terms and conditions of a State Term Schedule Contract, as follows:

State Bid STS260
WD Tire Warehouse
CC# 311138036 expires 3/31/11
Tires

Object Level Three 2282
Contract Expires - 8/19/10

SECTION 2. That the sum of \$25,000.00 or so much thereof as may be necessary, in regard to the action authorized in SECTION 2, is hereby authorized to be expended as follows:

Division: 45-05
Fund: 513
OCA Code: 451347
Object Level 1: 02
Object Level 3: 2282
Amount: \$25,000.00

SECTION 3. That the Finance and Management Director is hereby authorized to issue purchase orders for the Fleet Management Division, per the terms and conditions of Universal Term Contracts, as follows:

Crown Battery - FL003263
CC# 34-4481335 expires 05/31/09
Object Level Three 2283
Contract expires 10/16/10

Dick Masheter - FL003964
CC# 31-0729896 expires 03/31/10
Object Level Three 2284
Contract expires 03/03/10

SKINNER DIESEL SERVICES - FL003072
CC# 31-1132462 expires 03/31/09
Object Level Three 2284
Contract expires 09/24/09

AUTOMOTIVE DISTRIBUTORS - FL003295
CC# 31-1145093 expires 07/08/10
Object Level Three 2284
Contract expires 09/30/09

NAPA AUTO PARTS - FL004081
CC# 58-0254510 expires: 03/07/10
Object Level Three 2284
Contract expires 06/30/10

JACK DOHENY SUPPLIES - FL003121
CC# 38-3148955 expires 08/04/10
Object Level Three 2284
Contract expires 04/30/09

BELL EQUIPMENT - FL003748
CC# 38-1941706 expires: 09/30/09
Object Level Three 3373
Contract expires 11/05/10

FAS LUBE - FL003365
CC# 31-4412774 expires 08/31/09
Object Level Three 3373

Contract expires 08/05/2020

FLORA'S DIESEL REPAIR - FL004004
CC# 31-1202449 expires 01/14/10
Object Level Three 3373
Contract expires 03/31/10

TALIAFERRO ENTERPRISES - FL003279
CC# 31-1073146 expires 06/19/10
Object Level Three 3373
Contract expires 01/31/09

SECTION 4. That the sum of \$212,000.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, is hereby authorized to be expended as follows:

Division: 45-05
Fund: 513
OCA Code: 451347
Object Level 1: 02
Object Level 3: 2283
Amount: \$15,000.00

Division: 45-05
Fund: 513
OCA Code: 451347
Object Level 1: 02
Object Level 3: 2284
Amount: \$137,000.00

Object Level One 02 Total \$152,000.00

Division: 45-05
Fund: 513
OCA Code: 451347
Object Level 1: 03
Object Level 3: 3373
Amount: \$60,000.00

Object Level One 03 Total \$60,000.00

SECTION 5. That the Finance and Management Director is authorized to establish blanket purchase orders for OEM truck parts and services and necessary services without benefit of formal competitive bidding provided the blanket purchase orders are certified from the Auditor's Certificate established by this ordinance.

SECTION 6. That the vendors and amounts for parts and supplies and necessary services authorized by SECTION 5 of this ordinance will be certified from the Auditor's Certificate as follows:

<u>VENDOR</u>	<u>CC#</u>	<u>EXPIRES</u>	<u>OL3</u>
Burdick	311232766	06/20/09	2284
Carquest	311475987	04/05/09	2284
Cummins Bridgeway	113658572		2284
Driveline 1	311353823	03/30/09	2284
Franklin Equipment	421751501	09/03/10	2284
WW Grainger	361150280		2284

Schodorf Truck	314416487	04/23/10	2284
Southeastern Equipment	341503254	03/14/09	2284
Sutphen Corporation	310671786	03/03/10	2284
Tech Source	270528341	12/21/08	2284
Vermeer Sales & Service	363116243	04/24/10	2284

SECTION 7. That the sum of \$116,417.40, or so much thereof as may be necessary in regard to the action authorized in SECTION 6, is hereby authorized to be expended as follows:

Division: 45-05
Fund: 513
OCA Code: 451347
Object Level 1: 02
Object Level 3: 2284
Amount: \$116,417.40

SECTION 8. That in accordance with Section 329.27 of the Columbus City Codes, the Columbus City Council finds it in the best interest of the City of Columbus to waive formal competitive bidding requirements as they pertain to the action authorized in SECTIONS 6 and 7 of this ordinance and that Sections 329.06 and 329.07 of the Columbus City Codes are hereby waived.

SECTION 9. 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: 1885-2008

Drafting Date: 11/14/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Article 32.3 of the Collective Bargaining Contract with the American Federation of State, County, and Municipal Employees (AFSCME), Ohio Council 8, Local 1632 requires that any modifications to the contract be agreed between the parties. Memorandum of Understanding #2008-02 has been executed by the parties to amend Appendix A (classification listing) to adjust the pay assigned to the classification of Recreation Instructor in order to comply with State Issue 2, effective January 1, 2009.

The passage of this ordinance indicates City Council's acceptance of Memorandum of Understanding #2008-02, a copy of which is attached hereto.

Emergency action is recommended in order to comply with State Issue 2.

To accept Memorandum of Understanding #2008-02 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2008 through March 31, 2011; and to declare an emergency.

Body

WHEREAS, State Issue 2 was passed by the electorate on November 7, 2006; and

WHEREAS, representatives of AFSCME Ohio Council 8, Local 1632 entered into Memorandum of Understanding #2008-02, a copy of which is attached hereto, which amends Appendix A of the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2008 through March 31, 2011, in order to comply with State Issue 2; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, by accepting Memorandum of Understanding #2008-02, thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

Section 1. That Memorandum of Understanding #2008-02 amends the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2008 through March 31, 2011.

Section 2. That City Council, in the best interest of the City, hereby recognizes and accepts Memorandum of Understanding #2008-02, a copy of which is attached hereto, executed between representatives of the City and AFSCME, Ohio Council 8, Local 1632, to be effective January 1, 2009.

Section 3. 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: 1893-2008

Drafting Date: 11/17/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: Ordinance No. 1137-2007, approved on 7/23/07, rezoned that real property known as 2206 East Dublin-Granville Road (43054). As a part of the rezoning, a 70.8 +/- acre preservation area was created and permitted to be used as parkland conservation or an open green space. Per Ordinance 1137-2007, the Preservation Area is to be dedicated to the City of Columbus for the purposes of maintaining its natural environment, to topography and wetlands. As part of the transfer of the Preservation Area to the City, the New Albany Company LLC, an Ohio Limited Liability Company, has agreed that it will enter into an agreement with the City, wherein The New Albany Company, LLC associated with the donated real property through tax year 2008. It has been determined by the Recreation and Parks Department to be in the city's best interest to accept the donated preservation area. The following legislation authorizes acceptance of title to the donated real property on behalf of the City, and authorizes the Director of the Recreation and Parks Department to execute those documents relating to the allocation of taxes.

Fiscal Impact: N/A

Emergency Justification: In order to avoid the City becoming responsible for 2009 real estate taxes on the donated property, emergency action is requested as not to delay the City's acceptance of the donation and recording of the deed.

Title

To accept 70.8 +/- acres of real property donated to the City of Columbus by The New Albany Company, LLC, an Ohio Limited Liability Company, LLC for the purpose of preserving a wetland park; to authorize the Director of Recreation and Parks to execute an Agreement regarding Real Estate Taxes; and to declare an emergency.

Body

WHEREAS, Ordinance No. 1137-2007, approved on 7/23/07, rezoned that real property known as 2206 East Dublin-Granville Road (43054); and

WHEREAS, as a part of the rezoning, a 70.8 +/- acre preservation area was created and permitted to be used as parkland conservation or an open green space; and

WHEREAS, per Ordinance 1137-2007, the Preservation Area is to be dedicated to the City of Columbus for the purposes of maintaining its natural environment, to topography and wetlands; and

WHEREAS, as part of the transfer of the Preservation Area to the City, the New Albany Company, LLC has agreed that it will enter into an agreement with the City. Wherein The New Albany Company, LLC will pay all real estate taxes associated with the donated real property through tax year 2008; and

WHEREAS, it has been determined by the Recreation and Parks Department to be in the City's best interest to accept the donated preservation area into the Tax Agreement; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to accept the donated real property, as fully described in the body of this legislation, and to authorize the Director of the Department of Recreation and Parks to execute an Agreement regarding Real Estate Taxes between the City and the New Albany Company, LLC, as approved by the Department of Law, Real Estate Division, for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the Director of Recreations and Parks is hereby authorized, upon the execution of a Tax Agreement, to accept a deed, substantially similar to the attached, from the New Albany Company, LLC to be used for parkland and conservation of open space, as per Ordinance 1137-2007, said real property being described as:

70.774 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 3, Township 2, Range 16, United States Military Lands, being part of the original 78.37 acre tract conveyed to The New Albany Company, LLC by deeds of record in Official Record 12772 J15 and Instrument Number 199811120289607, and part of the original 89.603 acre tract conveyed to The New Albany Company, LLC by deeds of record in Official Record 15680 H04 and Instrument Number 199811120289607, (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at an iron pin set at the intersection of the westerly line of said original 78.37 acre tract, being the westerly line of said Range 16, and the northerly right-of-way line of Relocated State Route 161, being a common corner of Lot 99 of "Preston Commons Section 2", a subdivision of record in Plat Book 84, Page 66, and the 31.729 acre tract conveyed to State of Ohio by deed of record in Official Record 25998 B20;

Thence North 03° 41' 35" East, a distance of 2226.70 feet, with the westerly line of said original

78.37 acre tract, being the westerly line of said Range 16, and the easterly lines of said "Preston Commons Section 2", "Blendon Chase Condominium 7th Amendment", a condominium of record in Condominium Plat Book 91, Page 42, "Blendon Chase Condominium 6th Amendment", a condominium of record in Condominium Plat Book 90, Page 43, "Blendon Chase Condominium 8th Amendment", a condominium of record in Condominium Plat Book 94, Page 69, and the 63.551 acre tract conveyed to McCorkle Soaring Eagles LLC by deed of record in Instrument Number 200602150030059, to an iron pin set at a common corner of said original 78.37 acre tract and the 32.245 acre tract conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200507060131302;

Thence South 86° 24' 01" East, a distance of 750.94 feet, with the line common to said original 78.37 and said 32.245 acre tracts, to an iron pin set;

Thence North 03° 28' 31" East, a distance of 526.96 feet, continuing with said common line, to an iron pin set at the common corner of said original 78.37 and 32.245 acre tracts, and the 11.809 acre tract conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200506070109304;

Thence South 86° 00' 49" East, a distance of 481.31 feet, with the northerly lines of said original 78.37 and 89.603 acre tracts, and the southerly line of said 11.809 acre tract, to an iron pin set;

Thence across said original 89.603 acre tract, the following courses and distances

South 03° 59' 11" West, a distance of 102.56 feet, to an iron pin set;

South 46° 14' 47" West, a distance of 33.62 feet, to an iron pin set;

South 01° 03' 40" West, a distance of 54.03 feet, to an iron pin set;

South 12° 30' 00" East, a distance of 69.83 feet, to an iron pin set;

South 40° 17' 51" East, a distance of 64.82 feet, to an iron pin set;

South 10° 58' 44" West, a distance of 102.81 feet, to an iron pin set;

North 88° 32' 18" East, a distance of 103.02 feet, to an iron pin set;

South 31° 22' 00" East, a distance of 278.26 feet, to an iron pin set;

South 88° 46' 34" East, a distance of 42.79 feet, to an iron pin set;

South 00° 59' 10" East, a distance of 409.26 feet, to an iron pin set;

North 89° 42' 42" East, a distance of 66.89 feet, to an iron pin set;

South 52° 02' 40" East, a distance of 36.91 feet, to an iron pin set;

South 85° 44' 10" East, a distance of 29.52 feet, to an iron pin set;

South 15° 01' 39" East, a distance of 70.66 feet, to an iron pin set;

South 73° 32' 18" East, a distance of 16.94 feet, to an iron pin set;

South 86° 24' 01" East, a distance of 92.33 feet, to an iron pin set at a common corner of the remainder of said original 89.603 acre tract and said 31.729 acre tract, being the intersection of the westerly right-of-way line of Hamilton Road and the northerly right-of-way line of said relocated State Route 161;

Thence with the southerly lines of the remainders of said original 89.603 and 78.37 acre tracts, and said northerly right-of-way line, the following courses and distances:

South 06° 57' 24" West, a distance of 152.57 feet, to an iron pin set;

South 60° 54' 22" West, a distance of 207.81 feet, to an iron pin set;

South 40° 13' 56" West, a distance of 229.05 feet, to an iron pin set;

South 35° 05' 47" West, a distance of 407.01 feet, to an iron pin set;

South 49° 24' 01" West, a distance of 249.18 feet, to an iron pin set;

South 63° 16' 47" West, a distance of 1330.71 feet, to the POINT OF BEGINNING, containing 70.774 acres, more or less, of which 46.009 acres are in Parcel Number 010-212436, 21.169 acres are in Parcel Number 010-220083, and 3.596 acres are in Parcel Number 010-212435.

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.

The bearings herein are based on North 64° 59' 53" East for a portion of the centerline of Relocated State Route 161, as shown on the centerline survey plat of FRA-161-16.75/LIC-161-0.00, of record in Plat Book 78, Page 28.

EVANS, MECHWART, HAMBLETON, & TILTON, INC.

Heather L. King Date,

Section 2. That the Director of the Department of Recreation and Parks be, and hereby is, authorized to execute those documents necessary to enter into an "Agreement Regarding Real Estate Taxes, as prepared and/or approved by the Department of Law, Division of Real Estate.

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

Legislation Number: 1894-2008

Drafting Date: 11/17/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground:

This ordinance will authorize the Director of Recreation and Parks to submit a grant application to the Ohio Cultural Facilities Commission in the amount of \$1 million dollars for construction of a new water fountain in Bicentennial Park. The grant application process and administration of the grant will be performed by the Columbus Downtown Development Commission on behalf of the Recreation and Parks Department.

One of the key elements to the Scioto Mile is the construction of a new water fountain in Bicentennial Park.

Included in the revitalization of Bicentennial Park will be a stunning 15,000 square foot water fountain that will be a one-of-a-kind attraction for the entire region. The Bicentennial Park fountain will turn the Scioto Mile into the premier location for arts and culture, combining the gorgeous scenery of illuminated, moving water with a superb location for events, festivals, performances, art showcases, and concerts. The fountain will set the stage for a wide range of diverse and cultural activities on the Scioto Mile and especially in Bicentennial Park, with the new café, as well as a top-notch performance venue.

