

Columbus City Bulletin



Bulletin #15
April 11, 2009

Proceedings of City Council

Saturday April 11, 2009



SIGNING OF LEGISLATION

(With the exception of Ordinance 0141-2009 which was signed by President Pro-Tem Hearcel Craig, on the night of the Council meeting, Monday, *April 6, 2009*; all other legislation listed in this Bulletin was signed by Council President Michael C. Mentel, on the night of the Council meeting, Monday, *April 6, 2009*; Mayor, Michael B. Coleman on Tuesday, *April 7, 2009*; 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, April 6, 2009

5:00 PM

Columbus City Council

Columbus City Council

Journal

April 06, 2009

**REGULAR MEETING NO. 13 OF COLUMBUS CITY COUNCIL, APRIL 6, 2009 at
5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

C0008-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY
CLERK'S OFFICE AS OF THURSDAY APRIL 2, 2009:

New Type: C1, C2
To: Capital City Beverage Inc
DBA Metro Beer & Wine Drive Thru
1st Fl
987 Worthington Woods Loop Rd
Columbus OH 43085
Permit # 12385320035

Transfer Type: D1
To: Arch City Ventures LTD
DBA Z Pizza
945 N High St
Columbus OH 43201
From: Donatos Pizzeria LLC
DBA Donatos Pizza
1891 Tamarack Cir N
Columbus OH 43206
Permit #0255458

Transfer Type: C1, C2
 To: Abel Transportation Inc
 DBA Champion Avenue Carryout
 522 S Champion Ave
 Columbus OH 43205
 From: Suoda Inc
 DBA Champion Avenue Carryout
 522 S Champion Ave
 Columbus OH 43205
 Permit # 0024050

Advertise: 04/11/2009

Return: 04/21//2009

Read and Filed

RESOLUTIONS OF EXPRESSION

CRAIG

0030X-2009

To declare the month of April as National Keep America Beautiful Month in the city of Columbus.

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

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

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

TAVARES

0032X-2009

To recognize Columbus Public Health and April 6-12, 2009 as Public Health Week.

Sponsors: Charleta B. Tavares

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

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

THE FOLLOWING ITEMS WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

Appointment: A0037-2009

FIRST READING OF 30-DAY LEGISLATION

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

0469-2009

FR To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Ultimax, Inc., for the renovation of the Administrative Building, 2100 Alum Creek Drive, for the Refuse Collection Division; to authorize the reallocation of \$31,000.00 from an existing Auditor's Certificate; to authorize the Finance and Management Director to expend \$3,100.00 or so much thereof as may be necessary to reimburse the General Fund for construction and building renovation

expenses incurred by the Office of Construction Management; to authorize the expenditure of \$77,620.00 from the General Permanent Improvement Fund. (\$77,620.00)

Read for the First Time

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

0426-2009 FR To authorize the Director of the Department of Public Service to execute those documents required to release specific one (1) foot wide portions of a fifteen (15) foot wide platted easement across Lots 179 through 210 of the subdivision titled "Lakes of Worthington, Section 4", of record in Plat Book 108, Pages 89-90 of the Franklin County, Ohio, Recorder's Office.

Read for the First Time

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

0476-2009 FR To amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$254,050.00 between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Radico, Inc., for HVAC renovations at Fire Station No. 1; and to authorize the expenditure of \$254,050.0 from the Safety Voted Bond Fund.

Read for the First Time

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

0437-2009 FR To formally accept those deeds for real property from various grantees, which have already been granted to the City of Columbus and recorded with the proper county recorder's office, to be used for the purposes of improving storm and sanitary sewer lines and appurtenances thereto.

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0374-2009 FR To authorize the Director of Public Utilities to enter into a construction contract with Dreier & Maller, Inc. for the Clintonville Private Source I/I Project; to authorize the transfer and expenditure of \$1,250,160.00 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,250,160.00)

Read for the First Time

0431-2009 FR To authorize the Director of Public Utilities to enter into an agreement with Cues Incorporated for Telemonitoring Equipment Parts and Repair Services in accordance with the provisions of sole source provisions of the Columbus City Codes for the Division of Sewerage and Drainage; and to authorize the expenditure of \$60,000.00 from the Sewerage System Operating Fund. (\$60,000.00)

Read for the First Time

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0378-2009 FR To authorize and direct the Director of Recreation and Parks to grant consent to various organizations to apply for permission to sell alcoholic

beverages at the following 2009 events: WaterFire Columbus and Oktoberfest.

Read for the First Time

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

- 0498-2009** FR To rezone 115 NORTH 17TH STREET (43203), being 0.16± acres located on the west side of North 17th Street, 22± feet south of East Long Street, From: R-2F, Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z08-055).

Read for the First Time

- 0503-2009** FR To grant a variance from the provisions of Sections 3333.04, Permitted uses; 3342.08, Driveway; 3342.15, Maneuvering; 3342.23, Striping and marking; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 1400 EAST BROAD STREET (43205) to permit an event facility and accessory storage with reduced development standards in the AR-O, Apartment Residential Office District (Variance CV08-037).

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

CRAIG

- 0033X-2009** CA To recognize the Isabelle Ridgway Care Center on their 97th anniversary.

Sponsors: Hearcel Craig

Adopted

MILLER

- 0029X-2009** CA To recognize Prevent Child Abuse Ohio and the 5th Annual Pinwheels for Prevention Campaign, to enhance community awareness of child abuse and neglect in Franklin County, and to encourage support for prevention.

Sponsors: A. Troy Miller

Adopted

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- 0478-2009** CA To authorize the Finance and Management Director to renew a contract with The Metro Group, Inc., for HVAC water treatment chemicals for various City buildings; to authorize the expenditure of \$25,280.00 from the General Fund; and to declare an emergency. (\$25,280.00)

Approved

- 0485-2009** CA To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Infilco Bar Screen Parts with 360 Water, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account, and to declare an emergency. (\$1.00).

Approved

- 0497-2009** CA To authorize the expenditure of \$925,000 from the 1111 East Broad Street Operations Fund for payments to Paradigm Properties of Ohio, LLC for the

third year of a Facilities Management Agreement for the Jerry Hammond Center; and to declare an emergency. (\$925,000)

Approved

- 0502-2009** CA To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Automotive Parts Delivery Service from Elite Expediting Corporation and Capitol Express Enterprises Inc., to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$2.00).

Approved

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

- 0298-2009** CA To authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this Polaris Parkway Urban Paving Project for the Division of Design and Construction.(\$0.00)

Approved

- 0341-2009** CA To authorize the Director of the Department of Public Service to execute those documents required to release the general utility easement that was retained when the first alley south of Beck Street from the east line of Jaeger Street to the west line of Grant Avenue was vacated pursuant to Ordinance 166-33.

Approved

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- 0212-2009** CA To authorize the Director of Finance and Management to issue a purchase order in accordance with a universal term contract established with Principal Decision System International (PDSI) for software and website support services for the Division of Fire's automated staffing software called TeleStaff, to authorize the expenditure of \$113,915.00 from the General Fund; and to declare an emergency. (\$113,915.00)

Approved

- 0235-2009** CA To authorize and direct the Finance and Management Director to sell to Officer Charles Distelhorst for the sum of \$1.00, a police canine with the registered name of "Andor", which has no further value to the Division of Police, and to waive provisions of the City Code-Sale of City Owned Personal Property. (\$1.00)

Approved

- 0311-2009** CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Mull & Weithman Architects, Inc., for professional architectural and engineering services to be utilized for Public Safety Department projects; to amend the 2008 Capital Improvement Budget; to authorize the City Auditor to transfer \$250,000.00 between projects within the Safety Voted Bond Fund; and to authorize the expenditure of \$250,000.00 from the Safety Voted Bond Fund. (\$250,000.00)

Approved

- 0435-2009** CA To authorize and direct the Finance and Management Director to enter into

contracts for miscellaneous capital improvement renovations for the Division of Police, to authorize the expenditure of \$24,798.56 from the Safety Voted Bond Fund, and to declare an emergency. (\$24,798.56)

Approved

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0418-2009 CA To authorize the Development Director to enter into contracts with various contractors for grass mowing and litter control services during the 2009 season; to authorize the expenditure of \$137,390.00 from the General Fund; to authorize the expenditure of \$120,000.00 from the Community Development Block Grant Fund; to authorize the expenditure of \$95,500.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$352,890.00)

Approved

0477-2009 CA To authorize the acceptance of 52 parcels of land previously held by the Columbus Urban Growth Corporation to be held in the Land Bank inventory and managed in accordance with the policies and procedures of the Land Reutilization Program; and to declare an emergency.

Approved

0500-2009 CA To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one vacant parcel of real property (1003-5 Wilson Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

Approved

0517-2009 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-002) of 0.172± acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Approved

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

0022X-2009 CA To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Griggs Booster Station Project.

Adopted

0285-2009 CA To authorize and direct the Franklin County Municipal Court Clerk to modify and increase the contract with Huntington National Bank for the provision of bank and credit card services; to authorize an expenditure of \$90,000.00 from the Clerk's general fund; and to declare an emergency. (\$90,000.00)

Approved

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0118-2009 CA To authorize the Director of Public Utilities to execute a contract modification for the professional engineering services agreement with CH2MHill, Inc. for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project; to authorize the transfer and expenditure of \$250,000.00 from within the Voted Sanitary Sewer Bond Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$250,000.00).

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

Abstained: 1 - Tyson

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

- 0266-2009** CA To authorize the Director of Public Utilities to enter into a service agreement with Perkin Elmer LAS Inc. for laboratory equipment located at the Surveillance Laboratory within the Division of Sewerage and Drainage in accordance with the provisions of sole source procurement of the Columbus City Codes, to authorize the expenditure of \$40,620.00 from the Sewerage System Operating Fund. (\$40,620.00)
- Approved**
- 0287-2009** CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the Schwing Pump Replacement Parts from a Universal Term Contract with Motion Industries for the Division of Sewerage and Drainage; and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund (\$100,000.00)
- Approved**
- 0309-2009** CA To authorize the Finance and Management Director to establish a Blanket Purchase Order, for water meters and appurtenances, from a pending Universal Term Contract, with Ferguson Waterworks for the Division of Power and Water; and to authorize the expenditure of \$130,000.00 from Water Systems Operating Fund. (\$130,000.00)
- Approved**
- 0310-2009** CA To authorize the Director of Public Utilities to enter into a contract with FeeCorp Corporation for Catch Basin and Manhole Cleaning Services for the Division of Sewerage and Drainage and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)
- Approved**
- 0312-2009** CA To authorize the City Auditor to transfer the required funds that are necessary to allow the Department of Public Utilities, Division of Power and Water to reimburse the Division of Sewerage and Drainage for construction of a 24" water main in the State Route 317 London-Groveport Road area; to authorize the transfer and expenditure of \$171,040.00 within 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. (\$171,040.00)
- Approved**
- 0346-2009** CA To authorize the Director of Public Utilities to reimburse Plaza Properties Inc. for over-payment of water and sewer fees, to authorize a revenue reduction transaction not to exceed \$49,506.16. (\$49,506.16)
- Approved**
- 0347-2009** CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Bonded Chemicals from a Universal Term Contract for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$360,000.00 from the Sewerage System Operating Fund (\$360,000.00)

Approved

- 0348-2009 CA To authorize the Director of Finance and Management to establish Blanket Purchase Orders with JCI Jones Chemicals Inc., for the purchase of Liquid Sodium Bisulfite from an established Universal Term Contract for the Division of Sewerage and Drainage; and to authorize the expenditure of \$185,000.00 from the Sewerage System Operating Fund. (\$185,000.00)

Approved

- 0349-2009 CA To authorize the Director of Finance and Management to issue a Blanket Purchase Orders for the purchase of Polymer from a Universal Term Contract with Fort Bend Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$920,000.00 from the Sewerage System Operating Fund. (\$920,000.00)

Approved

- 0361-2009 CA To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$110,000.00 from the Sanitary Sewer Revenue Bonds Fund for costs in connection with the OSIS Augmentation and Relief Sewer (OARS) Project, and to declare an emergency. (\$110,000.00).

Approved

- 0376-2009 CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the purchase of Screw Conveyor Parts from a Universal Term Contract with ML Separation and Conveying Inc for the Division of Sewerage and Drainage; and to authorize the expenditure of \$150,000.00 from the Sewerage System Operating Fund (\$150,000.00)

Approved

- 0377-2009 CA To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Case Road area, and to declare an emergency.

Approved

- 0381-2009 CA To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Miami Avenue area, and to declare an emergency.