As the most prominent piece to the renovation, the Bicentennial Park fountain will be unique to Columbus and the entire area. It is envisioned as being that central, significant location on the Scioto Mile that people will come to over and over. As the centerpiece to the entire region's rich appreciation of the arts, the Bicentennial Park fountain will be a regional attraction, drawing people from near and far.

The fountain will be comprised of one-of-a-kind elements that will truly make it not only a landmark but a remarkable piece of art. The fountain will consist of several pools of water that can be computer programmed to make a myriad of different geometric shapes, providing images not seen with any other water feature. It will have interactive areas with access for children, as well as a central pool with a towering jet of water, making it a breathtaking element. A stone-paved plaza and an arcing seat-wall will be built adjacent to the fountain to provide an ideal place to enjoy the scenery during all seasons.

Special effect lighting for both day and night viewings will be another feature of the fountain. The projections will animate the water and give onlookers silhouettes and images to view.

The fountain will operate all year long, providing a cool place to meet in the warmer months, and will allow the natural freezing of water in the colder months to take over. This will give visitors the opportunity to view lighting shining through natural ice formations, formulating abstract imagery that can't be replicated by any person.

The park has been the location of some of the City's most popular events, including the Columbus Arts Festival and the Jazz and Rib Festival. By the city's bicentennial in 2012, the Bicentennial Park Fountain, along with new elements, will combine to give Columbus a new-and-improved Bicentennial Park. It is anticipated that the revitalization of the park will

allow for daily programming and events to occur there. Bicentennial Park will be the center for cultural happenings in central Ohio, and the community will associate it as the venue for such events.

Emergency action is requested to ensure the grant application can be submitted prior to the deadline.

Fiscal Impact: N/A

Title

To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Cultural Facilities Commission for the construction of a water fountain in Bicentennial Park, and to declare an emergency.

Body

WHEREAS, the Ohio Cultural Facilities Commission is accepting grant applications in the amount of \$1 million dollars; and

WHEREAS, the Recreation and Parks Department wishes to apply for said grant for the creation of the "Bicentennial Park Fountain"; and

WHEREAS, the Columbus Downtown Development Commission will perform the application process and administer the grant on behalf of the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to submit said grant application for the preservation of public health, peace, property and safety; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to submit a grant application to the Ohio Cultural Facilities Commission for the Bicentennial Park Fountain project.

SECTION 2. That this ordinance authorizes an application only and is not a commitment to expend City funds.

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

Legislation Number: 1896-2008

Drafting Date: 11/17/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation Background:

This legislation authorizes the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Intellinetics, Inc. to acquire additional licenses (needed for expanded users due to the added functionality provided by the Lawson application, formally known as CHRIS - Columbus Human Resource Information System), professional services, maintenance for a period of twelve months commencing on approval of a certified purchase order, training, and related services, of which this purchase will be utilized in conjunction with an existing Intellivue Document Management System. This system and application has enhanced job performance associated with human resource (HR) functions, such as but not limited to: electronic tracking of employment applications; electronic tracking of worker's compensation claims and accurate compliance with State and Federal regulations; and the ability to access documents electronically which currently exists in paper form. Also, the additional licenses and related services will expand the job performance enhancements to various agencies throughout the City.

This legislation requests the waiver of the competitive bidding process by allowing the needed purchase from a local vendor, Intellinetics, Inc., who provides on-site support as needed, and will be associated with the existing thirteen licenses currently utilized by the Department of Human Resources.

Fiscal Impact: This is the first time that the Department of Technology has made a purchase with Intellinetics, associated with the CHRIS project. Funding in the total amount of \$68,125.00, for this purchase is available in the Human Resource Information project, within the Information Services Bond Fund. The funds will cover the cost of licenses in the amount of \$37,500.00; professional services in the amount of \$18,760.00; maintenance for twelve months commencing on the date of an approved and certified purchase order, in the amount of \$5,625.00; and training in the amount of \$6,240.00.

Emergency Designation: This ordinance is submitted as an emergency measure to allow funding to be available to cover the necessary purchase prior to December 2008 and to continue with services that are necessary to support daily operation activities.

Contract Compliance: Intellinetics, Inc. - 31-1491111 Expiration Date: 11/19/2010

Title

To authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Intellinetics, Inc., for the purchase of an additional licenses, professional services, maintenance, and training associated with CHRIS and Intellivue Document Management system; and to waive the competitive bidding requirements of the Columbus City Codes; to authorize the expenditure of \$68,125.00 from the Information Services Bond Fund; and to declare an emergency. (\$68,125.00)

Body

WHEREAS, the Department of Technology has a need for to purchase an Intellivue Document Management system, for the Columbus Human Resources Information System (CHRIS), that will be utilized by various agencies within the City of Columbus, in relations to Human Resources (HR) functions, and

WHEREAS, the Department of Technology has an immediate need to request consideration of waiving the competitive bidding provisions of the Columbus City Code 329.27; thus allowing for the purchase of the additional licenses (needed for expanded users due to the added functionality provided by the Lawson application, formally known as CHRIS - Columbus Human Resource Information System), professional services, maintenance for a period of twelve months commencing on approval of a certified purchase order, training, and related services, and

WHEREAS, this system and application has enhanced job performance associated with human resource (HR) functions, such as yet not limited to electronic tracking of employment applications, electronic tracking of worker's compensation claims and accurate compliance with State and Federal regulations, the ability to access documents electronically which currently exists in paper form. Also, the additional licenses and related services will expand the job performance enhancements to various agencies throughout the City, and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, Department of Technology, in that it is immediately necessary to authorize the Finance and Management Director to establish a purchase order with Intellinetics, Inc., for an Intellivue Document Management system associated with the CHRIS Project and Lawson Software and that is is necessary to waive the competitive bidding requirements; for the immediate preservation of the public health, peace, property and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1: That the Finance and Management Director be and is hereby authorized to establish a purchase order, for an Intellivue Document Management system associated with the CHRIS Project and Lawson Software, with Intellinetics, Inc.,

in the amount of \$68,125.00.

SECTION 2: That the expenditure of \$68,125.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Div.: 47-02| **Fund:** 514| **Subfund:** 002| **Project Name:** Human Resources Information| **Project Number:** 470049| **OCA Code:** 514049| **Obj. Level 1:** 06 | **Obj. Level 3:** 6655| **Amount:** \$68,125.00

SECTION 3. That in accordance with Section 329 of the Columbus City Codes, City Council finds it to be in the best interest of the City of Columbus that the competitive bidding requirements of Section 329 of the Columbus City Codes be and are hereby waived.

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 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: 1897-2008

Drafting Date: 11/18/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to modify a contract for asbestos removal and enter into contract for the renovation of two air handlers at the Jerry Hammond Center, 1111 East Broad Street. This project is necessary in order to ensure the HVAC equipment operates correctly and the operations housed in the building are not interrupted.

A contract with Carrier Commercial Service will consist of replacing rusted out panels on air handler #1, and replacing coil sections and coils in air handler #3. However, before this work begins a second contract, with Ohio Technical Services, must be modified so that asbestos and related hazardous materials around the air handlers can be removed. Without this contract modification Carrier Commercial Service can not complete its renovation work. The contract with Ohio Technical Services was formally bid through SA002349. The contract term is April 1, 2008 through March 31, 2009.

Formal bids were solicited for the air handler renovations at the Jerry Hammond Center and three companies submitted bids on November 14, 2008 as follows (0 FBE, 0 MBE):

Carrier Commercial Service	\$44,887.00
Columbus Heating & Ventilation	\$64,568.00
General Temperature Control	\$66,500.00

The Real Estate Management Office recommends the bid award be made to the most responsive and responsible and best bidder, Carrier Commercial Service.

EMERGENCY ACTION is requested to ensure the renovation of air handlers at the Jerry Hammond Center, 1111 East Broad Street, do not fail thereby causing operational disruption for the building's tenants.

Carrier Commercial Service. Contract Compliance Number 06-0991716, expiration date 01/24/2009.
Ohio Technical Services. Contract Compliance Number 31-1640431, expiration date 04/27/2009.

FISCAL IMPACT: Sufficient funding is available in the 1111 East Broad Street Operations Fund. This expense was projected in the Third Quarterly Financial Review. It will require a transfer of \$9,161.40 from OL3 02 to OL3 03. The total amount authorized in this ordinance is \$57,582.00. This represents \$44,887.00 for Carrier Commercial Service and \$12,695.00 for Ohio Technical Services.

Title

To authorize the Finance and Management Director to enter into contract with Carrier Commercial Service for the renovation of air handlers at the Jerry Hammond Center; to authorize the Finance and Management Director to modify a contract with Ohio Technical Services for hazardous materials removal; to authorize the City Auditor to transfer \$9,161.40 within the 1111 East Broad Street Operations Fund; to authorize the expenditure of \$57,582.00 from the 1111 East Broad Street Operations Fund; and to declare an emergency. (\$57,582.00)

Body

WHEREAS, it is necessary to renovate air handlers at the Jerry Hammond Center, 1111 East Broad Street; and

WHEREAS, in order to accomplish this, the area must first be cleared of all asbestos and other hazardous material; and

WHEREAS, the Finance and Management Director will modify a contract with Ohio Technical Services to facilitate said removal; and

WHEREAS, the Office of Real Estate Management formally bid the renovation of the air handlers; and

WHEREAS, Carrier Commercial Service is the most responsive, responsible, and best bidder to complete the renovation of these air handlers; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Real Estate Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into contract with Carrier Commercial Service and Ohio Technical Services, for the renovation of air handlers at the Jerry Hammond Center, thereby ensuring that a necessary renovation of air handlers at the Jerry Hammond Center, 1111 East Broad Street, so that the HVAC equipment in the building does not fail, thereby causing operational disruption for the City offices located within, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into contract for the Real Estate Management Office with Carrier Commercial Service for the renovation of air handlers at the Jerry Hammond Center, 1111 East Broad Street.

SECTION 2. That the Finance and Management Director is hereby authorized to modify a contract with Ohio Technical Services per SA002349 so that asbestos and other hazardous material removal may occur at the Jerry Hammond Center, to facilitate the action authorized in SECTION 1.

SECTION 3. That the City Auditor is hereby authorized and directed to transfer funds within the 1111 East Broad Street Operations Fund as follows:

FROM:

Dept/Div: 45-07Fund: 294|OL1: 02|OL3: 2244 |OCA Code 294001|Amount \$9,161.40

TO:

Dept/Div: 45-07Fund: 294|OL1: 03|OL3: 3372 |OCA Code 294001|Amount \$9,161.40

SECTION 4. That the expenditure of \$57,582.00, or so much thereof as may be necessary in regard to the action

authorized in SECTIONS 1 and 2, be and is hereby authorized and approved as follows:

Division: 45-07
Fund: 294
OCA: 294001
Object Level 1: 03
Object Level 3: 3372
Amount: \$57,582.00

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

Legislation Number: 1902-2008

Drafting Date: 11/18/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Department of Development is proposing to enter into a Jobs Growth Incentive Agreement with Nationwide Children's Hospital, equal to thirty percent (30%) of the amount of new income tax withheld on employees for a term of up to 15 years, not to exceed \$15 million in consideration of Nationwide Children's Hospital proposed investment of \$842 million and the creation of 2400 permanent full-time jobs. Nationwide Children's Hospital is proposing to expand and is requesting a Jobs Growth Incentive.

Nationwide Children's Hospital is embarking on a strategic plan that includes \$842 million in investment to improve healthcare for all children, regardless of ability to pay. As part of the plan the hospital will be investing in 4 key areas, Research, Medical/Clinical staff expansion, Technology and Facilities. The net impact of this plan is 2400 jobs by 2013 and 4250 by 2020. Nationwide Children's Hospital currently employs 6800 employees and is home to The Research Institute, which is the 6th largest freestanding pediatric research enterprise in the country.

Emergency action is required in order to allow Nationwide Children's Hospital to begin investing and creating jobs as quickly as possible.

Fiscal Impact: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement with Nationwide Children's Hospital; and to declare an emergency.

Body

WHEREAS, the City desires to increase employment opportunities and encourage the creation of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, the Department of Development has received a completed application for the Jobs Growth Incentive from Nationwide Children's Hospital; and

WHEREAS, Nationwide Children's Hospital is proposing to invest \$842 million to accommodate expansion; and

WHEREAS, Nationwide Children's Hospital's will also retain 5,585 jobs, create 2400 new positions with an approximate annual payroll of \$168 million; and

WHEREAS, the City of Columbus desires to facilitate Nationwide Children's Hospital's future growth at the project site by the creation of new jobs; and

WHEREAS, Nationwide Children's Hospital has indicated that a Jobs Growth Incentive is crucial to its decision to go forward with the project in Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into said agreement to allow Nationwide Children's Hospital to begin investing and creating jobs as quickly as possible, all for the preservation of public health, peace, property and safety; **NOW THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a Jobs Growth Incentive with Nationwide Children's Hospital to pay annually an amount equal to thirty percent (30%) of the personal income tax withheld on new employees for a term of up to 15 years, not to exceed \$15 million, in consideration of Nationwide Children's Hospital's proposed investment of \$842 million and the creation of 2400 full-time permanent positions.

Section 2. Each year of the term of the agreement with Nationwide Children's Hospital the City's obligation to pay the incentive is expressly contingent upon the passage of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

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

Legislation Number: 1903-2008

Drafting Date: 11/18/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend existing city-wide UTC contracts for the option to purchase Computer Staff Augmentation Services to and including September 30, 2009. Extensions of these contracts are necessary to complete DOT projects for Workstation Rollout, Conversion of Shell files to Crystal Reports, WASIMS, and Sewer Web Rewrite (all Department of Public Utilities). Formal bids were opened by the Purchasing Office on October 27, 2005. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA001776). Six contracts were established in accordance with bids received. The following three contracts will be extended through

September 30, 2009.

FL003132, TEKsystems, CC# 52-2010575 Expires 5/15/2009 (MAJ)
FL003113, Sophisticated Systems, Inc. CC# 31-1303163 Expires 11/18/2010 (MBE)
FL003114, UNICON International, Inc. CC# 31-1306860 Expires 6/16/2009 (FBE)

1. Amount of additional funds: The estimated expenditure for these contracts is \$440,000.00 (\$ 306,477.00 of which is currently encumbered). The Departments of Technology and Public Utilities will obtain separate approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: There are currently twelve staff members working under the terms of this contract. It is in the City's best interest to retain those current staff members through the completion of their current projects.
3. Reason other procurement processes not used: New specifications are near completion and a new contract is anticipated to be completed prior to September 30, 2009.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

None of the companies listed are debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

FISCAL IMPACT: No funding is required to extend the option contracts. Various City agencies must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is be submitted as an emergency.