Approved

- 0416-2009 CA To authorize the City Attorney to continue to acquire fee simple title and lesser interests, contract for professional services, and to expend \$175,000.00 from the Sanitary Sewer Revenue Bonds Fund for costs in connection with the Franklin Main Sanitary Subtrunk Project Phase III; and to declare an emergency. (\$175,000.00).

Approved

- 0421-2009 CA To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements interests in and to real estate necessary for the Portage Grove Area Sanitary Improvement Project, and to declare an emergency.

Approved

0453-2009 CA To authorize the City Attorney to acquire fee simple title and lesser interests, to contract for professional services, to authorize a transfer and an expenditure of \$16,000.00 within the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2008 Capital Improvements Budget for costs in connection with the Chatterton Road Water Main Improvement Project; and to declare an emergency. (\$16,000.00)

Approved

0456-2009 CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order for aluminum sulfate from an established Universal Term Contract with US Aluminate for the Division of Power and Water, to authorize the expenditure of \$200,000.00 from Water Systems Operating Fund; and to declare an emergency. (\$200,000.00)

Approved

HEALTH, HOUSING & HUMAN SVC'S: TAVARES, CHR. TYSON MILLER MENTEL

0479-2009 CA To amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$6,283.01 between projects within the Health G.O. Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Tyevco, Inc. for the renovation of the sub flooring and tile floors at the Columbus Health Department, (Drug and Alcohol Section), second floor, 240 Parsons Avenue; to authorize the expenditure of \$44,520.00 from the Health G.O. Bond Fund; and to declare an emergency. (\$44,520.00)

Approved

Passed The Consent Agenda

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

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

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

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

0460-2009 To authorize the Director of Public Service to enter into a contract with Nickolas Savko & Sons, Inc. for construction of the Henderson Road project for the Division of Design and Construction; to authorize the expenditure of \$4,576,020.31 from the State Issue Two Street Projects Fund; and to declare an emergency. (\$4,576,020.31)

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

Abstained: 1 - Craig

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

0474-2009 To authorize the City Attorney's Real Estate Division to continue their efforts to acquire the additional rights-of-way needed for the Alum Creek Drive Improvement project; to appropriate an additional \$3,681,947.50 to increase the City Attorney's expenditure authority from \$1,200,000.00 to

\$4,881,947.50 from the Fed-State Highway Engineering Fund for acquisition related expenses; and to declare an emergency. (\$3,681,947.50)

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

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

0486-2009

To authorize the Director of Public Service to enter into a contract with Rumpke of Ohio, Inc. for a weekly, subscription yard-waste collection program; to authorize the expenditure of up to \$1,000,000.00, from the General Fund; to waive the competitive procurement provisions of the Columbus City Codes; and to declare an emergency. (\$1,000,000.00).

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

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

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

0439-2009

To authorize the Director of Public Safety to modify and extend the current contract with Redflex Traffic Systems Inc., for an automated red light enforcement system for the Division of Police, Department of Public Safety; and to declare an emergency: (\$0.00)

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

Abstained: 1 - Craig

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

0471-2009

To accept the Memorandum of Understanding and Interlocal Agreement executed between representatives of the City of Columbus and Franklin County as required by the U.S. Department of Justice, Bureau of Justice Assistance prior to receiving the FY2009 Byrne Justice Assistance Grant (JAG); and to declare an emergency. (\$4,209,588)

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

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

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0447-2009

To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with the Franklin County Commissioners and the Franklin County Convention Facilities Authority (FCCFA) in order to describe the current plans and proposals of the City of Columbus, Franklin County and the FCCFA for funding a new full service hotel to be owned and financed by the FCCFA.

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

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

RECESSED: 6:28 P.M.

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

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

RECONVENED: 6:52 P.M.

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

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

2048-2008

To authorize the Director of the Department of Technology to modify a contract for the renewal of an annual license and support service with Gyrus Systems, on behalf of the Human Resources Department; and to authorize the expenditure of \$34,415.00 from the Information Services Fund; and to declare an emergency. (\$34,415.00)

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

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

0246-2009

To authorize the City Clerk to contract with The Greater Columbus Arts Council, Inc. for the purpose of fostering and sustaining arts and cultural services that enrich the Columbus community; to authorize the expenditure of \$3,940,000.00 from the Hotel/Motel Excise Tax Fund; and to declare an emergency. (\$3,940,000.00)

Sponsors: A. Troy Miller and Priscilla Tyson

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

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

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

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

0459-2009

To authorize the City Treasurer to modify the existing contract for credit card processing services with Huntington Merchant Services; to authorize the expenditure of \$20,000 from the general fund; and to declare an emergency. (\$20,000.00)

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

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

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL

0018X-2009 To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project, and to declare an emergency.

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

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

0490-2009 To authorize the Administrative and Presiding Judge of the Franklin County Municipal Court to accept an addendum to the grant award from the State of Ohio, Department of Rehabilitation and Correction, for enhanced probationary services; to appropriate \$29,000 from the unappropriated balance of the general government grant fund; and to declare an emergency. (\$29,000.00)

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

Abstained: 1 - Tyson

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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1938-2008 To authorize the Director of Public Utilities to enter into a planned modification of the Utility Cut and Restoration Project contract with Decker Construction Company, for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of \$700,000.00 from Water Systems Operating Fund, \$25,000.00 from the Electricity Operating Fund, and \$700,000.00 from the Sewer Systems Operating Fund. (\$1,425,000.00)

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

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

0141-2009 To authorize the Director of Public Utilities to reimburse the Columbus Regional Airport Authority for the installation of two sanitary sewers, in coordination with the Columbus Regional Airport Authority's Rail Campus East/West Projects near Rickenbacker Airport; to amend the 2008 Capital Improvements Budget; to authorize the transfer, appropriation, and expenditure of \$972,392.59 from the Sanitary Sewer Revenue Bonds Fund, for the Division of Sewerage and Drainage. (\$972,392.59)

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

Abstained: 1 - President Mentel

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

0281-2009 To authorize the Director of Public Utilities to enter into a professional engineering services agreement with DLZ Ohio, Inc., in connection with the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton Area; to authorize the transfer and expenditure of

\$1,621,045.00 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,621,045.00)

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

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

0344-2009

To authorize the Director of the Department of Public Utilities to execute an Environmental Covenant, by the City and the Ohio EPA, for the purpose of implementing activity and use limitations for the mitigation wetlands constructed by the City in accordance with the water quality certification pursuant to Section 401 of the Clean Water Act, 33 U.S.C. § 1344 from the Ohio EPA and NWP coverage from the Army Corps for the Project area.

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

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

0373-2009

To authorize the City Attorney to acquire fee simple title and lesser interests and contract for professional services in connection with the Skyline Drive Sanitary Sewer Assessment Project; to authorize the transfer of \$235,000.00 within the Sanitary Sewer Revenue Bonds Fund; to authorize the expenditure of \$285,000.00 from the Sanitary Sewer Revenue Bonds Fund; to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency. (\$285,000.00)

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

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

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. TYSON MILLER MENTEL

0440-2009

To authorize the Director of Finance and Management to establish a purchase order with OraSure for the purchase of OraQuick HIV antibody detection test kits for the Columbus Health Department in accordance with sole source provisions; to authorize the expenditure of \$1,500 from the Health Department Grants Fund; and to declare an emergency. (\$1,500)

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

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

0472-2009

To create the Petzinger Road Community Reinvestment Area and to authorize real property tax exemptions as provided in Sections 3735.65 to 3735.70 of the Ohio Revised Code.

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

Abstained: 3 - Craig, Tyson and Miller

Affirmative: 4 - Ginther, Ms. Tavares, President Mentel and Paley

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- 0386-2009** To authorize the Director of Recreation and Parks to enter into contract with URS Corporation for Goodale Street Bikeway design services, to authorize the expenditure of \$155,621.00 from the Recreation and Parks Voted bond fund; and to declare an emergency. (\$155,621.00)
- A motion was made by Tyson, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 0413-2009** To authorize the Director of Recreation and Parks to enter into contract with the various community agencies to provide After School programming services; to authorize the expenditure of \$354,000 from the Recreation and Parks Fund; and to declare an emergency. (\$354,000.00)
- A motion was made by Ms. Tavares, seconded by Ginther, that this matter be Taken from the Table. The motion carried by the following vote:**
- Abstained: 3 - Craig, Tyson and Miller
Affirmative: 4 - Ginther, Ms. Tavares, President Mentel and Paley
- A motion was made by Ms. Tavares, seconded by Ginther, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**
- Abstained: 3 - Craig, Tyson and Miller
Affirmative: 4 - Ginther, Ms. Tavares, President Mentel and Paley
- A motion was made by Tyson, seconded by Ms. Tavares, that this matter be Approved as Amended. The motion carried by the following vote:**
- Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley
- 0414-2009** To authorize the Director of Recreation and Parks to enter into contract with COWIC to provide Summer Youth programming from March 1, 2009 through December 1, 2009; to authorize the expenditure of \$440,000.00 from the Recreation and Parks Operating Fund. (\$440,000.00)
- A motion was made by Tyson, seconded by Craig, that this matter be Approved. The motion carried by the following vote:**
- Abstained: 2 - Ginther and Ms. Tavares
Affirmative: 5 - Craig, Tyson, President Mentel, Miller and Paley
- 0436-2009** To authorize the Director of the Recreation and Parks Department to enter into Management Agreements with non-profit organizations for the following sites: Holton Recreation Center, Sawyer Recreation Center, Golden Hobby Shop, Tuttle Recreation Center, Champions Tennis Facility, Spindler Park - Soccer Facility and Columbus Performing Arts Center for the terms set forth in the attached document, and to declare an emergency
- A motion was made by Tyson, seconded by Ms. Tavares, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**
- Abstained: 1 - Paley
Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel and Miller

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

Abstained: 1 - Paley

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

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

0357-2009

To amend various code sections in Title 33, Columbus Zoning Code, to correct code cross-references and to repeal Chapter 3523, Urban Homesteading Program, in Title 35, Slum Clearance and Urban Renewal, as the program has outdated references and is no longer a functioning program.

Sponsors: Michael C. Mentel

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

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

0359-2009

To amend multiple sections in Chapter 215 of the Columbus City Codes, concerning the organization of the Department of Development, in order to consolidate divisions and offices in an effort to improve efficiencies and reduce redundancies in the delivery of services.

Sponsors: Andrew Ginther

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

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

A0037-2009

Reappointment of Kevin P. Randolph, Randolph Associates Real Estate, 246 E. Lincoln Circle, Gahanna, Ohio 43230 to serve on the Joint Columbus and Franklin County Housing Advisory Board with a new term expiration date of December 31, 2011 (resume attached).

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

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

A motion was made by President Mentel, seconded by Ms. Tavares, that this matter be Tabled Indefinitely. The motion carried by the following vote:

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

ADJOURNMENT

ADJOURNED: 7:31 P.M.

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

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



City of Columbus

Journal - Final

Zoning Committee

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

Priscilla Tyson, Chair; All Members

Monday, April 6, 2009

6:30 PM

Zoning Committee

Zoning Committee

Journal

April 06, 2009

REGULAR MEETING NO. 14 OF CITY COUNCIL (ZONING), APRIL 6, 2009 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0010-2009

To rezone 2150 EAST POWELL ROAD (43240), being 8.1± acres located 790± feet north of Gemini Place, 265± feet southwest of the western terminus of England Drive, From: R, Rural District, To: L-C-4, Limited Commercial District. (Rezoning # Z08-047)

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

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

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

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

0284-2009

To amend Ordinance #1163-2007, passed on July 23, 2007 (CV07-030), for the property located 777 MOUNT VERNON AVENUE (43203), by amending Section 1 to modify the building line. (CV07-030A)

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

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

0324-2009

To grant a Variance from the provisions of Sections 3356.03, C-4 Permitted Uses; 3342.15, Maneuvering; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City codes;

for the property located at 1733 WEST THIRD AVENUE (43212), to permit a dwelling on the ground floor with reduced parking requirements in the C-4, Commercial District (Council Variance # CV08-042).

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

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

0343-2009

To grant a variance from the provisions of Section 3353.03, Permitted uses; of the City codes, for the property located at 133 NORTH GUILFORD AVENUE (43222), to permit two single-family dwellings in the C-2 Commercial District. (CV08-044).

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

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

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

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

0350-2009

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3332.15, R-4 area district requirements; 3332.19, Fronting on a public street; 3332.25, Maximum side yard required; 3332.26, Minimum side yard permitted; 3342.17, Parking lot screening; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 90 EAST FIFTH AVENUE (43201), to allow a parking lot with dumpster area as a primary use with no frontage on a public street ("Parcel A"), and to conform a five-unit apartment building with reduced development standards ("Parcel B") in the R-4, Residential District (Council Variance # CV09-001).