Title

To authorize and direct the Finance and Management Director to modify and extend the UTC for the option to purchase Computer Staff Augmentation Services with TEKsystems, Sophisticated Systems, Inc. and UNICON International, Inc. and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bidders; and

WHEREAS, vendors has agreed to extend FL003132, FL003113, and FL003114 at current prices and conditions to and including September 30, 2009, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide Computer Staff Augmentation Services, this is being submitted for approval as an emergency measure; and

WHEREAS, Computer Staff Augmentation Services is necessary to properly maintain numerous City facilities,

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to extend FL003132, FL003113, and FL003114 for an option to purchase Computer Staff Augmentation Services thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to modify and extend FL003132 with TEKsystems, FL003113 with Sophisticated Systems, Inc. and FL003114 with UNICON International, Inc. to and including September 30, 2009.

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

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

Legislation Number: 1904-2008

Drafting Date: 11/18/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: Ordinance No. 1268-2006, passed July 24, 2006 authorizing the City Attorney to acquire certain property rights, and to expend certain monies in connection with the Beulah Road Trunk Sewer Rehabilitation Project. The original amount of funding made available for this project was done with the understanding that additional monies may be needed at a later date. It is now necessary to authorize additional funding for costs in connection with this project.

Fiscal Impact: This ordinance authorizes the transfer of funds from within the Sanitary Sewer Revenue Bonds Fund for this expenditure. Also, the 2008 Capital Improvements Budget is amended for this expenditure upon passage of this ordinance.

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay.

Title

To authorize the City Attorney to acquire an additional fee simple title and lesser interests, and contract for additional professional services in connection with the Beulah Road Trunk Sewer Rehabilitation project; to authorize the transfer and expenditure of \$70,000.00 from within the Sanitary Sewer Revenue Bonds Fund; to amend the 2008 Capital Improvements Budget; and to declare an emergency. (\$70,000.00).

Body

WHEREAS, Ordinance No. 1268-2006, passed July 24, 2006 authorizing the City Attorney to acquire certain property rights, and to expend certain monies in connection with the Beulah Road Trunk Sewer Rehabilitation Project; and

WHEREAS, the original amount of funding made available for this project was done so with the understanding that additional monies may be needed at a later date; and

WHEREAS, it is necessary to authorize the transfer of funds within the Sanitary Sewer Revenue Bonds Fund to provide sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to approve the aforementioned necessary expenditure from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, an emergency exists in that it is immediately necessary to authorize additional funding in the amount of \$70,000.00, from the Beulah Road Trunk Sewer Rehabilitation Project, to pay professional service costs and other fees incidental to the acquisition of real estate for the above referenced project 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 Attorney be, and hereby is, authorized to acquire any additional fee simple title and lesser interests in and to certain parcels of real estate and to contract for additional professional services necessary in connection with the Beulah Road Trunk Sewer Rehabilitation Project.

Section 2. That the City Auditor is hereby authorized to transfer and appropriate \$70,000.00 within the Sanitary Sewer Revenue Bonds Fund, Fund 665; Object Level Three 6601; Division of Sewerage and Drainage; Div. 60-05:

FROM:

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

650618 | Chestnut St. Combined Sewer Rehab. | 665618 | \$70,000.00

TO:

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

650625 | Beulah Rd. Trunk Sewer Rehab. | 665625 | \$70,000.00

Section 3. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 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)

650618-100000 | Chestnut St. Combined Sewer Rehab. | \$994,000 | \$924,000 | (-\$70,000)

650625-100000 | Beulah Rd. Trunk Sewer Rehab. | \$2,456,902 | \$2,526,902 | (-\$70,000)

Section 4. That the expenditure of \$70,000.00, or so much thereof as may be necessary for the Beulah Road Trunk Sewer Rehabilitation Project from the Sanitary Sewer Revenue Bonds Fund for the acquisition (appropriation) of said real property interests determined to be necessary for the stated public purpose is hereby authorized:

Fund 665 | Div. 60-05 | Project# 650625 | OCA 665625 | ObjLv13: 6601 | \$70,000.00

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

Legislation Number: 1908-2008

Drafting Date: 11/19/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The Central Ohio Workforce Investment Corporation (COWIC) is responsible for determining policy on a

variety of workforce issues, recommending certification of training program providers and overseeing the establishment of the JobSight office centers for workforce development. The goal of the Central Ohio Workforce Investment Corporation is to ensure that Central Ohio's labor supply is prepared to meet the needs of local employers now and in the future.

Ordinance 0839-2007 authorized the City of Columbus to enter into a Memorandum of Understanding to define the roles and responsibilities for the workforce investment program.

It is necessary to repeal Ordinance 1065-2008, passed November 17, 2008 and enact this replacement legislation in order to correct a voting error.

Fiscal Impact: This legislation authorizes the appropriation and expenditure of \$50,000 under the terms of the Memorandum of Understanding.

Title

To authorize the appropriation of \$50,000 from the unappropriated balance of the Neighborhood Economic Development Fund; and to authorize the expenditure of \$50,000 from the Neighborhood Economic Development Fund to support the Central Ohio Workforce Investment Corporation; and to repeal Ordinance 1065-2008, passed November 17, 2008. (\$50,000.00)

Body

Whereas, the Central Ohio Workforce Investment Corporation (COWIC) is responsible for determining policy on a variety of workforce issues, recommending certification of training program providers and overseeing the establishment of the JobSight office centers for workforce development; and

Whereas, the goal of the Central Ohio Workforce Investment Corporation is to ensure that Central Ohio's labor supply is prepared to meet the needs of local employers now and in the future; and

Whereas, Ordinance 0839-2007 authorized the City of Columbus to enter into a Memorandum of Understanding to define the roles and responsibilities for the workforce investment program; and

Whereas, this ordinance is necessary to repeal Ordinance 1065-2008, passed November 17, 2008 to correct a voting error; and

Whereas, it is necessary to provide an appropriation and authorize the expenditure of \$50,000 as per the Memorandum of Understanding between the City of Columbus and the Central Ohio Workforce Investment Corporation; now, therefore,

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

Section 1. That from the unallocated monies in the Neighborhood Economic Development Fund, Fund No. 237, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31, 2008, the sum of \$50,000 be and hereby is appropriated to the Department of Development, Economic Development Division, Division 44-02, Object Level One 03, Object Level Three 3337, OCA Code 495032, Support of Community Agencies.

Section 2. That the expenditure of \$50,000, or so much thereof as may be necessary, be and is hereby authorized from the Department of Development, Economic Development Division, Division No. 44-02, Neighborhood Economic Development Fund, Fund 237, Object Level One 03, Object Level Three 3337, OCA Code 495032.

Section 3. That Ordinance 1065-2008, passed November 17, 2008 is 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: 1914-2008

Drafting Date: 11/20/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this legislation is to amend Ordinance No. 3106-96, enacted by Columbus City Council on December 16, 1996. The ordinance established a tax increment financing program to provide funding for infrastructure improvements to the Polaris Centers of Commerce development. This ordinance amends the 1996 ordinance to expand the areas covered by the original Polaris TIF. Columbus City Council approved the creation of the Polaris Tax Increment (TIF) on December 16, 1996. This original ordinance was amended on April 7, 2004, by Ordinance 627-2004, which added 82.45 +/- acres; and on May 16, 2005 a second amendment, Ordinance 1560-2005, which added 22 +/- acres to the Polaris TIF district. The present legislation is the third amendment of Ordinance 3106-96 and the purpose is to add 31.86 +/- acres to the Polaris TIF district. The additional acreage will help provide the revenues necessary to fund the cost of the public infrastructure improvements that benefit the district.

Emergency action is requested to avoid a delay in the commencement of the construction of the public improvements.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend Ordinance 3106-96 (the Polaris TIF) to declare improvements to certain additional parcels of real property to be a public purpose; to describe public improvements to be made to benefit those parcels; to require the owners thereof to make service payments in lieu of taxes used to pay for the costs of such public improvements; and to declare an emergency.

Body

WHEREAS, Section 5709.40 of the Ohio Revised Code (R.C) authorizes the legislative authority of a municipal corporation by ordinance to declare improvements to a parcel of real property located in a municipal corporation to be a public purpose; and

WHEREAS, the City of Columbus (the "City") in Ordinance No. 3106-96 (the "Original Ordinance") on December 16, 1996 determined that improvements to the property described on Exhibit A of that Original (the "Original Property") are or, upon completion, will be a public purpose and wish to expand the real property contained in the Original Ordinance; and

WHEREAS, the 31.86 +/- acres described in exhibit A-1 attached hereto (the "New Property") shall be added to the Original Property and collectively they shall become the current real property (the "Expanded Property"); and

WHEREAS, the New Property is located in the State of Ohio, County of Delaware and the City of Columbus; and

WHEREAS, the City has determined that it is necessary and appropriate, and in the best interest of the City to exempt the New Property and proposed improvements from taxation as permitted and provided in RC Section 5709.40 (B); and

WHEREAS, in accordance with R.C. Section 5709.42, the City has elected to direct and require the current and future owners of the New Property and any improvements thereon to make annual service payments in lieu of taxes to the Delaware County Treasurer on or before the final dates for payment of real estate taxes; and

WHEREAS, the City has created a municipal public improvement tax increment equivalent fund for receipt and deposit H of its portion of the service payments in lieu of taxes; and

WHEREAS, R.C. Section 5709.40(D) provides that the Ordinance shall designate specific public improvements made, to be made or in the process of being made by the municipal corporation that directly benefit or that once made will directly

benefit the Expanded Property, and these improvements are described in Exhibit B-1 of this Ordinance (the "Public Improvements"); and

WHEREAS, the City has determined that the proposed improvements to the New Property shall, during construction, and upon completion, place a direct additional demand on the Public Improvements or, to the extent the Public improvements have not been constructed, will place direct additional demand on the Public Improvements when completed; and

WHEREAS, the City has determined that the estimated percentage of the incremental demand placed on the Public Improvements that is or will be directly attributable to the proposed improvements on the Expanded Property is or will be one hundred percent(100%); and

WHEREAS, R.C. Section 5709.40(B) requires the legislative authority of a municipal corporation to specify in the ordinance adopted pursuant to such Section, the percentage of the proposed improvements to be exempted from taxation; and

WHEREAS, the City has determined that it is appropriate and in the best interest of the City to exempt one hundred percent (100%) of the New Property and the proposed improvements on the New Property from taxation to the extent permitted by R.C. Section 5709.40; and

WHEREAS, the City had determined that payments in lieu of real property taxes provided for in R.C. Section 5709.42 shall be paid to the Olentangy Local School District and the Delaware County Joint Vocational School District (collectively the "School District") in the amount of the real property taxes that the School District would collectively have been paid if the improvements had not been exempted from taxation for the Original Property and for the New Property; and

WHEREAS, notice of this proposed Ordinance has been delivered to the Board of Education Of the School District and the Delaware County Joint Vocational School District (Vocational School) on November 17, 2008 in accordance with and within the time period prescribed in R.C. Section 5709.40 (B)(2) and R.C. Section 5907.83; and

WHEREAS, the current and future owners of the New Property shall be required to make service payments in lieu of real property tax payments they would have made except for the exemption provided by this Ordinance and the Original Ordinance; and

WHEREAS, (i) current and future owner(s) shall be required to make service payments in lieu of the real property tax payments they would have made except for the exemptions provided by this Ordinance,(ii) N.P. Limited Partnership shall prepare and file with the Delaware County Recorder a declaration against new property owned by it which shall be covenants running with the property and which shall require the current and future owner(s) to make these services payments in lieu of real property tax payments, and(iii) the current and future owner(s) will agree, pursuant to such declaration, that the service payments in lieu of real property taxes shall constitute a lien on the property having the same force and effect as a lien on real property taxes; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is necessary to amend said ordinance to avoid a delay in the commencement of the construction of the public improvements, all for the preservation of the public health, property, safety and welfare; **NOW THEREFORE**,

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

Section 1. In accordance with R.C. Section 5709.40, the City hereby finds and determines that the increase in the assessed value Of the New Property and improvements thereto subsequent to the effective date of this Ordinance is and shall be a public purpose, which increase in assessed value of the New Property is added to the definition of Improvement in the Original Ordinance.

Section 2. The City hereby exempts one hundred percent (100%) of the increased real property valuation and the value of

the improvements on the New Property from taxation, as and when the improvement is made and the exemption claimed and allowed in a manner provided by law for the period set forth in this Ordinance.

Section 3. Subject to any real property tax abatement in effect as of the effective date of this Ordinance or granted hereafter, and as provided in Section 5709.42, the City hereby directs and requires the current and future owners of the New Property to make, on or before the final date for payment of real property taxes, annual service payments in lieu of real property taxes which were abated under this Ordinance.

Section 4. The City hereby directs and requires N.P. Limited Partnership to prepare and file with the Delaware County Recorder a declaration against such property owned by it, constituting part of the new property, which shall be a covenant running with the such property and which shall (i) requires the current and future owner(s) of the such property to make service payments in lieu of the real property tax payments they would have made except for the exemptions provided by this Ordinance, and (ii) make the current and future owner(s) acknowledge and agree that the service payments are payments in lieu of the real property taxes and shall constitute a lien on such property having the same priority and effect as the lien of real property taxes.

Section 5. In accordance with R.C. Section 5709.40 and R.C. Section 5709.42 and this Ordinance, the Delaware County Treasurer shall make payments in lieu of real property taxes to the School District, in an amount equal to the amount of real property taxes foregone by the School District because of the exemptions provided in this Ordinance.

Section 6. In accordance with R.C. Section 5709.42 and this Ordinance, after making each payment in lieu of real property taxes to the School District, the Delaware County Treasurer shall distribute the remainder of the service payments in lieu of these taxes to the City for deposit in the City's municipal public improvement tax increment equivalent fund.

Section 7. The public improvements described in Exhibit B-1 hereto made, to be made or in the process of being made by the City are hereby designated as part of the public improvements described in the Ordinance that directly benefit or that once made will directly benefit the Expanded Property; and that the service payments in lieu of real property taxes paid to the Delaware County Treasurer less the School Districts share, on the New Property shall be distributed to the City and paid into the municipal public improvement tax equivalent fund established in the Original Ordinance (the "Special Fund") for the purposes described in the Original Ordinance and Exhibit B-1 hereto.

Section 8. That portion of the payments in lieu of real property taxes to be paid to the School District on the New Property pursuant to this Ordinance and R.C. Sections 5709.40 and R.C. 5709.42 shall be paid directly to the Delaware County Treasurer.

Section 9. The exemption granted in this Ordinance shall commence on the effective date of this Ordinance, and shall end on the date provided in the Original Ordinance.

Section 10. Pursuant to R.C. Section 5709.40 the City Clerk is hereby directed to deliver a copy of this Ordinance to the Director of Development of the State of Ohio, the Delaware County Treasurer and the Delaware County Auditor within fifteen (15) days after the effective date of this Ordinance.

Section 11. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1915-2008

Drafting Date: 11/20/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The need exists to amend Ordinance Number 0795-2008. Columbus City Council approved the ordinance on May 12, 2008. The ordinance authorized the Director of the Department of Development to enter into a Job

Creation Tax Credit Agreement of sixty-five percent (65%) for a period of eight (8) years and a Jobs Growth Incentive Agreement of twenty-five percent (25%) for a period of five (5) years with Express, LLC and Express Holding, LLC. An amendment is now required to add the following affiliates of Express as grantees in the Agreements: Express Topco, LLC and Express Parent, LLC. Henceforth, all four entities will collectively be referred to herein as "Express".

Express, founded in 1980, is one of the 10 largest specialty retailers in the United States. Headquartered in Columbus, Ohio, Express started as a subsidiary of Limited Brands, Inc., starting with one store in Chicago, Illinois known as the Limited Express. The company presently has 620 retail operations and over 20,000 associates nationally. In July 2007, the company was purchased by Golden Gate Capital, which is a private equity firm based in San Francisco, California. Today, although under new management, Express continues to operate under its original name and maintains its reputation as a premium brand through innovative designs, competitive prices and consistent quality.

In order to successfully segregate Express operations from Limited Brands Inc., the company developed a comprehensive transition strategy that incorporates establishing a corporate headquarters in Columbus, Ohio. The headquarters will occupy approximately 200,000 square feet of the 1.2 million square feet of space leased from Limited Brands.

Express is proposing to invest approximately \$7.9 million to renovate and expand its corporate headquarters located at 1 Limited Parkway Columbus, Ohio. The company will retain 368 full-time permanent employees and create 120 new full-time permanent positions.

The State has approved a Jobs Creation Tax Credit of 60% for 8 years for Express.

Emergency action is requested in order to allow Express to begin investing and creating jobs as quickly as possible.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend Ordinance 0795-2008, passed by Columbus City Council on May 12, 2008, for the purpose of including the specified Express affiliates as grantees to the Job Creation Tax Credit Agreement and the Jobs Growth Incentive Agreement; and to declare an emergency.

Body

WHEREAS, pursuant to Ohio Revised Code Section 122.17, 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 on the City granting an amendment to ordinance 0795-2008, Express will expand its corporate headquarters located at 1 Limited Parkway Columbus, Ohio; and

WHEREAS, in connection with the Project, Express plan to make an investment equal to \$7,900,000; and

WHEREAS, in connection with the Project, Express plan to hire approximately 120 new full-time employees and retain 368 employees at the project site; and

WHEREAS, on May 12, 2008, Columbus City Council passed Ordinance 0795-2008 approving an eight year, 65% Job Creation Tax Credit and a five year, 25% Jobs Growth Incentive for Express, LLC and Express Holding, LLC in connection with the project; and

WHEREAS, the Ohio Department of Development approved a 60%/8 year Jobs Creation Tax Credit on April 28th, 2008 for Express; and

WHEREAS, subsequent to approval by council, Express determined that several new employees would be hired by one of four Express affiliates, which include Express LLC, Express Holding LLC, Express Topco LLC and Express Parent LLC; and

WHEREAS, Express, LLC and Express Holding, LLC seek to have the specified Express affiliates added as grantees to the City Job Creation Tax Credit Agreement and the Jobs Growth Incentive Agreement ; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Department of Development in that it is immediately necessary to seek an amendment from Columbus City Council for Ordinance 0795-2008 to include the specified Express affiliates in order to allow Express to begin investing and creating jobs as quickly as possible, thereby preserving the public health, peace, property and safety; **NOW THEREFORE**,

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

Section 1. That Ordinance 0795-2008 is hereby amended to add Express Topco, LLC, and Express Parent, LLC, to Express Holding, LLC and Express, LLC as grantees to the Job Creation Tax Credit and the Jobs Growth Incentive Agreements (collectively referred herein as "Express").

Section 2. That City Council hereby finds and determines that the project meets all the requirements of the City Act.

Section 3. That the City of Columbus Job Creation Tax Credit and the Jobs Growth Incentive Agreements are signed by Express and all its affiliates within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

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

Legislation Number: 1923-2008

Drafting Date: 11/20/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Background: This ordinance authorizes the transfer of \$803.74 within the Information Services Capital Fund, Fund No. 514. These unencumbered cash balances are a result various capital projects that have been completed and the balances are no longer required for the respective projects. These monies are being transferred to the Connectivity Project for future capital projects to be determined.

TitleTo Authorize the City Auditor to transfer funds, in the amount of \$803.74 within Information Services Capital Fund between various projects, and to declare an emergency. (\$803.74)

BodyWHEREAS, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary to pass this Ordinance as an emergency measure to allow the Department of Technology to have monies available for future projects 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 OHIO:

Section 1: That the City Auditor is hereby authorized to transfer funds within the Information Services Capital Funds,

Fund No. 514.

FROM:

Project Number: 470030, Hardware Upgrade | Fund: 514|Amount: \$193.84

Project Number: 470051, Operations Equipment Upgrade-Main Inserter| Fund: 514|Amount: \$609.90

TO:

Project Number: 470046, Connectivity Project| Fund: 514| Amount: \$803.74

Section 2: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after the passage and approval by the Mayor, or ten days after the passage if the Mayor neither approves nor vetoes the same.

**Attachment to Ordinance #1648-2008
Amending Management Compensation Plan (MCP) #1150-2007**

Section 1. That existing Section 5(D)-L112 of Ordinance No. 1150-2007 be amended to read as follows:

Ord. Sec.	Class Code	Class Title	Grade
5(D)-L119	0501	Legislative Assistant I (U)	88

Section 2. That existing Sections 5(E)-C210, 5(E)-D127, 5(E)-P062, and 5(E)-P063 of Ordinance No. 1150-2007 be amended to read as follows:

Ord. Sec.	Class Code	Class Title	Grade
5(E)-C210	0150	City Clerk (U)	96
5(E)-D127	0151	Deputy City Clerk (U)	95
5(E)-P062	0240	Parking Violations Coordinator (Violations Clerk)	95
5(E)-P063	0239	Parking Violations Assistant Coordinator	93

Section 3. That existing Sections 5(F)-L130, 5(F)-R063, 5(F)-R105, 5(F)-S290, 5(F)-S295, and 5(F)-S305 of Ordinance No. 1150-2007 be amended to read as follows effective January 1, 2009:

Ord. Sec.	Class Code	Class Title	Range
5(F)-L130	3183	Lifeguard (Seasonal)	\$7.30/hr. to \$12.50/hr.
5(F)-R063	3684	Recreation and Parks Aide (Seasonal)	\$7.30/hr. to \$11.50/hr.
5(F)-R105	3169	Recreation Playground Leader (Seasonal)	\$7.30/hr. to \$12.50/hr.
5(F)-S290	0781	Student Intern I	\$7.30/hr. to \$11.00/hr.
5(F)-S295	0782	Student Intern II	\$7.50/hr. to \$14.45/hr.
5(F)-S305	3680	Summer Worker	\$7.30/hr. to \$10.00/hr.

Section 4. That existing Sections 5(G)-C120, 5(G)-C122, 5(G)-C125, 5(G)-C130, 5(G)-C140, 5(G)-C165, and 5(G)-C170 of Ordinance No. 1150-2007 be amended to read as follows:

Ord. Sec.	Class Code	Class Title	Range
5(G)-C120	0022	Citizen Member, Board of Review of Electrical Contractors (U)	\$30/mtg., not to exceed \$30/month
5(G)-C122	0028	Citizen Member, Board of Review of General and Home Improvement Contractors (U)	\$30/mtg., not to exceed \$30/month
5(G)-C125	0021	Citizen Member, Board of Review of Plumbing and Sewer Contractors and Journeyman (U)	\$30/mtg., not to exceed \$30/month
5(G)-C130	0023	Citizen Member, Board of Review of Refrigerator Contractors (U)	\$30/mtg., not to exceed \$40/month
5(G)-C140	0020	Citizen Member, Board of Review of General and Limited Sign Erectors (U)	\$30/mtg., not to exceed \$30/month
5(G)-C165	0027	Citizen Member, Board of Review of Warm Air Heat and Air Conditioning Contractors (U)	\$30/mtg., not to exceed \$30/month
5(G)-C170	0032	Citizen Member, Property Maintenance Appeals Board	\$30/mtg., not to exceed \$60/month

Section 5. That Section 5 of Ordinance No. 1150-2007 be amended by enacting Section 5(D)-L121 as follows:

Ord. Sec.	Class Code	Class Title	Grade
5(D)-L121	0502	Legislative Assistant II (U)	89

Section 6. That Section 5 of Ordinance No. 1150-2007 be amended by enacting Section 5(E)-D158, 5(E)-I060, 5(E)-M111, 5(E)-P201, 5(E)-Q009, and 5(E)-T220 as follows:

Ord. Sec.	Class Code	Class Title	Grade
5(E)-D158	0229	Design and Construction Division Administrator	97
5(E)-I060	0604	Information Technology Account Coordinator	95*
5(E)-M111	0232	Mobility Options Division Administrator	97
5(E)-P201	0234	Planning and Operations Division Administrator	97
5(E)-Q009	0883	QWL Program Coordinator	90
5(E)-T220	1026	Transportation Operations Coordinator	96

**Contingent upon passage of the classification specification by the Civil Service Commission, which is expected to be at its November meeting.*

Section 7. That Section 12 of Ordinance No. 1150-2007 be amended by amending Section 12(B) as follows:

- (B) Vacation Accruals. Each full-time non-seasonal employee working a forty (40) hour workweek, except as otherwise provided in this Section, shall earn vacation in accordance with the following schedule:

Years of Service	Hours Per Pay Period	Days Per Year
Less than 3 years	3.077 hours	10 days
3 years but less than 6 years	4.924 hours	16 days
6 years but less than 13 years	7.077 hours	23 days
13 years but less than 20 years	8.000 hours	26 days
20 years but less than 25 years	8.616 hours	28 days
25 years or more	9.231 hours	30 days

- (1) In order to recruit qualified persons to positions of responsibility, appointing authorities, in their discretion, may give an employee receiving initial appointment to a position in the classified or unclassified service under Section 5(E) of this Ordinance more vacation leave than stated above, specifically sixteen (16) days or twenty-three (23) days per year, but not to exceed twenty-three (23) days per year, in appropriate circumstances. When awarding more vacation leave to a new employee, an Appointing Authority should consider the employee's qualifications and work experience, in both the private and public sectors; the level of responsibility required in the position, including the exercise of independent judgment, the need for discretion and confidentiality, and the ability to bind his/her Appointing Authority; as well as the availability of qualified persons to perform such jobs, and other pertinent market factors. If an Appointing Authority wishes to give a newly hired employee more vacation leave, his/her decision must be reviewed and approved by the Human Resources Director or designee before it takes effect.
- (2) ~~If an employee is or has been approved to start with vacation leave at a rate greater than ten (10) days, that accelerated schedule would continue to increase every three (3) years to the next level until the employee reaches twenty-three (23) days (i.e., if an employee receives sixteen (16) days of vacation upon initial hire, then the vacation days increase to twenty-three (23) days upon the employee reaching the three (3) years but less than six~~

~~(6) years group, and continues thereafter accordingly, but will not exceed twenty-three (23) days.~~

If an employee is or has been awarded vacation leave at a rate greater than ten (10) days pursuant to the preceding paragraph, the employee will move to each next accrual rate after each three (3) years of service, but not to exceed twenty-six (26) days of vacation. The employee would move to twenty-eight (28) days of vacation upon twenty (20) years of service. This provision is amended by Ordinance No. 1648-2008 and will apply retroactively without applying the use or lose provisions of Section 12(C); however, applicable adjustments will be made after January 25, 2009, but no later than April 18, 2009.

~~(2) Employees who are assigned an accrual rate of more than 3.077 hours of vacation leave per pay period when hired shall continue to accrue at that rate until they have completed the years of service necessary to accrue vacation leave at a higher rate as set forth in the above table.~~

- (3) Elected officials may, in their discretion, adopt the provisions of this section for purposes of recruiting qualified individuals.
- (4) Vacation accrual rates are based on total full-time service, including full-time service with the City of Columbus and, if applicable as provided herein, the State of Ohio and any of its political subdivisions.
- (5) For employees who were hired by the City prior to July 5, 1987, vacation accrual rates shall be based on the total of all periods of full-time employment with the City, the State of Ohio and any political subdivisions of the State.
- (6) For employees who were hired by the City after July 5, 1987, (except as provided in paragraph (8) below), vacation accrual rates shall be based on total periods of full-time employment with the City of Columbus.
- (7) An employee who has retired in accordance with the provisions of any retirement plan offered by the State and who is re-employed or hired by the City on or after June 24, 1987, shall not have his/her prior service with the State and any political subdivision of the State, including the City of Columbus, counted for the purpose of computing vacation leave.
- (8) Requests for recognition of periods of full-time service with the City for accrual rate purposes shall be made in writing and forwarded to the City Auditor through the Appointing Authority before adjustments can be made to the vacation accrual rate. An employee's vacation accrual rate will be adjusted to reflect periods of service as provided herein. The adjusted vacation accrual rate shall be applied prospectively.
- (9) Any periods of time in unpaid status of more than eight (8) hours, as outlined in Section 12(D) of this Ordinance, except for military leave without pay, will not be included in the computation of City service for the purpose of this Section 12(B). This computation will be used only for the purpose of determining the rate at which vacation is earned.

Section 8. That existing Sections 5(D)-L119, 5(E)-C070, 5(E)-C210, 5(E)-D127, 5(E)-P062, 5(E)-P063, 5(F)-L130, 5(F)-R063, 5(F)-R105, 5(F)-S290, 5(F)-S295, 5(F)-S305, 5(G)-C120,

5(G)-C122, 5(G)-C125, 5(G)-C130, 5(G)-C140, 5(G)-C165, 5(G)-C170, and 12(B) of Ordinance No. 1150-2007 are hereby repealed.