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

Abstained: Tyson

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

0458-2009

To rezone 2195 SOUTH HIGH STREET (43207), being 0.79± acres located at the southwest corner of the intersection of South High Street and Becker Lane, From: M-2, Manufacturing and SR, Suburban Residential Districts, To: M, Manufacturing District (Rezoning # Z08-045).

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

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

0475-2009

To rezone 2575 SOUTH HIGH STREET (43207), being 0.85± acres located west of the intersection of Loxley Drive and South High Street. From: C-5, Commercial District. To: C-4, Commercial District. (Rezoning # Z08-058)

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

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

0236-2009

To rezone 4871 WARNER ROAD (43081), being 43.73± acres located on the south side of Warner Road, 1400± feet east of Uly Road, From: PUD-6, Planned Unit Development District, To: PUD-8, Planned Unit Development

District (Rezoning # Z08-030).

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

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

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

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

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

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

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

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

ADJOURNED: 6:51 P.M.

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

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

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: 0010-2009

Drafting Date: 12/30/2008

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application Z08-047

APPLICANT: The Church at Polaris; c/o Jill S. Tangeman, Atty.; 52 East Gay Street; Columbus, Ohio 43215.

PROPOSED USE: Commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on November 13, 2008.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is currently zoned in the R, Rural District. The requested L-C-4, Limited Commercial District would permit commercial development with appropriate development standards, consistent with the adjacent L-C-4 districts. The request is compatible recommendations of *The Far North Plan* (1994) and with the zoning and development patterns in the area.

Title

To rezone **2150 EAST POWELL ROAD (43240)**, being 8.1± acres located 790± feet north of Gemini Place, 265± feet southwest of the western terminus of England Drive, **From:** R, Rural District, **To:** L-C-4, Limited Commercial District **and to declare an emergency.** (Rezoning # Z08-047)

Body

WHEREAS, application #Z08-047 is on file with the Building Services Division of the Department of Development requesting rezoning of 8.1± acres from R, Rural District to L-C-4, Limited Commercial District; and

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

WHEREAS, **an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the property owners need to immediately negotiate the sale of the property for the immediate preservation of the public peace, property, health and safety; and**

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-C-4, Limited Commercial District would permit commercial development with appropriate development standards, consistent with the adjacent L-C-4 districts to the south and east. The request is compatible with development in the area, now, therefore:

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

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

2150 EAST POWELL ROAD (43240), being 8.1± acres located 790± feet north of Gemini Place, 265± feet southwest of the western terminus of England Drive, and being more particularly described as follows:

DESCRIPTION OF AN 8.054 ACRE TRACT OF LAND

Situated in the State of Ohio, County of Delaware, City of Columbus, Farm Lot 15, Quarter Township 4, Township 3, Range 18, United States Military District, and being 8.054 acres out of that original 120.00 acre tract of land conveyed to Christ the King Church (fka Christ the King Lutheran Church) by deed of record in Deed Book 521, Page 348 and Official Record 243, Page 859, said 8.054 acres being more particularly bounded and described as follows:

Beginning at an iron pin set marking the southeast corner of that 15.000 acre tract conveyed to The Lakes at Polaris LLC of record in Official Record 753, Page 1922 and in the west line of that 15.306 acre tract as conveyed to Polaris CW, LLC of record in Official Record 686, Page 2084, said iron pin set being **S 02° 57' 42" W**, with said west line, **80.26 feet** from a 3/4" iron pipe found capped EMHT found marking the southwest corner of "Prestwick Green Section 2 Part 2" as recorded in Cabinet 2, Slide 750-750A, the same being the northwest corner of said 15.306 acre tract;

Thence **S 02° 57' 42" W**, with the west line of said 15.306 acre tract, **390.32 feet** to an iron pin set marking the northeast corner of that 6.134 acre tract conveyed to N.P. Limited Partnership of record in Official Record 823, Page 1720;

Thence **N 87° 02' 06" W**, with the north line of said 6.134 acre tract, **891.12 feet** to an iron pin set marking the northwest corner of said 6.134 acre tract;

Thence **N 02° 47' 08" E**, across said 120.00 acre tract, **396.50 feet** to an iron pin set;

Thence **S 86° 38' 19" E**, partly across said 120.00 acre tract and partly with the south line of said 15.000 acre tract, (passing an iron pin set at 20.39 feet) **892.37 feet** to the **Point of Beginning**, and containing **8.054 acres**, more or less, as calculated by the above courses, all of which lie within said Farm Lot 15. Subject, however, to all legal highways, easements, and restrictions of record. The above description was written by John C. Dodgion, P.S. 8069 on April 23, 2008 and is based on existing records and an actual field survey. A drawing of the above description is attached hereto and made a part thereof.

All iron pins set are 3/4" diameter, 30" long with plastic cap inscribed "Advanced 7661".

All references used in this description can be found at the Delaware County Recorder's Office, Delaware County, Ohio. The Basis of Bearings used in this description was transferred from a GPS survey of Delaware County Monuments "97-036" and "97-146" published by the Delaware County Engineer's Office, and is based upon the NAD83 Ohio State Plane Coordinate System, North Zone, and determines the bearing between said monuments as S 01° 59' 20" W.

To Rezone From: R, Rural District,

To: L-C-4, Limited Commercial District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the L-C-4, Limited Commercial District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text titled, "**LIMITATION OVERLAY TEXT**," signed by Jill S. Tangeman, Attorney for the Applicant, and dated March 5, 2009, and the text reading as follows:

LIMITATION OVERLAY TEXT

Zoning District: L-C-4

Property Location: 2150 East Powell Road, being 8.054+/- acres located on the south side of Powell Road and north of Gemini Parkway

Owner: The Church at Polaris

Applicant: The Church at Polaris

Date of Text: March 5, 2009

Application: Z08-047

1. Introduction: The applicant seeks to rezone 8.054 +/- acres located north of Gemini Parkway for commercial uses.

2. Permit Uses: Those uses listed in Chapter 3356.03 (C-4, Regional Scale Commercial District) of the Columbus City Code shall be permitted.

A. The following uses are excluded from this site:

1. Billboards
2. Used car lots, except used car lots used in conjunction with the sale of new cars.
3. Outside display of items with the exception of items offered for sale and accessory to a permitted use, such as hardware, lumber, or landscaping sales uses, etc.
4. Halfway House
5. Animal Shelter
6. Automobile and light truck dealers
7. Automotive accessories, parts, and tire sales
8. Automobile maintenance and repair
9. Automotive sales, leasing, and rental
10. Motorcycle, boat and other motor vehicle dealers
11. Motor vehicle accessories and parts dealers
12. Recreational vehicle dealers
13. Truck, utility trailer and RV sales, rental and leasing
14. Nightclubs
15. Video Sales

3. Development Standards: Except as otherwise noted above and herein, the applicable development standards of Chapter 3356 (C-4) shall apply to this site.

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

1. The height district shall be H-35.
2. The building setback line shall be fifty (50) feet from any public street, fifteen (15) feet from any side property line and twenty five (25) feet from any rear property line.
3. The parking setback line shall be thirty (30) feet from any public street, ten (10) feet from any side property line and fifteen (15) feet from any rear property line.

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

1. Installation of a right turn lane on Gemini Place at the Christ the King Church access point shall be required by the developer prior to occupancy. The right turn lane shall be 296 feet in length, which includes a 60 feet taper length. If a traffic signal is warranted for the intersection of Gemini Place and Christ the King Church access point, the developer shall contribute to the installation and maintenance of a traffic signal at the subject intersection.

2. Pedestrian walkways shall be provided to the north and the south of the subject site to connect the residential development to the north with the commercial development to the south.
3. At least one bike rack located within fifteen (15) feet of each building shall be provided on site.
4. Pedestrian crosswalks or designated walking paths between landscaping islands will be provided in any parking lot area.

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

1. Screening with landscaping (or screening materials which may consist of any combination of earth mounding, landscaping, walls, and/or fences) shall be provided so as to hide trash collection areas and waste storage areas from view, to a minimum opacity of not less than seventy five percent (75%). All such landscaping shall be properly trimmed and all screening shall be maintained. All service areas shall be separated from public circulation and parking areas.
2. All heating, ventilating, air conditioning and other building mechanical systems and equipment, whether roof mounted or ground level, shall be fully screened from view from all public streets. As an exception to the foregoing, equipment requiring ventilation shall be located within architectural elements having an opacity of at least 80%. Ground level equipment may be screened by landscaping.
3. Where freestanding walls are used for screening, they shall be integrated into the building design and/or landscaping plan.
4. On the north and east sides of the property, there shall be a landscape buffer installed which will include a three foot mound in height and evergreen trees sufficient to provide 75% opacity within 5 years.
5. All trees and landscaping shall be well maintained. Weather permitting, dead items shall be replaced within six months.
6. The minimum size of trees at the time of planting shall be as follows: Deciduous - 2.5 inch caliper; Ornamental - 1.5 inch caliper; Evergreen - 6 feet in height; Shrubs - 2 gallon.
7. Provision for handling all truck service shall be totally within each parcel. No off-street loading areas or loading docks shall be located on or along the front wall of any building, within the front yard of any parcel or nearer than fifteen (15) feet from any side or rear property line. Off-street loading areas or loading docks located on or along the side wall of any building shall in no event be located nearer than twenty-five (25) feet from the front of the building and such facilities and all activities therein shall be screened from view from all public streets with buildings or view-obscuring treatment such as landscaped mounds, a wall or fence, dense planting, strips of trees or shrubs, or a combination thereof so as to achieve a minimum height of 6' high and an opacity of not less than seventy five percent (75%). All such view-obscuring measures shall be maintained in good condition and appearance by the owners of the property containing such freight loading area at all times.
8. Any freight loading area located within fifty (50) feet of a residentially zoned property used for residential purposes shall be screened from such residential property by buildings or view-obscuring treatment such as landscaped mounds, a wall or fence, dense plating, strips of trees or shrubs, or a combination thereof so as to achieve a minimum height of 6' high and an opacity of not less than seventy five percent (75%). All such view-obscuring measures shall be maintained in good condition and appearance by the owner of the property containing such freight loading area at all times.
9. Each parcel shall provide minimum three (3) foot wide landscape buffer areas within the parcel and adjacent and parallel to the side property lines, except where no building setback is required, where aisles connect adjacent parking lots and where no parking setback is required. The surface of the side buffer areas shall be expressly

reserved for the planting of lawns, trees or shrubs and no structures except approvable graphics), equipment of any nature (except utility equipment, which shall be either underground or fully screened) or paved areas (except driveways) shall be permitted within the side and rear buffer areas.

10. Each parcel shall provide a minimum thirty (30) foot wide landscape buffer area in the front, unless otherwise permitted in this development text, outside of but adjacent and parallel to any public street. Except for graphics and driveways, the surface of the front buffer area shall be expressly reserved for the planting of lawns, trees or shrubs. Storm water detention or retention areas may occur in said buffer areas.

11. For all retaining walls an area to be planted with shrubs and/or vines shall be provided between the wall and any paved area.

12. All open areas on each developed parcel not occupied by buildings, structures, outside storage areas, parking areas, street right-of-way paved areas, driveways, walkways and off-street loading areas shall belandscaped with lawns, trees and shrubs.

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

1. Buildings shall be finished with the same level and quality of finish on all four sides. There shall be no exposed smooth face concrete block.

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

1. All parking lot lighting shall use cut-off type fixtures (downlighting) and shall be designed and placed to minimize off-site light spillage and glare. Buildings and landscaping may be uplighted from a concealed source.

2. Parking lot lighting shall be no higher than 18 feet.

3. All new or relocated utility lines shall be installed underground, unless the applicable utility company requires above ground installation.

F. Graphics and/or Signage Commitments.

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

Legislation Number: 0018X-2009

Drafting Date: 03/04/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Background:

The following is a resolution to declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project.

Fiscal Impact:

N/A

Emergency Justification:

Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay in order to stay within the project time line.

Title

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project, and to declare an emergency.