Section 9. 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 (10) 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 INSTANTLY AT:
<http://vendorservices.columbus.gov>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - December 10, 2008 9:00 am

SA003103 - Workers Compensation Cost Containment

1.1 Scope: It is the intent of the City of Columbus, Department of Human Resources, Employee Benefits/Risk Management section, to obtain formal bids to establish an agreement with a qualified contractor to provide cost containment services in the management of the its Workers? Compensation program. The term of the agreement will be from March 1, 2009 through February 29, 2012.

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ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Department of Human Resources of the City of Columbus, Ohio, at its office at 90 W. Broad St., 3rd Floor, Columbus Ohio, 43215, until 11:00 a.m. on Thursday, November 20, 2008, and publicly opened and read immediately thereafter for:

Workers' Compensation Cost Containment Services

The services for which proposals are invited consists of providing cost containment services including the verification of claims and premium rates, claims management and hearing representation on an as need basis, and other such work as may be necessary to complete the contract in accordance with the specifications.

Questions about the proposal should be directed to Midge Slemmer at (614) 645-8978 or tmslemmer@columbus.gov.

ORIGINAL PUBLISHING DATE: November 27, 2008

BID OPENING DATE - December 11, 2008 3:00 pm

SA003121 - MINNESOTA AVENUE IMPROVEMENTS

1.1 Scope: The City of Columbus, Public Service Department, Division of Transportation, is receiving proposals until 3:00 P.M., December 11 2008, for MINNESOTA AVENUE IMPROVEMENTS. The work for which proposals are invited consists full depth pavement replacement, curb and gutter, sidewalks, curb ramps, water line replacement, drainage improvements and such other work as may be necessary to complete the contract in accordance with the plans and specifications. The contract completion time is 100 calendar days from Notice to Proceed.

1.2 Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$25.00 for half size plans and \$50.00 for full size plans.

1.3 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 increase the bid. A pre-bid conference will be held for this project at 1:30 PM, December 1, 2008 at 1800 East 17th Avenue.

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: November 29, 2008

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BID OPENING DATE - December 12, 2008 11:00 am

SA003111 - POLICE DEPUTY CHIEF EXAM DEV. CONSULTING

1.1 Scope: The Columbus Civil Service Commission (CSC) intends to secure a consultant to develop, administer, and score a two-part promotional examination for the rank of Police Deputy Chief. The promotional examination provided by the consultant shall be valid, objective, job-related, fair, and provide all candidates an equal promotional opportunity to be successful in the examination process. Development of this examination shall not commence until the selected consultant is notified that there is a position in the rank of Columbus Police Deputy Chief that the City desires to fill. This notification to the consultant may be made as late as March 31st of 2011. If there is no position to be filled identified by March 31, 2011, any contractual agreement resulting from this Request For Proposal will expire with no financial liability on the part of the City of Columbus to the contracted consultant.

1.2 The purpose of this Request for Proposal (RFP) is to define the CSC's requirements, solicit proposals, and gain adequate information from which the City may evaluate the testing services. The selected consultant will be responsible, at a minimum, for providing the following exam-related deliverables:

- 1.2.1. Test Plan Report
- 1.2.2. Test Development Report
- 1.2.3. Work Sample Test Component
- 1.2.4. Oral Board Test Component
- 1.2.5. Test Administration
- 1.2.6. Test Grading
- 1.2.7. Test Summary Report
- 1.2.8. All conducted within specified timeline (see Attachment A)

1.3. General Requirements: CSC invites qualified offerors to propose a police deputy chief promotional examination process, related reports, and activities that include the following:

- 1.3.1. How the examination will be linked to the important aspects of the job as identified in the 2008 job analysis conducted by Columbus Civil Service Commission staff (see Attachment B).
- 1.3.2. General description of the intended use of Columbus Police Deputy Chiefs as subject matter experts (SMEs).
- 1.3.3. General description of the work sample component to be developed, including the development process.
- 1.3.4. General description of the oral board component to be developed, including the development process.
- 1.3.5. Description of the scoring procedures to be used.
- 1.3.6. Compliance with timelines.
- 1.3.7. Completion of reports as specified: test plan, test development and test summary reports.
- 1.3.8. General description of the rater training process.
- 1.3.9. General description of the administrative procedures.
- 1.3.10. Assurances that the timeline as attached will be met.

PLEASE SEE ALL ATTACHMENTS FOR COMPLETE DETAILS, REQUIREMENTS, AND

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INSTRUCTIONS FOR SUBMITTING PROPOSALS.

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: November 08, 2008

BID OPENING DATE - December 16, 2008 3:00 pm

SA003127 - r&p-goodale bikeway design

Professional Services
REQUEST FOR PROPOSAL
Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Department, 1111 East Broad Street, Columbus, Ohio, until 3:00 P.M., Tuesday, December 16, 2008, for professional design services for:

Goodale Street Bike Improvements
PID #83346

Six (6) copies of each proposal are required for submittal.

The scope of work shall be to provide complete design services to prepare construction plans and specifications for the construction of bikeway improvements to Goodale Street, from Olentangy River Road to the State Route 315 ramps. This will include modification of the Goodale Street bridge over SR 315 and the Olentangy River. Preparation of plans will be in accordance with ODOT and City of Columbus bikeway standards.

The format for procurement of these services will be per Section 329.12 of the Columbus City Code. Evaluation criteria shall include, but need not be limited to, the following: (1) the competence of the offeror to perform the required service as indicated by the technical training, education and experience of the offeror's personnel who would be assigned to perform the work; (2) the quality and feasibility of the offeror's technical proposal; (3) the ability of the offeror to perform the required service competently and expeditiously as indicated by the offeror's workload and the availability of necessary personnel, equipment and facilities; (4) past performance of the offeror as reflected by the evaluations of the City agency, other City agencies and other previous clients of the offeror with respect to such factors as quality of work, success in controlling costs, and success in meeting deadlines.

Request For Proposal Information Packet for this project is available from 8 A.M. to 5 P.M., Monday through Friday, beginning Monday, November 24, 2008, at Columbus Recreation and Parks Department, Jerry Hammond Government Center, 1111 East Broad Street, Columbus, OH 43205.

All design questions regarding the submittal should be directed to Brad Westall, 614-645-2441, E-Mail: brwestall@columbus.gov.

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All consultants will be subject to the provisions of the City of Columbus, Contract Compliance Program regarding equal employment opportunity.

ORIGINAL PUBLISHING DATE: November 25, 2008

SA003129 - R&P Goodale Street Bike Improvements

Professional Services

REQUEST FOR PROPOSAL

Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Department, 1111 East Broad Street, Columbus, Ohio, until 3:00 P.M., Tuesday, December 16, 2008, for professional design services for:

Goodale Street Bike Improvements

PID #83346

Six (6) copies of each proposal are required for submittal.

The scope of work shall be to provide complete design services to prepare construction plans and specifications for the construction of bikeway improvements to Goodale Street, from Olentangy River Road to the State Route 315 ramps. This will include modification of the Goodale Street bridge over SR 315 and the Olentangy River. Preparation of plans will be in accordance with ODOT and City of Columbus bikeway standards.

The format for procurement of these services will be per Section 329.12 of the Columbus City Code. Evaluation criteria shall include, but need not be limited to, the following: (1) the competence of the offeror to perform the required service as indicated by the technical training, education and experience of the offeror's personnel who would be assigned to perform the work; (2) the quality and feasibility of the offeror's technical proposal; (3) the ability of the offeror to perform the required service competently and expeditiously as indicated by the offeror's workload and the availability of necessary personnel, equipment and facilities; (4) past performance of the offeror as reflected by the evaluations of the City agency, other City agencies and other previous clients of the offeror with respect to such factors as quality of work, success in controlling costs, and success in meeting deadlines.

Request For Proposal Information Packet for this project is available from 8 A.M. to 5 P.M., Monday through Friday, beginning Monday, November 24, 2008, at Columbus Recreation and Parks Department, Jerry Hammond Government Center, 1111 East Broad Street, Columbus, OH 43205.

All design questions regarding the submittal should be directed to Brad Westall, 614-645-2441, E-Mail: brwestall@columbus.gov.

All consultants will be subject to the provisions of the City of Columbus, Contract Compliance Program regarding equal employment opportunity.

ORIGINAL PUBLISHING DATE: November 27, 2008

BID OPENING DATE - December 17, 2008 3:00 pm

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SA003105 - Catch Basin & Inlet Cleaning Services

SCOPE: Sealed proposals will be received by the Director of Public Utilities of the City of Columbus at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, Columbus, Ohio 43215 until 3:00 p.m., Local Time on Wednesday December 17, 2008, and publicly read at that hour in Department of Public Utilities Complex 910 Dublin Road, 1st Floor Auditorium, Columbus, OH 43215 for the following project: CATCH BASIN AND INLET CLEANING SERVICES.

The City of Columbus, Division of Sewerage and Drainage, Sewer Maintenance Operations Center is seeking bids for Catch Basin and Inlet Cleaning services by a qualified contractor. The work will consist of removing and disposing of debris from storm drainage catch basins, storm drainage inlets, manholes, mainline sewers and the entire length of lead lines at locations designated by the City's representative and according to the described requirements in this specification

CLASSIFICATION: The contractor shall provide all equipment and materials necessary to perform work under this contract. A list of catch basins, inlets and sewer lines to be cleaned will be furnished to the Contractor by the City's representative. The contract is for a period of one (1) year with the option to renew for two (2) additional years on a year to year basis.

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: November 04, 2008

SA003123 - SMOKY ROW BOOSTER STATION MOTOR CONTROL

SCOPE: The City of Columbus Department of Public Utilities, Division of Power & Water is receiving proposals for the Smoky Row Booster Station Motor Control Center & Pump replacements, Contract #1136. The work for which proposals are invited consists of replacing the existing motor control center and replacing two of the four existing pump & motor assemblies with smaller pumps. All work shall be completed within 250 days of the Notice to Proceed.

CLASSIFICATIONS: There is no 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 November 29, 2008. The Bid Date for the project is December 17, 2008.

For additional information concerning the bid, including procedures for obtaining a copy of the bid document 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: November 20, 2008

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BID OPENING DATE - December 18, 2008 11:00 am

SA003130 - FLEET/UPHOLSTERY REPAIR SERVICES

1.1 Scope: It is the intent of the City of Columbus, Fleet Management, to obtain proposals to establish a Universal Term Contract(s) (UTC) to supply Upholstery Repair Services up to and including May 31, 2011.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option of purchasing Upholstery Repair Services for various City vehicles per bid document.

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: December 03, 2008

BID OPENING DATE - December 19, 2008 5:00 pm

SA003124 - Fifth Avenue Dam Removal Project

SCOPE: The City of Columbus, Ohio is soliciting proposals for CIP 650743 - Fifth Avenue Dam Removal Project 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, December 19, 2008.

The Division of Sewerage and Drainage is seeking experienced professional consulting/engineering firms to provide design services for the removal of the Fifth Avenue Dam and design of in-stream and riparian restoration measures along 2 miles of the Olentangy River between the Fifth Avenue Dam and the Dodridge Street Dam.

Lead firm must have experience and training in Rosgen geomorphic channel design; training through EPA in establishing qualitative habitat evaluation indexes; and a minimum of 2 stream restoration projects along a 3rd order stream or larger. Project team must have experience with preparing demolition plans for partial structure removal, open channel hydraulics, bridge scour analysis, and structural stability analyses.

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>)

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and view this bid number in the open solicitations listing.
ORIGINAL PUBLISHING DATE: November 21, 2008

BID OPENING DATE - December 22, 2008 12:00 am

SA003131 - VIDEO SURVEILLANCE CONSULTANT RFP

Scope: The intent of this Request for Proposal (RFP) is to search for a qualified consultant to provide video surveillance system solution(s) to the City of Columbus, Ohio through March 31, 2012. The requirements of a video surveillance consultant defined herein provide the City with analysis, design, and project management to meet customer defined requirements and manage to completion. This multi-year agreement will be available to all city agencies to purchase video surveillance system solutions for neighborhood safety initiatives and City of Columbus facilities.

Classification: The video surveillance system consultant shall provide proper analysis, design, and project management to meet a variety of capabilities that will serve all departments within the City of Columbus. The successful offeror will be required to co-ordinate and manage the procurement and installation of video surveillance system solutions with contractors selected by and under contract to, the City of Columbus.

Bidder experience: The Video Surveillance System Consultant must submit an outline of its experience and work history in video surveillance system solution services for the past five years.

Bidder References: Video Surveillance System Consultant shall have proven successful installations in at least three public safety agencies representing Metropolitan areas comparable in size to the Columbus metropolitan area that have been "LIVE" for more than one (1) year and shall be utilizing the capabilities as outlined within this document.

Specification Questions: Questions regarding this bid must be sent by in writing via email to vendorservices@columbus.gov no later than 8:00 a.m. (local time) on December 15, 2008. Responses will be posted as an addendum to this bid on the City's website (vendorservices.columbus.gov) no later than 5:00 p.m. (local time) on December 15, 2008.

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: December 04, 2008

BID OPENING DATE - January 7, 2009 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003125 - POWER LINE CLEARANCE

SCOPE: 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 of the City of Columbus, Ohio, located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on January 7, 2009 and publicly opened in the First Floor Auditorium at 910 Dublin Road and read at the hour and place for POWER LINE CLEARANCE. The work for which proposals are invited consists of furnishing all labor, material and equipment for TREE TRIMMING AROUND DISTRIBUTION AND STREET LIGHTING CIRCUITS and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans are on file in the office of THE DIVISION OF POWER AND WATER (POWER), 3500 INDIANOLA AVE, COLUMBUS, OH 43214, and will be available to prospective bidders UPON PAYMENT OF \$25.00 BY CHECK OR MONEY ORDER ONLY PER SET (NON-REFUNDABLE) after December 8, 2008.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for: POWER LINE CLEARANCE

CLASSIFICATIONS: Prevailing wage rates do not apply. 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: November 21, 2008

BID OPENING DATE - January 14, 2009 9:00 am

SA003126 - HELICOPTER INSURANCE

1.1 Scope

The City of Columbus, Department of Public Safety, Division of Police is seeking Request for Proposals (RFP) to identify a qualified insurance company to provide helicopter insurance. The Division of Police has a current fleet of six MD 500E in service.

This RFP will ask for pricing in three formats, liability only, hull only and hull/liability and an award will be based on available funding and approval of Columbus City Council.

The term of the contract shall be one year commencing February 2009 with option to renew for two additional one year periods beyond the initial term contingent upon mutual agreement of both parties.

Bidder's proposal must respond to each and every requirement outlined in the RFP in order to be considered

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

responsive. Proposals must be clear and concise. Bidder's submitting proposals may be afforded an opportunity for discussion and revision of proposals. Revisions may be permitted after submissions of proposals found to be reasonably likely to be selected for award. The contents of any proposal shall not be disclosed so as to be available to competing suppliers during the negotiation process.

1.2 Classification

The suitable broker/partner in the placing and servicing of our helicopter insurance will at a minimum consider the following items and have the capabilities listed in the requirements section.

The Columbus Division of Police currently operates six in flight helicopters used for police patrol, aerial surveillance and a variety of emergency service missions. There are two additional helicopters in "storage" details are listed below.

The helicopter unit flies approximately six thousand hours per year. They patrol the City of Columbus by helicopter sixteen hours per day 365 days per year.

All six of the in flight aircraft are MD 500E model helicopters and all have been purchased within the last six years and are solely owned by the City of Columbus.

The City will take delivery of a new MD 500E in March 2009. At that time one of the current MD 500E helicopters will be sold and the fleet of (6) six MD 500E helicopters will be maintained.

The twenty (20) pilots are required to pass an internal pilot training program that far surpasses industry and F.A.A. standards

The Instructor Pilots all receive recurrent flight training annually from the aircraft manufacturers.

All pilots have completed the initial training course from the aircraft manufacturer.

1.3 Questions

Questions may be sent via e-mail to Lt. Michael Elkins at melkins@columbuspolice.org until Friday, December 12, 2008 at 4:00 PM (EST). All questions must be in writing. No questions will be answered after this date.

1.3.1

No later than Wednesday, December 17, 2008 at 4:00 P.M. on all questions and answers will be displayed as an addendum on the City's vendor services website.

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: November 25, 2008

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: PN0012-2008

Drafting Date: 01/03/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2008 REGULAR MEETINGS OF COLUMBUS RECREATION AND PARKS COMMISSION

Contact Name: Chris Snyder

Contact Telephone Number: 645-7468

Contact Email Address: crsnyder@columbus.gov

Body

EXHIBIT A

NOTICE OF REGULAR MEETINGS

COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 9, 2008 -1111 East Broad Street, 43205

Wednesday, February 13, 2008 -1111 East Broad Street, 43205

Wednesday, March 12, 2008 -- 1111 East Broad Street, 43205

Wednesday, April 9, 2008 -- 1111 East Broad Street, 43205

Wednesday, May 14, 2008 - 1111 East Broad Street, 43205

Wednesday, June 11, 2008 - Whetstone Shelterhouse (Park of Roses) 4015 Olentangy Blvd., 43214

Wednesday, July 9, 2008 - Brentnell Recreation Center, 1280 Brentnell Avenue, 43219

August Recess - No meeting

Wednesday, September 10, 2008 -Raymond Golf Course, 3860 Trabue Rd., 43228

Wednesday, October 8, 2008 - Whetstone Recreation Center, 3923 N. High Street, 43214

Wednesday, November 12, 2008 - 1111 East Broad Street, 43205

Wednesday, December 10, 2008 - 1111 East Broad Street, 43205

Legislation Number: PN0022-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title**Notice/Advertisement Title:** Victorian Village Commission 2008 Meeting Schedule**Contact Name:** Brenda Moore**Contact Telephone Number:** 614-645-8620**Contact Email Address:** bgmoore@columbus.gov**Body**

The 2008 regular monthly meetings of the Victorian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street, Columbus, Ohio 43215, in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadline	Hearing Dates
December 27, 2008	January 10, 2008
January 31, 2008	February 14, 2008
February 28, 2008	March 13, 2008
March 27, 2008	April 10, 2008
April 24, 2008	May 8, 2008
May 29, 2008	June 12, 2008
June 26, 2008	July 10, 2008
July 31, 2008	August 14, 2008
August 28, 2008	September 11, 2008
September 25, 2008	October 9, 2008
October 30, 2008	November 13, 2008
November 27, 2008	December 11, 2008
December 24, 2008*	January 8, 2009

The 2008 regular monthly business meetings of the Victorian Village Commission will be held on the dates listed below at 12:00 noon. at 109 N. Front Street, Columbus, Ohio 43215, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Business Meeting Dates

January 3, 2008
 February 7, 2008
 March 6, 2008
 April 3, 2008
 May 1, 2008
 June 5, 2008
 July 3, 2008
 August 7, 2008
 September 4, 2008
 October 2, 2008
 November 6, 2008
 December 4, 2008

Legislation Number: PN0024-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission 2008 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2008 regular monthly meetings of the German Village Commission will be held on the dates listed below at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street, Columbus, Ohio 43215. Copies of the agenda may be obtained by calling 645-8620 or by e-mail. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines	Hearing Dates
December 18, 2008	January 8, 2008*
January 22, 2008	February 5, 2008
February 19, 2008	March 4, 2008
March 18, 2008	April 1, 2008
April 22, 2008	May 6, 2008
May 20, 2008	June 3, 2008
June 17, 2008	July 1, 2008
July 22, 2008	August 3, 2008
August 19, 2008	September 9, 2008
September 23, 2008	October 7, 2008
October 21, 2008	November 4, 2008
November 18, 2008	December 2, 2008
December 23, 2008	January 6, 2009

The 2008 regular monthly business meetings of the German Village Commission will be held on the dates listed below at 12:00 noon. at 109 N. Front Street, Columbus, Ohio 43215, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Business Meeting Dates

- January 29, 2008
- February 26, 2008
- March 25, 2008
- April 29, 2008
- May 27, 2008
- June 24, 2008
- July 29, 2008
- August 26, 2008
- September 30, 2008
- October 28 2008
- November 25, 2008
- December 30, 2008

Legislation Number: PN0025-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resources Commission 2008 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2008 regular monthly meetings of the Historic Resources Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street, Columbus, Ohio 43215, in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines Hearing Dates

January 3, 2008	January 17, 2008
February 7, 2008	February 21, 2008
March 6, 2008	March 20, 2008
April 3, 2008	April 17, 2008
May 1, 2008	May 15, 2008
June 5, 2008	June 19, 2008
July 3, 2008	July 17, 2008
August 7, 2008	August 21, 2008
September 4, 2008	September 18, 2008
October 2, 2008	October 16, 2008
November 6, 2008	November 20, 2008
December 4, 2008	December 18, 2008
December 31, 2008*	January 15, 2009

The 2008 regular monthly business meetings of the Historic Resources Commission will be held on the dates listed below at 12:00 noon. at 109 N. Front Street, Columbus, Ohio 43215, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Business Meeting Dates

January 10, 2008
February 14, 2008
March 13, 2008
April 10, 2008
May 8, 2008
June 12, 2008
July 10, 2008
August 14, 2008
September 11, 2008

October 9, 2008
November 13, 2008
December 11, 2008

Legislation Number: PN0026-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2008 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2008 regular monthly meetings of the Italian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street, Columbus, Ohio 43215, in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines Hearing Dates

December 31, 2008*	January 15, 2008
February 5, 2008	February 19, 2008
March 4, 2008	March 18, 2008
April 1, 2008	April 15, 2008
May 6, 2008	May 20, 2008
June 3, 2008	June 17, 2008
July 1, 2008	July 15, 2008
August 5, 2008	August 19, 2008
September 2, 2008	September 16, 2008
October 7, 2008	October 21, 2008
November 4, 2008	November 18, 2008
December 2, 2008	December 16, 2008

The 2008 regular monthly business meetings of the Italian Village Commission will be held on the dates listed below at 12:00 noon. at 109 N. Front Street, Columbus, Ohio 43215, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, 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 an interpreter, please call 645-8620 or TDD 645-6802.

Business Meeting Dates

January 8, 2008
February 12, 2008
March 11, 2008
April 8, 2008
May 13, 2008

June 10, 2008
July 8, 2008
August 12, 2008
September 9, 2008
October 14, 2008
November 11, 2008
December 9, 2008

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Richard Hicks

Contact Telephone Number: 654-6189

Contact Email Address: rickh@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:

<http://www.publichealth.columbus.gov/>

Legislation Number: PN0092-2008

Drafting Date: 04/16/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Health, Housing and Human Services Committee & Workforce Development Committee Meeting

Contact Name: James Ragland

Contact Telephone Number: (614) 645-8580

Contact Email Address: jcragland@columbus.gov

Body

Councilmember Tavares' Health, Housing and Human Services Committee / Workforce Development Committee meeting schedule is listed below. Meeting time and location is 5:30 p.m. in the Columbus City Council Chambers. A picture ID is needed to enter City Hall.

Meeting Chair: Councilmember Charleta B. Tavares

Agendas will be posted on the Columbus City Council Website (www.columbuscitycouncil.org) as soon as they are available.

2008

January 23, 2008
February 6, 2008
February 20, 2008
March 5, 2008
March 19, 2008

April 2, 2008
April 16, 2008
April 30, 2008
May 21, 2008
June 4, 2008
June 18, 2008
July 2, 2008
July 16, 2008
September 3, 2008
September 17, 2008
October 1, 2008
October 15, 2008
November 5, 2008
November 19, 2008
December 3, 2008

Meeting dates and times subject to change

Legislation Number: PN0144-2008

Drafting Date: 06/24/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS

Notice/Advertisement Title: Civil Service Commission Notice

Contact Name: Annette Bigham

Contact Telephone Number: 614-645-7531

Contact Email Address: eabigham@columbus.gov

Body

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. to 4:00 P.M. MONDAY, WEDNESDAY or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at www.csc.columbus.gov <<http://www.csc.columbus.gov>> and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

Legislation Number: PN0161-2008

Drafting Date: 07/01/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: REVISED 2008 REGULAR MEETINGS OF COLUMBUS RECREATION AND PARKS COMMISSION - CHANGE OF VENUE

Contact Name: Chris Snyder

Contact Telephone Number: 645-7468

Contact Email Address: crsnyder@columbus.gov

Body

EXHIBIT A

NOTICE OF REGULAR MEETINGS

COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 9, 2008 -1111 East Broad Street, 43205

Wednesday, February 13, 2008 -1111 East Broad Street, 43205

Wednesday, March 12, 2008 -- 1111 East Broad Street, 43205

Wednesday, April 9, 2008 -- 1111 East Broad Street, 43205

Wednesday, May 14, 2008 - 1111 East Broad Street, 43205

Wednesday, June 11, 2008 - Whetstone Shelterhouse (Park of Roses) 4015 Olentangy Blvd., 43214

Wednesday, July 9, 2008 - Brentnell Recreation Center, 1280 Brentnell Avenue, 43219

August Recess - No meeting

Wednesday, September 10, 2008 -~~Raymond Golf Course, 3860 Trabue Rd., 43228~~ 1533 Alum Industrial Drive, 43209

Wednesday, October 8, 2008 - Whetstone Recreation Center, 3923 N. High Street, 43214

Wednesday, November 12, 2008 - 1111 East Broad Street, 43205

Wednesday, December 10, 2008 - 1111 East Broad Street, 43205

Legislation Number: PN0241-2008

Drafting Date: 10/16/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: CITY TREASURER CITY OF COLUMBUS OHIO APPLICATION FOR DEPOSIT OF PUBLIC MONEY

Contact Name: Thomas M. Isaacs

Contact Telephone Number: 614-645-6236

Contact Email Address: TMIsaacs@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 2009 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 9, 2008.

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, 2009 and ending December 31, 2009. 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: Thomas M. Isaacs, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, and 645-6236.

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.

Thomas M. Isaacs, Chairperson
Hugh J. Dorrian, Secretary
Joel Taylor, Member

Legislation Number: PN0262-2008

Drafting Date: 11/07/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Schedule for Mayor's proposed 2009 budget.

Contact Name: Kym Nelson

Contact Telephone Number: 645-0851

Contact Email Address: kjnelson@columbus.gov

Body

BUDGET 2009 SCHEDULE

November 14, 2008

Mayor 2008 Proposed Budget Roll Out

November 14, 2008

Ordinances filed in City Clerk's office

November 17, 2008

Mayor's Proposed Budget Ordinances appear on Council Agenda

(and tabled indefinitely pending public hearings)

November 18, 2008

Budget Briefing - Presentation by Mayors Administration
5:30 pm, Council Chambers

November 20, 2008

Recs and Park Budget Hearing
5:30 pm- Council Chambers

November 22, 2008

Mayor's proposed Budget Ordinances appear in City Bulletin for the First Time
(Public Notice Section)

November 29, 2008

Mayor's proposed Budget Ordinances
Appear in City Bulletin for 2nd Time

December 2, 2008

Safety Budget Hearing
5:30pm, Council Chambers

December 8, 2008

Department of Development Budget Hearing
3:30, Council Chambers

December 9, 2008

Judiciary and Court Administration Budget Hearing
3:30 pm, Council Chambers

December 9, 2008

Budget Hearing (Public Comment)
5:30 pm, Council Chambers

December 10, 2008

HHHS Budget Briefing
5:30 pm, Council Chambers

December 11, 2008

Public Service and Transportation
2:00 pm, Council Chambers

December 11, 2008

Planning Division and Historic Preservation Office
5:30pm, Council Chambers

December 16, 2008

Budget Briefing (Public Comment)
5:30 pm, Council Chambers

December 18, 2008

HHHS Budget Hearing
5:30 pm, Council Chambers

January 6, 2009
Budget Briefing (Public Comment)
5:30 pm, Council Chambers

January 9, 2009
City Council Budget Retreat
8:30 a.m. - 4:30 p.m., 96 S. Grant Ave.,
Main Library, Carnegie Room

January 19, 2009
No Council Meeting - MLK Day

January 22, 2009
(Date may change)
Budget Roll-Out, All Council Members
10:00 am, Council Chambers

January 26, 2009
Council Meeting - Budget Ordinances on the agenda for 2nd reading, to be Amended
and Tabled to 02/09/09

January 31, 2009
First publication of ordinances as amended in Public Notice section of City Bulletin

February 7, 2009
2nd publication of ordinances as amended in Public Notice Section of City Bulletin

February 9, 2009
Council Meeting -Anticipated passage date of the budget ordinances as amended

February 14, 2009
Ordinances published in the City Bulletin (Ordinance section) as amended (must be published within 20 days of passage
per City Charter)

**All dates subject to change*

Legislation Number: PN0274-2008

Drafting Date: 11/25/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission Meeting

Contact Name: Pam Dawley

Contact Telephone Number: 614-645-2204

Contact Email Address: pjdawley@columbus.gov

Body

**AGENDA
COLUMBUS BUILDING COMMISSION
December 9, 2008 - 1:00 p.m.
757 CAROLYN AVENUE**

HEARING ROOM - LOWER LEVEL

1. ROLL CALL
2. APPROVAL OF NOVEMBER 18, 2008 MEETING MINUTES
3. PUBLIC HEARING
Legislation to alter mechanical permits and create registrations for gas piping installers and backflow technicians.
4. ITEMS FROM THE FLOOR (as approved by the Board)

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

Legislation Number: PN0275-2008

Drafting Date: 11/26/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Big Darby Accord Advisory Panel Meeting

Contact Name: Adrienne Joly

Contact Telephone Number: (614) 645-0664

Contact Email Address: ajoly@columbus.gov

Body

A meeting of the Big Darby Accord Advisory Panel will be held on:

Tuesday, December 09, 2008

Meetings are held at the Franklin County Courthouse, 373 S. High Street, Meeting Room A, First Floor at 1:30 p.m.