Body

WHEREAS, the City of Columbus is engaged in the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Sewerage and Drainage in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned 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 and lesser interests in and to the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project, Project # 650491, 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:

PARCEL 5A
PERMANENT SANITARY SEWER EASEMENT
BELOW ELEVATION 682.00 FEET (NAVD88)
0.135 ACRE
across the lands of
VILLAGE OF LOCKBOURNE
for the
CITY OF COLUMBUS LOCKBOURNE INTERMODAL SUBTRUNK
C.I.P. 650491.2

Situated in the State of Ohio, County of Franklin, Township of Hamilton, located in Section 10, Township 3, Range 22, Matthews Survey of Congress Lands East of the Scioto, being on, over, and across that 7.6128 acre tract conveyed to the Village of Lockbourne by deed of record in Official Record 6800J08 (all references refer to the records of the Recorder's Officer, Franklin County, Ohio) and described as follows:

BEGINNING at the northwesterly corner of that 0.108-acre tract conveyed to Troy M. Brenton by deed of record in instrument Number 200703290054302, being on the southerly line of said 7.6128-acre tract;

thence South 55°33'23" West, with the southerly line of said 7.6128-acre tract, a distance of 19.67 feet to a point on a curve to the left;

thence across said 7.6128-acre tract, with the arc of said curve, having a central angle of 04°48'24", a radius of 1170.00 feet, an arc length of 98.16 feet, a chord bearing and distance of North 17°22'32" West, 98.13 feet to a point on the southerly line of that 249.67-acre tract conveyed to Pickaway

Properties, LLC by deed of record in Instrument Number 200712110212437;

thence North 55°50'35" East, with said southerly line, a distance of 61.84 feet to a point on a curve to the right.

Thence across said 7.6128-acre tract with the arc of said curve, having a central angle of 04°32'13", a radius of 1230.00 feet, an arc length of 97.40 feet, a chord bearing and distance of South 18°13'33" East, 97.37 feet to a point on the northerly line of said 0.108-acre tract;

Thence South 55°33'23" West, with said northerly line, a distance of 43.77 feet to the POINT OF BEGINNING and containing 0.135- acre of land, more or less.

The bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD83 (1986 Adjustment). Said bearings originated from a field traverse, which was referenced to said coordinate system by GPS observations of Franklin County Geodetic Survey Monuments, Smith and FCGS 9926. The grid bearing between said monuments being N 71°52'56" W. Distances shown hereon are ground distances.

The perpetual sub-surface easement rights (Parcel No. 5A) granted herein are "exclusive" as to all except any previously granted rights of record. Grant/Defendant, his heirs, executors, administrators and assigns, shall not in any way, shape or form enter, encroach, infringe, or penetrate into three dimensional perpetual easement described below as Parcel 5A, and Grantor/Defendant, his heirs, executors, administrators, and assigns, shall not cause or allow any pressure exceeding 3,300 pounds per square foot to be exerted upon the top of the tunnel.

8WD
FEE TAKE PARCEL
0.344 ACRES

Situated in the State of Ohio, County of Franklin, Township of Hamilton, located in Section 11, Township 3, Range 22, Matthews Survey of Congress Lands East of the Scioto, being part of that 162.738 acre tract as conveyed to Pickaway Properties, LLC by deed of record in Instrument Number 200404080078968, and Angell Properties 2, LLC by deed of record in Instrument Number 200712110212408, (except as noted, all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being described as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument FCGS 9926 found at the common corner of said Section 11 and Sections 10, 14 and 15 of said Township and Range, a northwesterly corner of that 68.31 acre tract as conveyed to William L. Bolender by deed of record in Official Record 167, Page 779, Recorder's Office, Pickaway County, Ohio, being the intersection of the centerline of Lockbourne Road with the line common to Franklin and Pickaway Counties;

thence South 86° 28' 06" East, across the right-of-way of said Lockbourne Road, and with said county line, and the line common to said Sections 11 and 14, a distance of 30.00 feet to an iron pin set at the TRUE POINT OF BEGINNING;

thence North 03° 35' 07" East, with said easterly right-of-way line, a distance of 100.00 feet to an iron pin set;

thence across said 162.738 acre tract, the following courses and distances:

South 86° 28' 06" East, a distance of 150.00 feet to an iron pin set;

South 03° 35' 07" West, a distance of 100.00 feet to an iron pin set in the northerly line of said 68.31 acre tract, being said county and section line, said iron pin set being North 86° 28' 45" West, a distance of 2428.60 feet, with said county and section line, from Franklin County Geodetic Survey Monument FCGS 2222;

thence North 86° 28' 06" West, with said northerly line, and with said county and section line, a distance of 150.00 feet to the TRUE POINT OF BEGINNING, and containing 0.344 acre of land, more

or less.

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

Parcel 8C
Temporary Easement
0.170 acre

Situated in the State of Ohio, County of Franklin, Township of Hamilton, located in Section 10, Township 3, Range 22, Matthews Survey of Congress Lands East of the Scioto, being part of that 162.738 acre tract as conveyed to Pickaway Properties, LLC by deed of record in Instrument Number 200404080078968, and Angell Properties 2, LLC by deed of record in Instrument Number 200712110212408, (except as noted, all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being described as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument FCGS 9926 found at a northwesterly corner of that 68.31 acre tract as conveyed to William L. Bolender by deed of record in Official Record, 167, Page779, Recorder's Office, Pickaway County, Ohio, being the intersection of the centerline of Lockbourne Road with the line common to Franklin and Pickaway Counties.

thence North 03°35'07" East, with said centerline, a distance of 100.03 feet, to a point.

thence South 86°24'53" East, across the right of way of said Lockbourne Road and Grantor's tract, a distance of 45.00 feet to the TRUE POINT OF BEGINNING;

thence across Grantor's tract, the following courses and distances:

North 03°35'07" East, a distance of 55.00 feet to a point;

South 86°28'06" East, a distance of 135.00 feet to a point;

South 03°35'07" West, a distance of 55.00 feet to a point;

North 86°28'06" West, a distance of 135.00 feet to the TRUE POINT OF BEGINNING, and containing 0.170 acre of land, more or less.

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: 0022X-2009

Drafting Date: 03/12/2009

Current Status: Passed

Version: 1

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 in connection with the Griggs Booster Station Project.

Fiscal Impact:

N/A

Emergency Justification:

N/A

Title

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Griggs Booster Station Project.

Body

WHEREAS, the City of Columbus is engaged in the Griggs Booster Station Project; and

WHEREAS, in the usual daily operation of the Department of Public Utilities, Division of Water, in that it is necessary to declare the necessity and intent to appropriate fee simple title in and to the hereinbefore described real estate necessary for the aforementioned project; 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 Griggs Booster Station Project, Project # 690450, 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:

1WD

DESCRIPTION OF 1.109 ACRES

Situate in the State of Ohio, County of Franklin, City of Columbus, lying in Virginia Military District, Survey No. 547, and being out of a 6.517 acre tract conveyed as Parcel A - Tract One to Specialty Restaurants Corporation by deed of record in Official Record 06749, A-12, all records herein of the Recorder's Office, Franklin County, Ohio, and being bounded and more particularly described as follows:

Beginning, at a railroad spike found at the northwesterly corner of said 6.517 acre tract a common corner to a 1.223 acre tract conveyed to the City of Columbus by deed of record in Deed Book 2289, Page 198, located South 29°42'48" East, a distance of 268.08 feet from Franklin County Monument FCGS 1711;

Thence the following four (4) courses and distances along the northerly line of said 6.517 acre tract:

1. North 53°48'57" East, a distance of 67.28 feet, along the northerly line of said 6.517 acre tract to a concrete monument found, (5/8 inch rebar in concrete);
2. North 34°00'08" East, a distance of 54.65 feet, to a concrete monument found, (5/8 inch rebar in concrete);
3. North 60°32'34" East, a distance of 95.81 feet, to an angle point in said northerly line (referenced by a 3/4 inch iron pipe found down 0.1 feet, and 0.25 feet southeast);
4. North 68°44'42" East, a distance of 37.08 feet, to a 3/4 inch iron pipe set;

Thence the following two (2) courses and distances on, over and across the said 6.517 acre tract:

1. South 21°46'27" East, a distance of 250.43 feet, to a 3/4 inch iron pipe set;
2. South 68°13'33" West, a distance of 122.65 feet, to a 1/2 inch rebar found (up 0.1 feet) at the southeasterly corner of a 0.1649 acre tract conveyed to the City of Columbus by deed of record in Instrument No. 200312010381880;

Thence North 21°46'27" West, a distance of 60.00 feet, along the easterly line of said 0.1649 acre tract to a 1/2 inch rebar found (up 0.1 feet) at the northeasterly corner of said 0.1649 acre tract;

Thence South 68°13'33" West, a distance of 119.73 feet, along the northerly line of said 0.1649 acre tract to a railroad spike found in the westerly line of said 6.517 acre tract;

Thence North 21°46'27" West, a distance of 130.47 feet, along the westerly line of said 6.517 acre tract to the Point of True Beginning, containing 1.109 acres, more or less, being subject to all easements, restrictions and rights-of-way of record.

The bearings in the above description are based on the bearing of North 66°35'35" East, for the centerline of Trabue Road, as measured between Franklin County Engineer's Monument FCGS 4434 and

FCGS 4433, determined by a network of field observations performed in February, 2008, (Ohio State Plane Coordinate System, South Zone, NAD 83, 1986 adjustment).

All iron pipes set are 3/4 inch pipes, 30 inches in length, with a yellow cap bearing the name "STANTEC".

This description is based on an actual on the ground survey performed in February 2008, made under by direct supervision.

STANTEC CONSULTING SERVICES, INC. Robert L. Clay
Registered Surveyor No. S-8121

Date

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

Legislation Number: 0029X-2009

Drafting Date: 03/27/2009

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Title To recognize Prevent Child Abuse Ohio and the 5th Annual Pinwheels for Prevention Campaign, to enhance community awareness of child abuse and neglect in Franklin County, and to encourage support for prevention.

Body

WHEREAS, too many residents of the City of Columbus and Franklin County are unaware of the extent to which child abuse and neglect impact our community, and that thousands of cases of abuse and neglect are reported every year in Franklin County; and

WHEREAS, Prevent Child Abuse Ohio strives to prevent the abuse and neglect of Ohio's children by serving as an expert resource for collaboration, information and education; and

WHEREAS, Prevent Child Abuse Ohio is the primary prevention program for The Center For Child and Family Advocacy, a collaboration of Nationwide Children's Hospital and the Columbus Coalition Against Family Violence; and

WHEREAS, this first of its kind center is a national leader in providing comprehensive intervention and prevention services, and long-term treatment and support for abused children and victims of domestic violence; and

WHEREAS, Prevent Child Abuse Ohio partners with Franklin County Children Services to protect children by strengthening families; and

WHEREAS, Prevent Child Abuse Ohio's Pinwheels for Prevention campaign enhances community awareness about child abuse and neglect and encourages support for prevention by displaying children's pinwheels in front of courthouses, playgrounds, libraries and parks, with each pinwheel representing one reported case of child abuse and neglect; and

WHEREAS, the Pinwheels for Prevention Campaign is an annual program that has grown each year since its inception, and 2009 marks the 5th Annual Pinwheels For Prevention Campaign; and

WHEREAS, Pinwheels for Prevention dramatically illustrates to the public that child abuse and neglect happens in every community, and encourages all community members to focus on prevention as part of an overall plan to break the cycle of

child abuse and neglect; now, therefore,

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

That this Council does hereby recognize and support Prevent Child Abuse Ohio and the 5th Annual Pinwheels for Prevention campaign to enhance community awareness of child abuse and neglect in Franklin County, and to encourage support for prevention.

BE IT FURTHER RESOLVED, that a copy of this Resolution be presented to Prevent Child Abuse Ohio and Franklin County Children Services, with our esteem.

Legislation Number: 0030X-2009

Drafting Date: 04/01/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To declare the month of April as National Keep America Beautiful Month in the city of Columbus.

Body

WHEREAS, Keep America Beautiful, Inc. is the nation's largest volunteer-based community action and education organization and works to engage individuals to take greater responsibility for improving their community environments; and

WHEREAS, Keep America Beautiful changes behaviors and improves communities through a focus on litter prevention, waste minimization and recycling, as well as beautification efforts; and

WHEREAS, the city of Columbus is one of 500 active affiliates of Keep America Beautiful, acting as Keep Columbus Beautiful as a local branch of Keep Ohio Beautiful; and

WHEREAS, in 1983, the city of Columbus implemented a comprehensive litter prevention, voluntary recycling and beautification program, Columbus Clean Community, which was then renamed as Keep Columbus Beautiful in 1996; and

WHEREAS, Keep Columbus Beautiful will be celebrating Keep America Beautiful Month with a wide array of community activities running from March until May, including the annual City Employee Neighborhood Clean Up, Momma Green Nationwide Children's Hospital Clean Up, Young Professionals Kick Butt Day, as well as events with the Columbus Destroyers, Crew and Clippers; and

WHEREAS, Keep Columbus Beautiful provides education about fighting litter, recycling, and preventing and removing graffiti as well as promotes and coordinates litter cleanups and beautification projects; now, therefore

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

That the Columbus City Council does hereby declare the month of April as National Keep America Beautiful Month in the City of Columbus and encourage our citizens to join in activities that promote responsible environmental stewardship and help us renew our commitment to building a better Columbus for today and for future generations.