Copies of the agenda may be obtained by calling 645-0664, by e-mailing ajoly@columbus.gov

<mailto:ajoly@columbus.gov> or through the Big Darby Accord website at www.bigdarbyaccord.org

A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Planning 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 an interpreter, please call 645-0664 or TDD 645-6802.

Legislation Number: PN0276-2008

Drafting Date: 11/26/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Tyson to Host Public Hearing on Proposed Code Update

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Councilmember Priscilla R. Tyson, chair of City Council's Administration Committee that oversees operations of the Columbus Community Relations Office, will host a public hearing on updates to Columbus' Civil Rights Code. The proposed changes to the code will more clearly define Columbus as a national leader in the preservation of human rights and expansion of respect for all individuals. The public is welcome and encouraged to attend.

Who:

- Councilmember Priscilla R. Tyson
- Community Relations Interim Director Napoleon Bell
- Columbus Community Relations Commission Chair Rebecca Nelson
- Representatives from Columbus City Attorney Richard C. Pfeiffer's Office

What:

- Hearing on Updates to Columbus Civil Rights Code

When:

- Thursday, December 11, 2008
3:30 pm

Where:

- Columbus City Hall
Council Chamber, 2nd Floor
90 West Broad Street
Columbus, OH 43202

Legislation Number: PN0278-2008

Drafting Date: 11/26/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 12/08/2008

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO.67

CITY COUNCIL (ZONING)

DECEMBER 8, 2008

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1714-2008

To rezone 1041-1101 BETHEL ROAD (43220), being 2.69± acres located at the southwest corner of Bethel and Kenny Roads, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z08-040).

1826-2008

To rezone 8134 WORTHINGTON-GALENA ROAD (43081), being 4.81± acres located on the east side of Worthington-Galena Road, 121± feet south of Park Place Drive, From: R, Rural, and AR-12, Apartment Residential Districts, To: L-AR-12, Limited Apartment Residential District (Rezoning # Z08-024).

1828-2008

To rezone 700 CHILDRENS DRIVE (43205), being 52.7± acres generally located from the southeast corner of Parsons Avenue and Mooberry Street, east to the southwest corner of Mooberry Street and the first alley east of and parallel with Eighteenth Street, south to the northwest corner of the first alley east of and parallel with Eighteenth Street and Livingston Avenue, south to the southeast corner of Livingston Avenue and Heyl Avenue, west to the southeast corner of Jackson Street and Putnam Street, west to the southwest corner of Jackson Street and Parsons Avenue, and north to the northwest corner of Parsons Avenue and Denton Alley, north and west to the southwest corner of Livingston and Parsons Avenues, west 732 feet along the north side of Livingston Avenue, north to Interstate 70, then east to the northwest corner of Parsons Avenue and Mooberry Street (excluding all of Livingston Park). From: AR-1, Apartment Residential, R-2F, Residential, C-4, Commercial, and CPD, Commercial Planned Development Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z08-037)

1891-2008

To amend Ordinance #1302-91, passed June 17, 1991, for property located at 4848 MORSE ROAD (43230), by amending the limitation overlay text in Section 19 applicable to Subarea 17 as it pertains roof pitch requirements and building materials (Z90-166D).

1901-2008

To rezone 2693 JOHNSTOWN ROAD (43210), being 3.6± acres located at the southeast corner of Johnstown Road and East 19th Avenue, From: R, Rural District, To: CPD, Commercial Planned Development District. (Rezoning # Z08-023)

Legislation Number: PN0279-2008

Drafting Date: 12/01/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Art Commission December Public Meetings Notice

Contact Name: Lori Baudro, AICP

Contact Telephone Number: (614) 645-6986

Contact Email Address: lsbaudro@columbus.gov

Body

Public Hearing -- Columbus Art Commission

The Columbus Art Commission is scheduled to hold two meetings in December 2008:

- Ø Business Meeting (no applications heard)
8:30 to 10:30 a.m. on Wednesday, December 10, 2008
At the King Arts Complex, 867 Mt. Vernon Ave., Columbus OH
- Ø Regular Commission Meeting
6:00 to 8:00 p.m. on Thursday, December 18, 2008
At the Columbus Health Department, 867 Mt. Vernon Ave., Columbus OH

For more information contact: Lori Baudro, AICP at 645-6986 or lsbaudro@columbus.gov

A sign language interpreter will be made available provided the Planning Division has at least 48 hours notice before the meeting. Call 645-6986 to make arrangements.

Legislation Number: PN0280-2008

Drafting Date: 12/02/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Property Maintenance Appeals Board Meeting

Contact Name: Toni Gillam-Boehm

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

PROPERTY MAINTENANCE APPEALS BOARD

Monday, December 8, 2008

1:00 PM - 757 Carolyn Avenue

Hearing Room

1. Approval of prior meeting minutes

2. Case Number PMA-178

Appellant: Jinx S. Beachler
Property: 1462 Bryden Road
Inspector: Hank Patterson
Order #: 05440-02569

3. Case Number PMA-177

Appellant: Craig & Margie Belair
Property: 94 Acton Road
Inspector: Patricia Austin
Order #: Sidewalk 94

4. Case Number PMA-176

Appellant: Pamela R. Mackey
Property: 407 Berkeley Road
Inspector: Hank Patterson
Order #: 08440-03155

5. Case Number PMA-175

Appellant: Maureen Sharples
Property: 846-848 Seymour Avenue
Inspector: Krista McAfee
Order #: 08450-01301

6. Case Number PMA-180

Appellant: Leeza R. Crosby-Edwards
Property: 2303-2323 E. 5th Avenue
Inspector: Tim Noll
Order #: 08475-12615

7. Case Number PMA-179

Appellant: Stephen Galli
Property: vacant lot 1411 Grogan Avenue
Inspector: Jeffrey G. Hann
Order #: 08478-12490

NOTE: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Regulations Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call Toni Gillum at 645-5884 or TDD 645-3293.

Legislation Number: PN0282-2008

Drafting Date: 12/03/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Constitution and By-Laws of the Columbus Building Commission

Contact Name: Pam Dawley

Contact Telephone Number: 645-2204

Contact Email Address: pjdawley@columbus.gov

Body

The attached By-Laws were adopted by the Columbus Building Commission at its November 18, 2008 meeting.

Legislation Number: PN0283-2008

Drafting Date: 12/04/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 12/15/2008

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO.69

CITY COUNCIL (ZONING)

DECEMBER 15, 2008

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1927-2008

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, apartment residential district use; 3333.22, Maximum side yard required; and 3333.23, Minimum side yard permitted, of the Columbus City Codes, for the property located at 1176 STEELWOOD ROAD (43212), to conform an existing driveway and parking lot serving M, manufacturing uses with reduced development standards in the AR-1, Apartment Residential District. (Council Variance #CV08-030)

1410-2008

To rezone 1132 EAST WINDSOR AVENUE (43211), being 2.37± acres located at the northwest corner of East Windsor Avenue and Isabel Avenue and at the southwest corner of East Windsor Avenue and Gerald Avenue, From: C-3, Commercial, P-1, Parking, R-3 and R-4, Residential Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z08-017)

**CONSTITUTION AND BY-LAWS
OF THE
COLUMBUS BUILDING COMMISSION
OF THE
CITY OF COLUMBUS, OHIO**

The Columbus Building Commission of the City of Columbus, Ohio, hereinafter referred to as the Commission, constituted pursuant to City Codes (C.C.) 4107, adopts these By-Laws to govern its proceedings in accordance with C.C. 121.02 and C.C. 4107.01.

ARTICLE I. - NAME

The name of this Commission shall be the **Columbus Building Commission**.

ARTICLE II. - PURPOSE

Section 1.

A. - The purpose of the Commission is to carry out the powers and functions as designated in Chapter 4107 of the Columbus Building Code. This shall include, but is not limited to, matters associated with the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of the Columbus Building Code. The Commission shall also serve as a Board of Appeals from rulings or procedures of the various Boards for the licensing of plumbers, warm air heating contractors, steam and hot water heating contractors, refrigeration contractors, electrical contractors and home improvement contractors.

B. - This purpose shall be achieved through several means, including but not limited to, those mentioned below:

1. - Act on application requests for variances to the Columbus Building Code.
2. - Recommend revisions of the Building Code from time to time as may be required, but at intervals not to exceed four (4) years.
3. - To receive written appeals and conduct hearings concerning;
 - (a) orders to stop work by the Chief Building Official or his/her designee,
 - (b) changes required in the Chief Building Official's written order to stop work,
 - (c) the Chief Building Official's refusal to grant any permit required by this code,
 - (d) an order written to correct violations of the Building Code, and
 - (e) the failure to comply with an order or notice to repair or demolish an unsafe building.

4. Conduct a hearing on appeal from a ruling of the various Boards of Review.

ARTICLE III. - MEMBERS

Section 1.

A. - Members of the Commission shall be as required by the Columbus Building Code, Section 4107.01.

1. - Board members are appointed by the Mayor for a four (4) year term. They may be re-appointed at the discretion of the mayor.

2. - In the event the job or professional status of a Commission member should change, affecting their eligibility to serve on the Commission, the Secretary shall send notification to the Deputy Director of the Building and Development Services Section requesting replacement of the member by the Mayor.

3. - Commission members may continue to serve after their term has expired until they have been reappointed or until a new member has been appointed.

B. - Attendance.

1. - The Chairperson shall encourage regular and timely attendance by each Commission member. Except in the case of an unforeseen emergency, it shall be the duty of each Commission member to attend every Commission meeting, or to notify the Secretary, or his designated staff person, of the member's inability to attend and to do so in a timely manner.

C. - Absenteeism.

- 1.- Any Commission Member who misses three (3) consecutive Commission meetings shall be requested to submit a letter of resignation, unless there are unusual circumstances involved.

2. - The Mayor may also remove any member who fails to attend any two regularly scheduled meetings in one year when such member does not notify the Secretary, or his designated staff person, in a timely manner of the member's inability to attend and without an excuse acceptable to a majority of the other members of the Commission.

D. - Pursuant to C.C. 4107.01, the Mayor may remove any member of the Commission (except the Secretary) for incompetency, neglect of duty, malfeasance or misconduct in office.

ARTICLE IV. - DUTIES, FUNCTIONS AND POWERS

Section 1.

A. - Duties, functions and powers of the Commission. The Commission shall have the following duties, functions and powers:

1. - Determine the suitability of alternate materials and types of construction;
2. - Provide reasonable interpretations of the provisions of the Columbus Building Code;
3. - Consider variances to the provisions of the Columbus Building Code;
4. - Serve as a Board of Appeals from rulings or procedures of the various Boards of Review of the Building and Development Services Section.
5. - Review and recommend revisions to the Columbus Building Code from time to time as may be required, but at intervals not to exceed four (4) years.
6. - To receive written appeals and conduct hearings concerning:
 - (a) orders to stop work issued by the Chief Building Official, or his/her designee;
 - (b) changes required in the Chief Building Official's written order to stop work;
 - (c) the Chief Building Official's refusal to grant any permit required by this code;
 - (d) an order written to correct violations of the Building Code;
 - (e) Failure to comply with an order or notice to repair or demolish an unsafe building.

B. - To make, adopt, and from time to time, alter its own procedures for the conduct of its meetings and proceedings, and to select its own Chairperson and Vice Chairperson.

ARTICLE V. - OFFICERS AND DUTIES

Section 1.

A. - Officers of the Commission shall consist of a Chairperson, who shall preside over all Commission meetings, and a Vice Chairperson. It shall be the duty of the Vice Chairperson, in the absence of the Chairperson, to serve in his or her stead. In the absence of the Chairperson and the Vice Chairperson, and with a voting quorum present, it shall be the immediate duty of the Secretary to call the meeting to order and preside until the election of a "Chairperson pro-tem" is made from the members present.

B. - Each January, the Commission shall elect from its members a Chairperson and Vice Chairperson at its first regular meeting. Such officers shall be entitled to vote and shall each hold office for one year or until a successor is elected. Election of Officers shall be by simple majority vote of the members. Each term shall last for a period of twelve (12) months. In the absence of both of the above, an acting Chairperson shall be appointed by the members present

C. - Should the office of Chairperson or Vice Chairperson become vacant, the Commission shall elect a successor from its membership within the Commission's next two regular meetings. The Commission may elect an interim officer, if necessary.

Section 2.

A. - In accordance with Chapter 4107, the Secretary for the Commission shall be the Chief Building Official of the Building and Development Services Section, or his/her designee when needed, and shall be a non-voting member of the Commission. In the event the Secretary, or his/her designee, is not present at the appointed hour of the meeting, the Chairperson, or Vice Chairperson, shall appoint a Commission member to serve as "Secretary pro-tem". If the Chairperson and the Vice Chairperson are not present, but there is a voting quorum present, a "Secretary pro-tem" shall be selected therefrom by general consent of those members present. The person selected shall become the "Secretary pro-tem". A "Secretary pro-tem" shall perform the duties of the Secretary for this meeting. A "Secretary pro-tem" shall develop the minutes of the meeting and give them to the Secretary in sufficient time before the next meeting for the required recording and publication.

ARTICLE VI. - COMMISSION SECRETARY

Section 1.

The duties of the Secretary are as follows:

A. - Notify all members of the Commission meetings at least forty-eight (48) hours before the prescribed time to convene by giving proper notice of the meetings by mail, fax, telephone, and/or e-mail, and by publication in the City Bulletin.

B. - Prepare an agenda for each meeting.

C. - Call the roll for attendance and voting purposes.

D. - Record the minutes of all meetings and have written copies for presentation to the Commission prior to its next meeting.

G. - Prepare and maintain the records of the Commission.

H. - Accept and process all written applications for interpretations of the Columbus Building Code and requests for variances thereto.

I. - Accept and process all written applications for an appeal to a ruling and/or procedure of the Boards of Review of the Building and Development Services Section.

J. - Schedule a hearing for interpretation, variance or appeal at a regularly scheduled Commission Meeting regarding any such application within thirty (30) days of receiving the application.

K. - Promulgate a written "Notice of Findings", properly signed by all of the Commission members, for the appellant of any action taken by the Commission. The format for the "Notice of Findings" shall be approved by the Commission's attorney.

L. - Receive correspondence on behalf of the Commission.

M. - Prepare correspondence as directed by the Commission.

N. - Make arrangements for guests to attend the Commission meetings.

ARTICLE VII - COMMISSION MEETINGS

Section 1.

A. - The Commission shall hold one regular meeting on the third Tuesday of each month to hear matters pertaining to building construction and to perform such other responsibilities as are required by the Columbus Building Code. This meeting shall be referred to as the Building Commission meeting.

B. - If the third Tuesday is a holiday, the Building Commission meeting shall be held on the fourth Tuesday, or on another date acceptable to the Commission.

Section 2

A. - Each regular meeting shall be held at 1:00 p.m. in the Building and Development Services Section's Conference Room, unless otherwise designated at least fifteen (15) days prior to the meeting.

B. - Notice of a regular meeting shall be published in the City Bulletin prior to the regular meeting.

Section 3.

A. - Generally, all meetings shall be conducted in conformity with Robert's Rules of Order, Newly Revised, except as otherwise provided in these rules and regulations or as amended by the Commission. In the event the Commission's procedures of parliamentary procedure are disputed,

Robert's Rules of Order shall govern except as provided for above. Robert's Rules of Order shall form the basis for all parliamentary action. One copy of Robert's Rules of Order shall be maintained by the Secretary.

B. - A quorum for the Commission shall consist of four (4) members, which shall also be the minimum number permitted to conduct official business.

C. - The concurring vote of four (4) members shall be necessary to reverse or modify any order, requirement, decision or determination, to grant a variance, to suspend or revoke a license or permit, or to take any other action authorized by Chapter 4107 and such action shall be final. Whenever a quorum is present and an applicant fails to obtain concurring votes of a majority of those in attendance in favor of an appeal, variance or special permit then the order, requirement, decision or determination appealed from shall be deemed affirmed or the variance deemed denied and such action shall be final.

D. - All meetings convened for official action must have a quorum present. In the absence of a quorum, the Secretary shall establish a new date for a meeting to consider official actions pending.

E. - If a quorum is not present, discussion may be had regarding matters of general concern to the Commission, but official action requiring a vote may not be taken.

F. - Members shall be reimbursed for scheduled meetings even though a quorum may not be present.

G. - All matters to be considered by the Commission for official action are to be decided upon by an affirmative voice vote, with a majority vote of the members in attendance needed to affirm action.

H. - Proceedings of the Commission may be recorded by electronic means at the discretion of the Commission. Such electronic recordings and transcriptions of the recordings, if any, shall be the exclusive property of the City. Parties seeking a stenographic record must acquire such stenographic record at their own expense. Records shall be kept in accordance with all pertinent record retention laws.

Section 4.

The order of business for the Commission meeting shall be at the discretion of the Secretary. However, the agenda for each meeting shall include:

A. - Roll call by the Secretary.

B. - Each member shall sign the attendance sheet.

C. - Approve the minutes of the last meeting. Upon approval, the minutes shall be then certified by the presiding officer and secretary by affixing their signatures thereto.

D. - Presentation of any reports from the Secretary or other persons.

E. - Action on applications for interpretations of the Columbus Building Code, that have been submitted for consideration by the Commission. Direction to the Secretary to inform the appellant in writing of any formal action that was taken by the Commission pursuant to the hearing.

F. - Action on requests for variances to the Columbus Building Code that have been submitted for consideration by the Commission. Direction to the Secretary to inform the appellant in writing of any formal action that was taken by the Commission pursuant to the hearing.

G. - Hearing on appeal of the rulings or procedures of the various Boards of Review. Direction to the Secretary to inform the appellant in writing of any formal action taken by the Commission pursuant to the hearing.

H. - Discuss items presented for a “public hearing,” if any.

I. - Discuss matters of old business, if any.

J. - Discuss matters of new business, if any.

K. - Correspondence.

L. - Open discussion, meet with guests and discuss matters of mutual interest.

M. - Adjourn the meeting.

All testimony shall be given under oath or affirmation.

Section 5.

A. - All meetings of the Commission shall be open to the public. No action shall take place in any executive session, telephone poll or other similar method, or by any vote prior to any meeting.

ARTICLE VIII. - DUTIES OF OFFICERS

Section 1.

It shall be the duty of the Chairperson or the Vice Chairperson acting in his/her stead, to:

A. - Call meetings to order and preside during them;

- B. - Announce business as it comes before the Commission;
- C. - Recognize persons who are entitled to speak;
- D. - State and put to a vote any question relevant to the enforcement of the Columbus Building Code that has legitimately come before the Commission and announce the result;
- E. - Expedite business in every way compatible with the rights of members, staff, and the public in a fair and impartial manner;
- F.- Authenticate by his or her signature, when necessary, actions of the Commission; and
- G. -Appoint a Commission member to those bodies created by City government as warranted, when asked to provide a representative member.

Section 2.

The Chairperson may limit the number of persons who may speak regarding any agenda item to not fewer than three persons for and three persons against such item and, in addition, may limit the amount of time each may speak to three minutes per person or, in the alternative, may limit the total amount of time for support of an agenda item to nine minutes and the total amount of time for opposition to an agenda item to nine minutes. A spokesperson, if any, which represents the subject area shall have first opportunity to speak following the applicant's presentation and staff's report. Subsequent speakers may indicate concurrence with, or opposition to, the previous statements and bring up new, non-repetitive matter.

Section 3.

A record of the Commission's proceedings shall be maintained by the Secretary, or his designees, for the Building and Development Services Section.

ARTICLE IX. - COMMISSION ACTIONS

Section 1.

The Commission shall recommend revisions to the Building Code from time to time as may be required, but at intervals not to exceed four (4) years.

Section 2.

The Commission may table an agenda item at any time prior to rendering a decision on the item. The consent of the applicant may be sought prior to such action. No agenda item shall remain tabled for six (6) months without action by the Commission.

Section 3.

The Commission, in the absence of the appellant or the appellant's representative at the meeting for which the subject petition is scheduled and for which public notice has been given to the appellant and to the public, may hear, withdraw or table such interpretations, variance or appeal at its option.

Section 4.

Any interpretation, variance or appeal previously acted upon and not significantly changed thereafter shall not be reconsidered unless referred back to the Commission by the Secretary. An interpretation or variance that is proposed to be significantly changed by the appellant after a previous Commission hearing shall be referred by the Secretary back to the Commission. Any interpretation, variance or appeal proposed at a meeting without prior Chief Building Official and/or Building and Development Services Section's staff review may, at their request, be tabled with or without the applicant's consent and referred to the Chief Building Official or other appropriate staff for review.

Section 5.

No application for an interpretation, variance or appeal based on the Columbus Building Code shall be considered by the Commission unless it has been submitted to the Commission's Secretary no less than fifteen (15) calendar days before the Commission meeting at which it is to be considered unless accepted by the commission. The application shall conform to C.C. Chapter 4107 requirements and to all other requirements of the Commission, as amended from time to time, and to the instructions on any form provided.

Section 6.

Notice of a "public hearing" before the Commission shall be mailed by the Secretary upon receipt of an application for an addition or modification of the Columbus Building Code. Such notice shall be mailed to:

- A. - The applicant(s); and
- B. - Any appropriate area commission or architectural review commission within whose jurisdiction the addition or modification may affect at least fifteen (15) days prior to the regular meeting at which such "public hearing" is to be held.
- C. - In addition, notice of "public hearing" shall be published once in the City Bulletin at least ten (10) days before each regular meeting.

Section 7.

In order to ensure an efficient, organized and timely review of interpretations, variances and appeals, the Secretary shall develop, make available, and require each applicant to use a uniform

format for same. A copy of the most recent format shall be provided to each Commission member for future reference. The Secretary may periodically revise or update such format without action by the Commission; however, the type of information that is presented shall not vary from one application to another but shall remain consistent, unless a change is authorized by the Commission.

ARTICLE X - HEARINGS

Section 1.

A. - Requests for interpretations and variances may be presented to the Commission by anyone through proper application.

B. - Any license-holder, or any person affected by an action of a Building and Development Services Section Board of Review, may present a sworn, written appeal against any such Board of Review to the Commission for a hearing.

Section 2.

Prior to any hearing before the Commission, the Secretary shall see that appropriate staff of the Building and Development Services Section adequately research any application that has been submitted for an interpretation, variance or appeal.

Section 3.

The Secretary shall see that a copy of an appeal from a ruling or procedure of a Board of Review is provided to the affected Board's Secretary and Chairperson with a notice of the date, time and place the appeal shall be heard by the Commission. The Secretary shall also see the appellant is notified by certified mail, with a return receipt requested, of the date, time and place of the hearing.

Section 4.

The Commission shall hear any request for an interpretation, variance or appeal no later than thirty (30) days, after the filing of such a request with the Secretary, unless the person making such request agrees to a later hearing. The hearing may be continued by the Commission as the circumstances of the particular case may require.

Section 5.

All parties for an interpretation, variance or appeal shall have the right to appear and be heard in person, or by legal counsel, to present their case. All such parties shall have the right to offer and present testimony and evidence relative to the matters set forth in the request for the interpretation, variance or appeal.

Section 6.

The Commission shall rule on matters of evidence. In so doing, the Commission is not strictly bound by the Rules of Evidence.

Section 7.

Testimony shall be given under oath or affirmation. The following oath shall be given by the commission Chairperson to all persons who give testimony or present evidence before the Commission, including the Building and Development Services Section staff:

"Do you swear or affirm to tell the truth, the whole truth and nothing but the truth?"

Section 8.

The Commission may review and/or hear testimony and evidence concerning any request for interpretation, variance or appeal as relevant to the appropriate action to be taken to resolve the issue before it.

Section 9.

After hearing testimony and receiving evidence, the Commission shall make, but not be limited to, the following findings as they may apply to the matter presented before them:

- A. - Are the facts alleged in the request true or false?
- B. - Has the applicant violated the terms of the Columbus Building Code?
- C. - Has the applicant provided a method, material, solution, or situation that is equal to, or better than existing requirements?
- D. - Has the applicant provided a method, material, solution, or situation that is not equal to, or better than existing requirements? If so, will the acceptance or approval of such method, material or situation jeopardize the minimum standards already set forth in the Columbus Building Code for the protection of life, limb, health, property, environment and for the safety and welfare of the consumer, general public, and the owners and occupants of buildings and/or structures regulated by this Code?
- E. - In an issue concerning an appeal to a Board of Review ruling or procedure the Commission may also apply the following:
 - 1. - Did the license holder violate the terms of Chapter 4114 of the Columbus Building Code?
 - 2. - Has the license holder failed to take out proper permits?

3. - Has the license holder been shown to be a persistent and habitual violator of the Laws of the State of Ohio, the provisions of Chapter 4114 or other ordinances of the City relating to the construction, installation, or repair of buildings, structures, and premises, or relating to the inspection and approval of such work?

Section 10.

The standard of proof for a finding on an interpretation, variance or and appeal shall be by a preponderance of the evidence presented to the Commission.

Section 11.

At the conclusion of the presentation of the matter for an interpretation, variance or appeal, the Commission may either take the matter under consideration or move for an immediate decision. The decision shall be effective immediately upon the decision of the Board.

Section 12.

If the matter before the Commission is an appeal of a Board of Review ruling or procedure, the Commission may uphold, amend or reverse the action of that Board of Review. The Commission shall, however, revoke the license when a license holder is found guilty for the third time within any three (3) year calendar period of any violation of the terms and conditions of the license.

Section 13.

The decision of the Commission shall be recorded in the minutes and in addition shall be provided in writing to the appellant and/or their counsel and to the affected Board of Review of the Commissions' findings within ten (10) calendar days from the date of the decision. The decision shall be effective immediately upon the decision of the Board.

Section 14.

Any order or decision of the Commission not appealed according to the Ohio Revised Code Chapter 2506 shall be final.

ARTICLE XI. - SUSPENSION OR AMENDMENT OF RULES

Section 1.

These rules and regulations may be suspended in part, or in full, only upon the affirmative vote of a simple majority of those present.

Section 2.

These rules and regulations may be amended from time to time by a majority vote of the entire membership of the Commission. Such amendment shall be effective on the tenth calendar day after it is promulgated by publication in the City Bulletin pursuant to C.C. 121.05.

ARTICLE XII. - CERTIFICATION

Section 1.

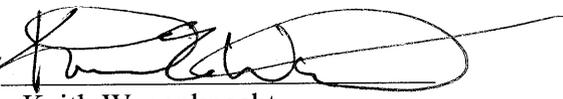
Immediately upon adoption, these rules and regulations shall be certified by the secretary and attested to by the chairperson and a certified copy thereof shall be submitted by the Secretary to the City Clerk for filing and publication in the City Bulletin within twenty (20) calendar days thereafter in accordance with C.C. 121.05.

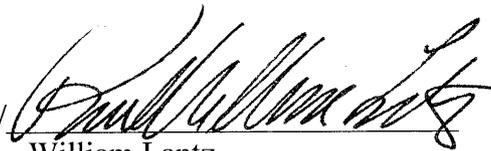
ARTICLE XIII. - REPEAL OF PREVIOUS RULES AND REGULATIONS

Section 1.

All rules and regulations previously adopted by the Columbus Building Commission are hereby repealed and declared to be void and of no further effect on and after the tenth calendar day following the publication hereof in the City Bulletin.

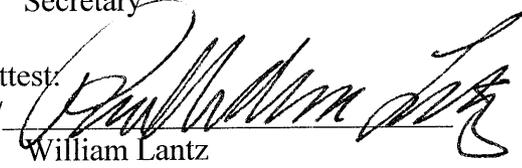
ADOPTED this 18th day of November, 2008.

S/ 
Keith Wagenknecht
Secretary

S/ 
William Lantz
Chairperson

I hereby certify that the foregoing is a true and exact copy of the rules and regulations as amended by resolution of the Columbus Building Commission of the City of Columbus, Ohio, at its regular meeting held on November 18, 2008, following a public hearing for which public notice was given in the regular manner and at which a quorum was present.

S/ 
Keith Wagenknecht
Secretary

Attest:
S/ 
William Lantz
Chairperson