Legislation Number: 0032X-2009

Drafting Date: 04/03/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize Columbus Public Health and April 6-12, 2009 as Public Health Week.

Body

Whereas, our nation spends more on health care than any other country, yet our health system is in crisis and we are not as healthy as we should be; and

Whereas, America ranks 30th in the world in infant mortality, with U.S. babies three times more likely to die than those born in some developing countries; and

Whereas, ethnic minority communities have a hugely increased death rate for key health conditions such as diabetes, than that of non-minority communities; and

Whereas, America has made the top 10 list of countries with the most people with HIV/AIDS; and

Whereas, despite these challenges, population-based public health efforts have made major improvements such as food safety, infectious disease control, immunizations, and a reduction in smoking; and

Whereas, public health touches everyone regardless of race, gender, religion, sexuality, geographic location or socioeconomic status; and

Whereas, public health is the foundation for our community's health, safety and well being; and

Whereas, Columbus Public Health has been working for healthier, safer people in our community for 175 years; and

Whereas, April 6-12, 2009 has been declared as National Public Health Week ; and

Whereas, Columbus Public Health is working to increase awareness of public health's role in a healthier and safer America throughout the week; now, therefore,

BE IT RESOLVED BY THE COLUMBUS CITY COUNCIL

Section 1. The Columbus City Council recognizes April 6-12, 2009 as National Public Health Week.

Section 2. The Columbus City Council acknowledges the dedication and diligence of Columbus Public Health staff in protecting, promoting and assuring the health and safety of the community.

Section 3. The Columbus City Council recognizes the role of a strong public health system in building the foundation for a healthy Columbus.

Section 4. The Columbus City Council supports the efforts of Columbus Public Health to better inform the community about the importance of public health, and will work to support its efforts to build a healthier and safer community.

Legislation Number: 0033X-2009

Drafting Date: 04/03/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize the Isabelle Ridgway Care Center on their 97th anniversary.

Body

WHEREAS, Isabelle Ridgway began caring for others in 1912, committed to providing for the needs of aging and ailing Columbus residents; and

WHEREAS, the principles of respect, companionship and family guided Mrs. Ridgway's work, leading to the establishment of the Isabelle Ridgway Care Center; and

WHEREAS, the Care Center continues the mission of Mrs. Ridgway, providing warm and compassionate holistic care and services to the aging population of central Ohio by offering a professionally trained team to help each individual client maintain the highest quality of life possible; and

WHEREAS, today we recognize the 97 years Isabelle Ridgway lived and worked in Columbus, caring for her own family and then devoting her life to caring for others; and

WHEREAS, Isabelle Ridgway was a unique woman who was able to instill in others the core values that guided her,

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

That this council hereby recognizes the life and work of Isabelle Ridgway.

Be it further resolved that a copy of this resolution be presented to Isabelle Ridgway Care Center as a token of our esteem.

Legislation Number: 0118-2009

Drafting Date: 01/20/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with CH2MHill, Inc., for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project. The CH2MHill, Inc. modification #3 amount requested under this ordinance is \$250,000.00. The contract total including this modification is \$8,910,327.00. The proposed contract modification provides funding for additional detailed engineering design services tasks, for the preparation of construction documents and bidding assistance for a new phase of this project, Contract J216 for the Jackson Pike Wastewater Treatment Plant (JPWWTP) Polymer System Renovations. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of these services with another procurement provider. The cost of the modification is a continuation of the vendor's current pricing structure, as verified by City staff. The Division 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.

B. **Contract Compliance No.:** 590918189/001 (MAJ) (Expires 5/15/2010)

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

2. **FISCAL IMPACT:**

This ordinance authorizes the transfer of funds from within the Voted Sanitary Sewer Bond Fund for this expenditure. The 2008 Capital Improvements Budget is amended for this expenditure upon passage of this ordinance.

Title

To authorize the Director of Public Utilities to execute a contract modification for the professional engineering services agreement with CH2MHill, Inc. for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project; to authorize the transfer and expenditure of \$250,000.00 from within the Voted Sanitary Sewer Bond Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$250,000.00).

Body

WHEREAS, Contract No. EL007225 was authorized by Ordinance No. 1676-2006, as passed by Columbus City Council on October 16, 2006 for purposes of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with CH2MHill, Inc. for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project; and

WHEREAS, contract Modification No. 1, identified as Contract No. EL007423, was authorized by Ordinance No. 1333-2007 and passed by Columbus City Council on October 1, 2007, authorizing the Director of Public Utilities to enter into a planned modification for additional funding of the project; and

WHEREAS, contract Modification No. 2, identified as Contract No. EL008436, was authorized by Ordinance No. 1109-2008 and passed by Columbus City Council on July 7, 2008, authorizing the Director of Public Utilities to enter into a planned modification for additional funding of the project; and

WHEREAS, it is necessary to modify the subject contract in order to provide funding for additional detailed engineering design services tasks, for the preparation of construction documents and bidding assistance for a new phase of this project, Contract J216 for the Jackson Pike Wastewater Treatment Plant (JPWWTP) Polymer System Renovations; and

WHEREAS, it is necessary to authorize the transfer of funds within the Voted Sanitary Sewer Bond 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 authorize the expenditure of funds from the Voted Sanitary Sewer Bond Fund; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with CH2MHill, Inc. for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project, at the earliest practical date; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL007225 with CH2MHill, Inc., 1103 Schrock Road, Columbus, Ohio 43229, for professional engineering services for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations project, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the City Auditor is hereby authorized to transfer \$250,000.00 within the Voted Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage | Fund 664 | Div. 60-05 | OBJLVL3: 6678;

FROM:

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

650352 | SWWTP New Headworks | 650352 | \$250,000.00

TO:

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

650359 | SWWTP Sludge Thickening Improv. & Addt. Renov. | 650359 | \$250,000.00

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)

650352 | SWWTP New Headworks | \$4,952,000 | \$4,702,000 | (-\$250,000)

650359 | SWWTP Sludge Thickening Improv. & Addt. Renov. | \$1,441,000 | \$1,691,000 | (+\$250,000)

Section 4. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-05 | Fund 664 | SWWTP Sludge Thickening Improv. & Addt. Renov. Proj. | Proj. No. 650359 | OBJLVL3: 6678 | OCA Code 650359 | Amount \$250,000.00

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

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

Legislation Number: 0141-2009

Drafting Date: 01/23/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to reimburse the Columbus Regional Airport Authority (CRAA) for sanitary sewer improvements in connection with their Rail Campus East/West Projects. The CRAA agreed to incorporate the installation of two sanitary sewer lines into their Rickenbacker International Airport area project.

2. FISCAL IMPACT:

This legislation includes a transfer and appropriation of funds within the Sanitary Sewer Revenue Bonds Fund and an amendment to the 2008 Capital Improvements Budget to allow sufficient cash and authority to be available in the proper project to cover the necessary expenditure.

Title

To authorize the Director of Public Utilities to reimburse the Columbus Regional Airport Authority for the installation of two sanitary sewers, in coordination with the Columbus Regional Airport Authority's Rail Campus East/West Projects near Rickenbacker Airport; to amend the 2008 Capital Improvements Budget; to authorize the transfer, appropriation, and expenditure of \$972,392.59 from the Sanitary Sewer Revenue Bonds Fund, for the Division of Sewerage and Drainage. (\$972,392.59)

Body

WHEREAS, the Columbus Regional Airport Authority (CRAA), at the request of the Division of Sewerage and Drainage, Department of Public Utilities has incorporated the installation of sanitary sewer improvements into the CRAA's Rail Campus East/West Projects; and

WHEREAS, the installation of this sanitary infrastructure provides sewer services to the area and greatly improves the development opportunities at Rickenbacker; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer and appropriate funds within the Sanitary Sewer Revenue Bonds Fund; and

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

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to reimburse the CRAA for the installation of sanitary sewer improvements at the earliest practicable date; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be and hereby is authorized to reimburse the CRAA for sanitary sewer installation services performed by them in relation to their Rail Campus East/West Project; in the amount of \$972,392.59;

Section 2. That the City Auditor be and hereby is authorized and directed to increase the appropriation in the amount of \$972,392.59 in the Sanitary Sewer Revenue Bonds Fund No. 665 | Division 60-05 | Object Level Three No. 6630 | Object Level One No. 10.

Section 3. That the City Auditor is hereby authorized and directed to transfer and appropriate \$972,392.59 from within the Sanitary Sewer Revenue Bond Fund | Fund No. 665 | Div. 60-05 | OBJLVL3: 6630 | Division of Sewerage and Drainage as follows:

FROM:

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

665999 | Fd 665 60-05 Unallocated Balance | 665999 | \$972,392.59

TO:

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

650491-100003 | Big Walnut/ Rickenbacker Sanitary Sewer | 665491 | \$972,392.59

Section 4. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows, to create and provide sufficient budget authority for the award of the agreement stated herein, and to supply necessary budget authority in the proper projects for the funds remaining cash.

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

650491-100003 | Big Walnut/ Rickenbacker Sanitary Sewer | \$0.00 | \$741,129 | (+\$741,129)

650491-100004 | Big Walnut/ Rickenbacker Sanitary Sewer | \$0.00 | \$231,264 | (+\$231,264)

Section 5. The for the purpose of reimbursing the CRAA for the construction services referenced herein, the expenditure of \$972,392.59 is hereby authorized from within the Sanitary Sewer Revenue Bond Fund | Fund No. 665| Div.: 60-05| Big Walnut/Rickenbacker Sanitary Sewer | Proj.No. 650491 | OCA Code 665491 | OBJLVL3: 6630. (650491.3 for \$741,128.79 and 650491.4 for \$231,263.80)

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

Section 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

Legislation Number: 0212-2009

Drafting Date: 02/09/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Fire is implementing a new staffing software called TeleStaff and needs software and website support services from a universal term contract with PDSI. The TeleStaff software program allows the Division of Fire to manage its complex staffing requirements; UTC Contract FL003383

Bid Information: PDSI Software CC: #770258909 - UTC Contract FL003383

Emergency Designation: Emergency action is requested to proceed immediately with the purchase of this software and website support.

Fiscal Impact: This ordinance authorizes an expenditure of \$113,915.00 from the 2009 General Fund budget for the Fire Division for a contract with PDSI for software and website support services for the new automated staffing software. This is the first year for this service and this expense.

Title

To authorize the Director of Finance and Management to issue a purchase order in accordance with a universal term contract established with Principal Decision System International (PDSI) for software and website support services for the Division of Fire's automated staffing software called TeleStaff, to authorize the expenditure of \$113,915.00 from the General Fund; and to declare an emergency. (\$113,915.00)

Body

WHEREAS, there is an immediate need within the Division of Fire to purchase TeleStaff automated staffing software service support and website usage fees from PDSI Software; and

WHEREAS, this ordinance authorizes and directs the Director of Finance and Management, on behalf of the Division of Fire, to issue a purchase order to PDSI Software in the amount of \$113,915.00 for the purchase of this software and website support, in accordance with the universal term contracts established for said purpose; and

WHEREAS, an emergency exists in the usual daily operation of the Public Safety Department, Division of Fire, in that it is immediately necessary to authorize the aforementioned purchase, 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, on behalf of the Division of Fire, be and is hereby authorized to issue a purchase order to PDSI Software for the purchase of TeleStaff automated staffing software service support and website usage, in accordance with the universal term contract established for said purpose.

SECTION 2. That the expenditure of \$113,915.00, or so much thereof as may be necessary, is hereby authorized as follows: Dept/Div 30-04 ~ Fund 010 ~ OCA 301531 ~ OL3 Code 3372.

SECTION 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the mayor neither approves or vetoes the same.

Legislation Number: 0235-2009

Drafting Date: 02/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Canine "Andor", a police dog, was purchased by the Division of Police in June of 2005. Officer Charles Distelhorst, the canine handler, has taken another position within the Division of Police, which normally requires that the canine be re-trained to work with a new handler. However, after a committee review of Canine Andor's age, present health condition, and cost to board/re-train versus remaining work life, it has been recommended that canine "Andor" be retired immediately from active police service. The Division of Police is requesting that "Andor" be sold to Police Officer Charles Distelhorst, who is willing to provide canine Andor with a home as a pet. Additionally, the Division of Police Legal Bureau has developed a general release document that relinquishes the City of Columbus from any liability as it relates to the post retirement care and control of canine "Andor", and assigns that liability to Officer Distelhorst. Upon approval of this recommendation, the legal form with one dollar will be submitted.

FISCAL IMPACT: This ordinance authorizes the sale of a police dog for one dollar to a police officer. A replacement dog will be purchased from Drug Seizure Funds later this year. There is no impact on the financial status of the General Fund.

Title

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

Body

WHEREAS, canine "Andor" has been a working police dog with the Division of Police since 2005, and

WHEREAS, canine "Andor's" retirement from active police service is due to a vacancy in the Canine Unit, and

WHEREAS, it would be in the best interest of the Division of Police to retire him rather than attempt to provide a new handler for him with the associated costs and health risks; and

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

WHEREAS, it is in the best interest of the City that City Code 329.30, Sale of City-Owned Property, be waived, and

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

WHEREAS, Officer Charles Distelhorst, "Andor's" only handler prior to his retirement, is able and willing to provide accommodations for this canine at his personal residence and expense, and

WHEREAS, the Division of Police respectfully requests that the City allow this canine to be purchased by Officer Distelhorst for the sum of \$1.00; now, therefore:

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

Section 1. That the Finance and Management Director be and is hereby authorized and directed to sell a police canine with the registered name of "Andor" to Officer Charles Distelhorst for the sum of \$1.00.

Section 2. That the Council of the City of Columbus finds it is in the best interests of the City that City Code 329.30, Sale of City-Owned Personal Property, be and is hereby waived to permit the sale of this specific police dog to Officer Charles Distelhorst.

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

Legislation Number: 0236-2009

Drafting Date: 02/10/2009

Current Status: Passed

Version: 3

Matter Type: Ordinance

Explanation

REZONING APPLICATION # Z08-030

APPLICANT: Albany Landings LLC; c/o Jill S. Tangeman, Atty.; 52 East Gay Street; Columbus, OH 43215.

PROPOSED USE: Multi-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (7-0) on January 8, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested PUD-8, Planned Unit Development District would permit 344 multi-family units on 43.73± acres with 17.77± acres of open space and total gross density of 7.87 units per acre. The PUD plan and notes provide customary development standards and adequate buffering and screening throughout the site. The request for an increase of 168 units over what the current PUD-6, Planned Unit Development District allows is justified with the additional open space provided and improved protection of the wetlands area. The requested rezoning is consistent with the *Rocky Fork/Blacklick Accord* (2003) with respect to land use recommendations, and with the zoning and development patterns of the area.

Title

To rezone **4871 WARNER ROAD (43081)**, being 43.73± acres located on the south side of Warner Road, 1400± feet east of Ulry Road, **From:** PUD-6, Planned Unit Development District, **To:** PUD-8, Planned Unit Development District

and to declare an emergency (Rezoning # Z08-030).

Body

WHEREAS, application #Z08-030 is on file with the Building Services Division of the Department of Development requesting rezoning of 43.73± acres from PUD-6, Planned Unit Development District, to PUD-8, Planned Unit Development District; and

WHEREAS, the Columbus Public Health Healthy Places program recognizes the development includes an internal bike path and sidewalks which create walking and biking routes within the development and connect to the public sidewalk system and to the adjacent property to the east; and

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

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested PUD-8, Planned Unit Development District would permit 344 multi-family units on 43.73± acres with 17.77± acres of open space and total gross density of 7.87 units per acre. The PUD plan and notes provide customary development standards and adequate buffering and screening throughout the site. The request for an increase of 168 units over what the current PUD-6, Planned Unit Development District allows is justified with the additional open space provided and improved protection of the wetlands area. The requested rezoning is consistent with the *Rocky Fork/Blacklick Accord* (2003) with respect to land use recommendations, and with the zoning and development patterns of the area; now, therefore:

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

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

4871 WARNER ROAD (43081), being 43.73± acres located on the south side of Warner Road, 1400± feet east of Ulry Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Section 3, Township 2, Range 16, United States Military Lands and being those tracts conveyed to Dominion Homes by deeds of record in Instrument Number 200507060131302 and Instrument Number 200506070109304 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, at a point marking the intersection of the southerly right-of-way line of Warner Road with the westerly line of that 22 acre tract as conveyed to said Dominion Homes;

Thence with the perimeter of said Dominion Homes tracts, the following courses and distances:

South 86° 44' 29" East, a distance of 605.80 feet to a point;

South 01° 37' 12" West, a distance of 206.50 feet to a point;

South 87° 12' 33" East, a distance of 139.67 feet to a point;

South 03° 42' 28" West, a distance of 274.06 feet to a point;

South 86° 34' 44" East, a distance of 499.13 feet to a point; and

North 03° 31' 55" East, a distance of 480.74 feet to a point in said southerly right-of-way line of Warner Road;

Thence South 86° 44' 29" East, with said southerly right-of-way line, a distance of 50.00 feet to a point in the westerly line of that 2.869 acre tract conveyed to Michael W. and Mary A. Adkins;

Thence continuing with the perimeter of said Dominion Homes tract, the following courses and distances:

South 03° 31' 55" West, a distance of 1374.52 feet to a point;

North 85° 52' 57" West, a distance of 50.00 feet to a point;

North 85° 49' 03" West, a distance of 501.88 feet to a point;

South 03° 42' 28" West, a distance of 525.10 feet to a point;

North 87° 01' 54" West, a distance of 81.12 feet to a point;

North 86° 45' 50" West, a distance of 667.87 feet to a point;

North 03° 35' 11" East, a distance of 1891.45 feet to the Point of Beginning and containing 43.727 acres of land, more or less.

This description was prepared from existing records and is not to be used for deed transfer.

To Rezone From: PUD-6, Planned Unit Development District,

To: PUD-8, Planned Unit Development District.

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the PUD-8, Planned Unit Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved PUD-8, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plans being titled, "**ALBANY LANDINGS EXHIBIT A, B, C, C1, C2, & D,**" and said notes being titled, "**PUD NOTES,**" all dated January 27, 2009, and signed by Jill S. Tangeman, Attorney for the Applicant.

PUD NOTES

Zoning District: PUD-8

Property Location: 4871 and 4899 Warner Road (43016), being 43.73 +/- acres located on the south side of Warner Road, 1,400 +/- feet east of Ulry Road

Owner: Albany Landings LLC

Applicant: Albany Landings LLC

Date of Text: January 27, 2009

Application: Z08-030

Introduction: The subject site was first zoned to PUD-8 in 2005 to allow for 294 single-family and townhouse units. In 2006, the site was rezoned to PUD-6 to change the townhouse units to ranch condominium units. As a result of the depression of the single family home market, the applicant is seeking to rezone the site to PUD-8 to allow for a mix of ranch condominium units and multi-family apartment units. The change in the unit mix will allow the applicant to begin construction on the proposed development immediately, thus generating income through the Pay As We Grow plan for the

northeast corridor.

1. The uses permitted shall be multi-family dwelling units, detention / retention ponds, and a clubhouse and pool.
2. The height district shall be H-35, allowing for a mean thirty-five (35) foot height limitation in accordance with the Columbus City Code.
3. A maximum of three hundred forty-four (344) units may be built on the site in accordance with the Site Plan attached hereto as Exhibit A.
4. Homes may be used as model homes for the purpose of marketing and sales. A manufactured modular building (or a clubhouse or model home with parking) may be used as a sales office during the development of the project and the construction of homes therein.
5. Minimum separation between buildings shall be at least 10 feet.
6. For attached ranch multi-family units located on private streets the minimum building setback shall be 21 feet measured from the centerline of the street. Stoops for ranch multi-family units may encroach setback area up to 3'. Minimum side yard building setback on corner ranch multi-family unit buildings shall be 21 feet measured from the centerline of the street.
7. For multi-family apartment units located on private streets, the minimum building setback shall be 35 feet measured from the centerline of the street. A 4' sidewalk and an 11' tree lawn shall be provided in front of each building that has frontage along a primary access street as shown on the Typical Site Design Elements Plan attached as Exhibit D. All buildings that front onto a parking area shall have a minimum building setback of 10' from the edge of pavement.
8. All buildings and parking shall be setback 250' from the centerline of Warner Road as required by the Rocky Fork Blacklick Accord.
9. The street alignments shall be developed as shown on the attached Site Plan; however they are subject to refinement with final engineering and may be adjusted to reflect engineering, topographical or other site considerations established at the time of development. The director of development or the director's designee may approve adjustments to the street alignments upon submission of the appropriate data regarding the proposed adjustment.
10. Private streets shall be at least 22 feet in width for ranch multi-family units and for multi-family apartment units. Intersection details, including turning radii and tapers, will comply with the City of Columbus standards for 22' wide streets.
11. A bike path will be installed as shown on the Open Space Exhibit attached hereto as Exhibit B with connections to the properties to the east and to the west.
12. Developer will install concrete sidewalk or multi-use path along the south side of Warner Road. The locations of sidewalks throughout the development are shown on the Open Space Exhibit attached hereto as Exhibit B. Developer will also dedicate ten feet of additional right of way along Warner Road to the City of Columbus.
13. At least 2 enclosed spaces per dwelling unit shall be provided for the attached multi-family ranch units. 2 parking spaces per dwelling unit shall be provided for multi-family apartment units.
14. Parking restrictions shall be controlled by appropriate signage displayed within the development and shall include that parking shall be limited to one side of the Street and that no parking shall be permitted on either side of any street within 61' of street intersection. Fire hydrants shall be located on the side of the street where no parking is permitted. Enforcement by the condominium association shall be established by the rules and regulations of the condominium.
15. The owner, developer and or the association of owners must establish and maintain an agreement(s) with private

towing company(s), which agreements authorize the private towing company(s) to remove/tow any vehicles parking in restricted areas. There may be one or more such agreements with one or more towing company for any times, lengths, terms, etc., as the association determines, so long as at least one such agreement shall always at all times be in force for the purposes of enforcement, removal, towing as required above. Towing agreements shall be filed with the Division of Fire, Fire Prevention Bureau upon execution of contract.

16. Parking is restricted to garages and on streets (as set forth above). In conjunction with note above, the owner, developer, their successors and assigns (including the association of homeowners) must provide and maintain adequate and proper signage to designate all no parking zones.

17. The owner, developer, or the owners association, as applicable, shall designate the City of Columbus as an authorized agent for the sole and specific purposes of enforcement of parking restrictions and the issuance of citations and/or removal of vehicles parked in violation of posted parking restrictions on private streets or alleys.

18. For multi-family apartment units, the developer shall install the total number of trees equal to one street tree per thirty (30) lineal feet of street frontage for both sides of the street, which trees may be evenly spaced at 1 tree per 30', or grouped, and the remainder distributed throughout the site. Developer reserves the right to place trees based on the site conditions and may redistribute the balance as grouped elsewhere throughout the site.

19. For attached ranch multi-family units, the developer shall install at least the equivalent of one street tree per thirty (30) lineal feet of street frontage on primary access streets, for both sides of street. If staggered, there shall be a maximum horizontal spacing (across street) of 30'. Street trees shall be installed at regular intervals, per the above. Developer reserves the right to place trees based on site conditions, and may redistribute the balance as grouped elsewhere throughout the site.

20. Street trees shall be 2.5-inch caliper minimum at the time of planting, and species shall not be mixed on individual streets.

21. City of Columbus parkland dedication requirements were met as part of a development to the north (Albany Crossing). The developer will also be giving to the City of Columbus the wetlands preservation area identified on the Site Plan. Fencing will be installed to separate the wetlands area from the development per Recreation and Parks requirements.

22. Where drive aisles are adjacent to residential buildings, those areas shall be screened with hedge rows which shall be 4 feet in height within two years of planting. A minimum of 5% of parking areas shall be landscaped. All parking lots that front onto access streets or open space shall be screened with hedge rows which shall be 4' in height within two years of planting. Parking buffers will be installed in accordance with the Typical Site Design Elements Plan attached as Exhibit D.

23. Developer shall replace dead or decayed plant material within 6 months or by the next growing season. Existing trees in the setback areas along the property lines will be preserved except where it is necessary for utility crossings. Existing trees will also be preserved within a 50 foot distance from the centerline of the stream (100' total) as indicated on the Site Plan attached hereto as Exhibit A. Existing trees in the wetlands preservation area as shown on the Site Plan will also be preserved.

24. Developer shall install street trees along Warner Road at a rate of 4 per 100 linear feet. which may be evenly spaced, grouped, or used to supplement the existing tree line.

25. The Site Plan provides approximately 17.74 +/- acres of open space. All open space shall be maintained by an owners association. All open space as depicted in Area E on the open space plan shall be preserved.

26. The subject site shall be developed in accordance with the Site Plan attached as Exhibit A. The Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time the development and engineering plans are completed. Any slight adjustment to the Plan is subject to review and approval by the Director of the Department of Development, or his/her designee, upon submission of the appropriate data regarding the proposed adjustment.

27. This site is included within the Pay as We Grow plan for the northeast growth corridor. The developer has committed to paying ~~\$700.00~~ **\$2300.00** per dwelling unit towards infrastructure costs.

28. Attached ranch multi-family units will constructed with an exterior of a mixture of hardiplank and brick or stone.

29. Multi-family apartment buildings will be constructed with an exterior of a mixture of brick, "shake" siding and New Albany beaded vinyl siding as showing on the Architectural Features Plan attached as Exhibit C and the Sample Elevations attached as Exhibits C1 and C2.

30. Main entry features will be landscaped and lit with concealed uplights.

31. Lighting poles shall be cut-off fixture types. All lighting poles, signs, frames and/or supports shall be uniform and be either black or dark bronze in color. No pole shall exceed eighteen (18) feet in height.

32. Subject to approval of a Dumpster Waiver, refuse collection shall be provided by private hauler. All residents shall have a private refuse container(s). If a Dumpster Waiver is not granted or revoked by the City of Columbus, or if a future owner requests refuse service by the City of Columbus, dumpsters will be provided in accordance with applicable city code.

33. Developer shall install decorative street lamps at regular intervals similar to City of Columbus standard spacing. Street light spacing on public street(s) shall be per City code. All lighting fixtures within the multi-family sub-area shall be similar in style or type.

34. If security lighting is used, it shall be motion detector type lighting.

35. Outdoor light poles shall not exceed eighteen (18) feet in height. All wiring shall be concealed and/or underground. Ground-mounted lighting shall be shielded and landscaped.

36. All signage and graphics shall conform to the Columbus Graphics Code. Any variances needed from the applicable graphics requirements shall be submitted to the Columbus Graphics Commission.

37. Prior to site compliance plan approval, the final plans for the design of the Warner Road Full Replacement & Warner/Ulry Improvements that have been signed and approved by all applicable government agencies shall be provided to the City of Columbus in accordance with the Memorandum of Understanding comprising this property that was executed on February 23, 2006.

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

Legislation Number: 0246-2009

Drafting Date: 02/11/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

The City disperses Hotel/Motel Excise Tax proceeds in accordance with Section 371.02(c) of Columbus City Codes, which in part, allocates for the purpose of fostering arts and cultural services that enrich the community a certain amount of revenue from this source based on percentage of total collections. The City traditionally contracts with The Greater Columbus Arts Council (GCAC) to administer a variety of art and cultural programs and grants, pursuant to this objective.

Emergency action is requested to expedite the distribution of grants and support by GCAC into the community.

FISCAL IMPACT: The contract authorized by this legislation is included in the 2009 city budget.

Title

To authorize the City Clerk to contract with The Greater Columbus Arts Council, Inc. for the purpose of fostering and sustaining arts and cultural services that enrich the Columbus community; to authorize the expenditure of \$3,940,000.00 from the Hotel/Motel Excise Tax Fund; and to declare an emergency. (\$3,940,000.00)

Body

WHEREAS, Section 371.02(c) of the Columbus City Codes, specifies a certain amount based on percentage of collections of the revenues of the Hotel-Motel Excise Tax for use to nurture arts and cultural services that enrich the community; and

WHEREAS, City Council believes that this mission is best achieved by using said funds to support a broad array of programs, including but not limited to: fine arts exhibits, concerts, festivals, city park activities, avocational opportunities, and other programs for the visual and performing arts, including those provided by both professional and amateur artists, and public art; and

WHEREAS, The Greater Columbus Arts Council, Inc. has for many years served as the City's primary non-profit agency to disburse cultural arts funding; and

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is immediately necessary to contract with the Greater Columbus Arts Council, Inc. to allocate hotel-motel excise taxes to nurture arts and cultural services that enrich the Columbus community, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the City Clerk is hereby authorized to contract with The Greater Columbus Arts Council, Inc., to foster arts and cultural services for the enrichment and benefit of the citizens of Columbus.

SECTION 2. That ~~said contract shall allocate by the City~~ **the expenditure is hereby authorized for an amount up to \$3,940,000.00 up to \$3,940,000.00** of the revenues of the Hotel-Motel Excise Tax, in accordance with Chapter 371.02(c) of Columbus City Codes, 1959 from City Council, Department No. 20-01, the Hotel/Motel Excise Tax Fund, Fund 231, Sub-Fund 004, Object Level One 03, Object Level Three 3337, OCA Code 200214.

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

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves or vetoes the same.

Drafting Date: 02/13/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of Public Utilities to enter into contract for a one (1) year maintenance agreement for specialized Perkin Elmer testing equipment located at the Division of Sewerage and Drainage Surveillance Laboratory with Perkin Elmer LAS Inc. The agreement will be in effect from April 1, 2009 up to and including March 31, 2010. The maintenance agreement will include all service, labor and parts for the following testing equipment: Flame Autosampler, MAS Instrument, Pump Assembly, AA Instrument, and MAS Instrument. Perkin Elmer LAS Inc. is the single manufacturer, maintenance service provider and distributor of the equipment.

This ordinance is being submitted in accordance with the provisions of Sole Source procurement of the Columbus City Code Section 329.07.

The equipment is vital to the wastewater treatment process. It is used to test for metals in wastewater at the Jackson Pike and Southerly Wastewater Treatment Plants, and in the Industrial Pre-Treatment Section

SUPPLIER: Perkin Elmer LAS Inc (04-3361624) Expires 1-14-10

FISCAL IMPACT: \$40,620.00 is needed and budgeted for this service.

\$41,544.00 was spent in 2008

\$41,583.96 was spent in 2007

Title

To authorize the Director of Public Utilities to enter into a service agreement with Perkin Elmer LAS Inc. for laboratory equipment located at the Surveillance Laboratory within the Division of Sewerage and Drainage in accordance with the provisions of sole source procurement of the Columbus City Codes, to authorize the expenditure of \$40,620.00 from the Sewerage System Operating Fund. (\$40,620.00)

Body

WHEREAS, the Division of Sewerage and Drainage, Surveillance Laboratory has wastewater testing equipment used to analyze metals in the wastewater at Jackson Pike and Southerly Wastewater Treatment Plants and the Industrial Pre-Treatment Lab that requires to be maintained through periodic maintenance, and

WHEREAS, Perkin Elmer LAS Inc. is the manufacturer and distributor of said equipment and has submitted a quotation for the one (1) year service agreement and is the sole authorized company to service the equipment, and

WHEREAS, the agreement will be in effect to and including March 31, 2010, and

WHEREAS, the Division of Sewerage and Drainage is requesting this agreement to be established in accordance with the provisions of the sole source procurement of the Columbus City Code, Section 329.07, now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a service agreement with Perkin Elmer LAS Inc. for the maintenance of Perkin Elmer testing equipment for the Division of Sewerage and Drainage, Surveillance Laboratory.

Section 2. That this service agreement is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07.

Section 3. That the expenditure of \$40,620.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA 605105
Object Level 1: 03
Object Level 03: 3408.

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

Legislation Number: 0281-2009

Drafting Date: 02/17/2009

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 engineering services contract with DLZ Ohio, Inc. for the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton Area, for the Division of Sewerage and Drainage.

The Miller/Kelton area is located on the East side of the city and is bounded by East Main Street to the North, East Livingston Ave to the South, South Nelson Road to the East, and South Eighteenth Street to the West. The City is aware of occurrences of street, yard, and basement flooding, sanitary sewer surcharges, and sewerage overflows from Designed Sanitary Reliefs (DSRs) and manholes within the Miller/Kelton study area.

The purpose of this project is to conduct a detailed study of the sanitary collection system to identify locations of sewerage overflows out of manholes, sanitary reliefs, sewer system surcharging, sewer backup into basements (known as water-in-basement: WIBs), and identify the causes of these occurrences. The project will clean and televise all combined, sanitary and a limited amount (2,000 lf) of storm sewers within the project boundary; investigate the area's WIB complaints in the past 6 years; build a detailed hydraulic model of the sanitary and combined sewers (includes a thorough flow monitoring, and rain gage program); perform "representative" public and private investigations to estimate the impact of all private and public sources of inflow and infiltration (I&I). After identifying locations and causes, the Engineer will recommend cost effective improvements to the sanitary collection system to mitigate and/or eliminate sanitary sewer surcharges and consequent overflows at manholes, structures, and WIB occurrences for a selected design storm event.

A total of 5 firms submitted RFP's or RFSQ's for the project on 7/18/08: Burgess & Niple, DLZ Ohio, Inc., EMH&T, Gresham Smith and Partners, Inc., and URS. The scoring criteria was similar to the four prior I&I Studies. They were all considered qualified, experienced, and desired. DLZ Ohio, Inc. was selected for the Miller/Kelton Area Project.

B. **Contract Compliance No.:**

Number: 31-1268980 (MBR)

Expires 04/16/2009

Type of Business: MBR/ASN

C. **Emergency Designation:**

Emergency designation is not requested.

2. **FISCAL IMPACT:**

This ordinance authorizes the transfer of funds from within the Sanitary Sewer Revenue Bonds Fund for the purpose of providing the necessary funding required for this expenditure. There will also be an amendment to the 2008 Capital Improvements Budget to provide sufficient budget authority. This legislation will also authorize the expenditure of \$1,621,045.00 from the Sanitary Sewer Revenue Bonds Fund.

Title

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with DLZ Ohio, Inc., in connection with the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton Area; to authorize the transfer and expenditure of \$1,621,045.00 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,621,045.00)

Body

WHEREAS five companies submitted a proposals for the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton area; they were received and opened July 18, 2008 in the offices of the Director of Public Utilities; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into a professional engineering services contract with DLZ Ohio, Inc., in order to provide the necessary engineering services to the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton Area; 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 authorize the expenditure of \$1,621,045.00 from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into an agreement for professional engineering services with DLZ Ohio, Inc. in connection with the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton Area, at the earliest practical date; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to enter into a contract with DLZ, Ohio Inc., 6121 Huntley Road, Columbus, Ohio 43229, for professional engineering services in connection with the Sanitary Sewer System Inflow and Infiltration Remediation Project - Miller/Kelton Area, 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 the City Auditor is hereby authorized to transfer \$1,621,045.00 within the Sanitary Sewer Revenue Bonds Fund, Fund 665; Object Level Three 6676; Division of Sewerage and Drainage; Div. 60-05:

FROM:

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

650725| Large Pipe Diameter Cleaning| 665725 | \$1,470,469.00

650704 | JPWWTP OSIS Augment Sewer - Whittier | 665704| \$150,576.00

TO:

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

650405.12 | Sanitary Sewer Sys. I&I Remediation Project - Miller/Kelton | 665405 | \$1,621,045.00

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)

650405-100012 | Sanitary Sewer Sys. I&I Remediation - Miller/Kelton Area | \$0.00 | \$1,621,045.00 | (+\$1,621,045.00)

650725-100000 | Large Pipe Diameter Cleaning | \$1,470,469.00 | \$0.00 | (-\$1,470,469.00)

650704-100000 | JPWWTP OSIS Augment Sewer - Whittier | \$745,094.00 | \$594,518.00 | (-\$150,576.00)

Section 4. That the expenditure of \$1,621,045.00, or as much thereof as may be needed, is hereby authorized from the Sanitary Sewer Revenue Bonds Fund No. 665 | Division 60-05 | Project 650405 | OCA Code 665405 | Object Level Three 6676.

Section 5. That the City Auditor is hereby authorized to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

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

Section 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0284-2009

Drafting Date: 02/18/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AMENDMENT: CV07-030A

Ordinance #1163-2007, passed July 23, 2007 (CV07-030) allowed twenty-eight town house style dwellings arranged in four separate buildings in the R-2F and R-4 Residential Districts. During the engineering plan review process it became apparent that the approved building line variance of 16 feet would need to be reduced to 10 feet due modifications requested and required by City staff. The additional reduction in the building line will allow for the rear parking required by the City while maintaining adequate traffic flow space and the rear yard dimensions proposed by the architect. This ordinance will change the approved building line variance of 16 feet to 10 feet. No other provision of the ordinance will change.

NEAR EAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval.

Title

To amend Ordinance #1163-2007, passed on July 23, 2007 (CV07-030), for the property located **777 MOUNT VERNON AVENUE (43203)**, by amending Section 1 to modify the building line. (CV07-030A)

Body

WHEREAS, Ordinance #1163-2007, passed on July 23, 2007 (CV07-030), allowed the construction of a maximum of 28 town house dwelling units with reduced development standards at **777 MOUNT VERNON AVENUE (43203)**, in the R-2F and R-4 Residential Districts; and

WHEREAS, this ordinance will amend Ordinance # 1163-2007 by revising the building line from sixteen (16) feet as originally approved to ten (10) feet; and

WHEREAS, the Near East Area Commission recommends approval; and

WHEREAS, all other development standards and commitments contained in Ordinance #1163-2007 are unchanged by this ordinance and will remain in effect, now, therefore:

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

SECTION 1. That the existing Section 1 of Ordinance #1163-2007, passed on July 23, 2007 (CV07-030), be hereby repealed and replaced with a new Section 1 reading as follows:

SECTION 1. That a variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.05, Area district lot width requirements; 3332.14, R-2F area district requirements; 3332.21, Building lines; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.38, Private garage, of the Columbus City Codes for the property located at **777 MOUNT VERNON AVENUE (43203)**, insofar as said sections prohibits a total of twenty-eight town house style dwellings in four buildings with minimum lot widths of 20 feet, with minimum lot sizes of 1,100 square feet, with minimum side yards of zero feet, ~~sixteen~~ **ten (10)** foot building lines along Mount Vernon Avenue, Martin Luther King Boulevard and along Hamilton Avenue, with minimum rear yards comprising 19% and with garages as large as 1,300 square feet, said property being more particularly described as follows:

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

Legislation Number: 0285-2009

Drafting Date: 02/18/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the Franklin County Municipal Court Clerk to modify and increase the amount of the third year of a three year contract with Huntington National Bank for the provision of bank and credit card services, for the Clerk's office.

Contract Modification:

1. The amount of additional funds to be expended under this modification is \$90,000.00.
2. As per agreement with Huntington National Bank the Clerk's office receives earnings credits on funds deposited with the Huntington National Bank, which are used to offset the bank service charges. These credits are based on the current federal fund rate (interest) set by the Federal Reserve. The recent decline in this rate caused a decrease

in these earnings credit, causing a commensurate increase in the Court Clerk's banking service costs. As a result additional funds are needed to pay for the bank and credit card costs for the remaining term of the contract, ending December 31, 2009.

3. It is in the city's best interest to modify and increase the amount of the current contract with Huntington National Bank to maintain uninterrupted bank services for the Clerk's office.

Contracts:

2006 - Original Contract # EL006711- \$40,000.00 - Ordinance 2167-2006
2007 - First Contract Modification # EL006711 - No Additional Funds Required.
2008 - Second Contract Modification # EL008390 - \$80,000.00
2008 - Third Contract Modification # EL009021 - \$41,517.00
2009 - Fourth Modification - \$90,000.00

Contract Compliance Number: 31-0966785

Expiration Date: 09/21/2009

Fiscal Impact: Sufficient funds are available within the Clerk's 2009 general fund budget.

Emergency: To maintain uninterrupted bank services for the Franklin County Municipal Court Clerk's office.

Title

To authorize and direct the Franklin County Municipal Court Clerk to modify and increase the contract with Huntington National Bank for the provision of bank and credit card services; to authorize an expenditure of \$90,000.00 from the Clerk's general fund; and to declare an emergency. (\$90,000.00)

Body

Whereas, it is necessary for the Clerk to modify the contract for bank and credit card services with Huntington National Bank for the Clerk's office; and

Whereas, an emergency exists in the daily operations of the Franklin County Municipal Court Clerk's office in that it is necessary to authorize such contract modification in order to continue the bank services without interruption, for the immediate preservation of the public peace, health, safety and welfare, now therefore,

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

Section 1. That the Franklin County Municipal Court Clerk is authorized and directed to modify and increase the amount of the third year of a three year contract with Huntington National Bank in the amount of \$90,000.00, for the provision of bank and credit card services.

Section 2. That the expenditure of \$90,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Clerk's general fund, fund 010, subfund 01, department 2601, oca 260166, object level one 03, object level three 3348 to contract with the Huntington National Bank.

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

Legislation Number: 0287-2009

Drafting Date: 02/19/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of Finance and Management to establish a blanket purchase order for the Division of Sewerage and Drainage to obtain Schwing Pump Replacement Parts from an established Universal Term Contract.

This contract is utilized for the purchase of Schwing Pump Parts for the two (2) wastewater treatment plants. In 2008 the Southerly Wastewater Treatment Plant identified four (4) pumps that needed to be rehabilitated. Two (2) pumps were rebuilt in 2008 and two (2) pumps are slated to be rebuilt in 2009. The pumps are beyond the normal preventive maintenance and repair efforts and its more cost effective at this time to rehabilitate the pumps than to purchase new equipment

The Southerly Wastewater Treatment Plant has established a purchase order in the amount of \$75,000.00 and the Jackson Pike Wastewater Plant established a purchase order in the amount of \$25,000.00 which together maximize the allowable amount for the Division of Sewerage and Drainage without legislation. The cost estimate for each pump is approximately \$50,000.00 per pump. The funding is for parts to be purchased for the rehabilitation efforts. The funding from this legislation is for the Southerly Wastewater Treatment Plant and the total to be established including this legislation will be \$175,000.00

The Purchasing Office has established Universal Term Contract for the option to obtain Schwing Pump Replacement Parts. Items required will be obtained in accordance with this contract. The contract expires December 31, 2010 (FL-004058)

SUPPLIERS: Motion Industries (63-0251578) Expires 9-12-10

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

\$245,000.00 was spent in 2008

\$78,000.00 was spent in 2007

Title

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the Schwing Pump Replacement Parts from a Universal Term Contract with Motion Industries for the Division of Sewerage and Drainage; and to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund (\$100,000.00)

Body

WHEREAS, the Purchasing Office has established a Universal Term Contract (FL-004058) for the option to obtain the Schwing Pump Replacement Parts, with Motion Industries that expires December 31, 2010 and,

WHEREAS, in 2008 the Southerly Wastewater Treatment Plant identified four (4) pumps that needed to be rehabilitated. Two (2) pumps were rebuilt in 2008 and two (2) pumps are slated to be rebuilt in 2009

WHEREAS, the pumps are beyond the normal preventive maintenance and repair efforts and it is more cost effective at this time to rehabilitate the pumps then to purchase new equipment, and

WHEREAS, the Southerly Wastewater Treatment Plant has established a purchase order in the amount of \$75,000.00 and the Jackson Pike Wastewater Plant established a purchase order in the amount of \$25,000.00 which has exceeded the allowable amount for the Division of Sewerage and Drainage without legislation, and

WHEREAS, the cost estimate for each pump is approximately \$50,000.00 per pump, and

WHEREAS, the funding requested is for parts to be purchased for the rehabilitation efforts. The funding from this legislation is for the Southerly Wastewater Treatment Plant and the total to be established including this legislation will be \$175,000.00, and

WHEREAS, a blanket purchase order will be established in accordance with the Universal Term Contract on file with the Purchasing Office, now therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish a Blanket Purchase Order with Motion Industries, based on a Universal Term Contract for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$100,000.00 or so much thereof as may be needed, be and the same hereby is authorized from Fund 650 as follows:

OCA 605063
Object Level 1: 02
Object Level 03: 2245

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

Legislation Number: 0298-2009

Drafting Date: 02/19/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

Background: This is consent legislation with the Ohio Department of Transportation (ODOT) for an urban paving project. The project proposes to resurface DEL-750 (Polaris Parkway) from South Old State Road to Lyra Drive. The scope of work is to perform partial depth pavement reconstruction; plane and resurface pavement with asphalt concrete; and replace pavement markings and loop detectors. (DEL-750-7.26 PID 81909)

43 ADA curb ramps will be added or reconstructed in these project limits as a separate project.

This is an Ohio Department of Transportation resurfacing project and there no new sidewalks or bike paths associated with the City of Columbus portion of this project to be constructed. All existing bus stops will be preserved and/or maintained and maintenance of traffic plans take into account active bus stops for the project throughout construction.

Since a portion of this project lies within the City of Columbus, this consent ordinance is necessary. Construction of this project is scheduled for Summer 2010. This legislation also authorizes the Director of Public Service to enter into the necessary agreements to complete this project.

2. FISCAL IMPACT

Fiscal Impact: The estimated total cost of this project is \$500,000. The City's share is currently estimated at \$250,000. Prior to the project being constructed legislation for the City's share will be submitted.

TitleTo authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this Polaris Parkway Urban Paving Project for the Division of Design and Construction.(\$0.00)

as the Local Public Agency (LPA), in the matter of the stated described project.

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

The project proposes to perform pavement reconstruction and resurface pavement on DEL-750 (Polaris Parkway) from South Old State Road to Lyra Drive; now, therefore

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

Section 1 - Consent Statement

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

Section 2 - Cooperation Statement

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

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

That prior to the construction commencement date of the above-referenced project, the LPA shall install and/or repair all curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act and the LPA agrees to assume and bear one hundred percent (100%) of the cost of such installation and/or repair of curb ramps.

The City will assume and bear one hundred percent (100%) of the cost of construction less the amount of Federal and State funds set aside by the Director of Transportation and the Federal Highway Administration. The City will assume and bear one hundred percent (100%) of the cost of curbs, gutters, utility relocations, partial-and full-depth pavement repairs and other non-surface related items.

In the event that the City requests certain features or appurtenances be included within the highway improvement project's design and construction, and which features and appurtenances are determined by the State and the Federal Highway Administration to be not necessary for the State's highway improvement project, the City shall, prior to the project being advertised for construction contract bidding purposes, provide appropriate documentation that its Council has appropriated, and its Auditor has certified as being available for such specific purposes, funds sufficient in amount to cover one hundred percent (100%) of the costs of incorporating such additional features or appurtenances within the State's project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto.

Section 3 - Utilities and Right-of-Way Statement

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

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

Section 4 - Maintenance

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

Section 5 - Authority to Sign

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

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

Legislation Number: 0309-2009

Drafting Date: 02/20/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Purchasing Office has a pending Universal Term Contract for water meters and appurtenances with the vendor listed below. The Division of Power and Water needs to establish a purchase order in the amount of \$130,000.00 with this company. The vendor, contract number, and contract compliance number are listed below. This vendor does not have MBE/FBE status.

Vendor	UTC#	CC #	Exp. Date
Ferguson Waterworks	pending	54-1211771	08/27/2010

FISCAL IMPACT: This is an annual expenditure and the Division of Power and Water has allocated \$301,600.00 in the 2009 Budget for water meters and appurtenances.

\$104,875.87 was expended for meter horns, coppersettlers, and meter box yokes during 2008.

\$314,245.08 was expended for meter horns, coppersettlers, and meter box yokes during 2007.

Title

To authorize the Finance and Management Director to establish a Blanket Purchase Order, for water meters and appurtenances, from a pending Universal Term Contract, with Ferguson Waterworks for the Division of Power and Water; and to authorize the expenditure of \$130,000.00 from Water Systems Operating Fund. (\$130,000.00)

Body

WHEREAS, the Purchasing Office has a pending Universal Term Contract for water meters and appurtenances; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Finance and Management Director to establish a Blanket Purchase Order, for water meters and appurtenances, based on the above mentioned Universal Term Contract, 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 Blanket Purchase Order, for water meters and appurtenances, from a pending Universal Term Contract with Ferguson Waterworks for the Division of Power and Water, Department of Public Utilities.

Section 2. That the expenditure of \$130,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602664, Object Level One 02, Object Level Three 2246, vendors and amounts listed below, to pay the cost thereof.

<u>Vendor</u>	<u>Amount</u>
Ferguson Waterworks	\$ 130,000.00

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

Legislation Number: 0310-2009

Drafting Date: 02/23/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to enter into contract for the Division of Sewerage and Drainage for Catch Basin and Manhole Cleaning for the Sewer Maintenance Operation Center.

The Division of Sewerage and Drainage, Sewer Maintenance Operations Center contracts for catch basin and manhole cleaning services to remove and dispose debris from storm sewers and entire lengths of lead lines at various locations to reduce and prevent potential flooding. The contract language allows for a one (1) year agreement that can be extended 2 more years on a year to year basis. The expiration date of the first year is June 30, 2010. The yearly estimated amount to be spent for this service is \$100,000.00.

The Director of Public Utilities opened formal bids on December 19, 2008 and four (4) bids were received. The tabulation of those bids is attached. The Division of Sewerage and Drainage has reviewed the bids and recommended an award be made to lowest, responsive and responsible bidder, FeeCorp Corporation.

SUPPLIER: FeeCorp Corporation (31-1426410) Expires 1-14-10

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

\$95,000.00 was spent in 2008

\$100,000.00 was spent in 2007

Title

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

Body

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

WHEREAS, the Director of Public Utilities opened formal bids for Catch Basin and Manhole Cleaning Services on December 19, 2008 and four (4) bids were received; and

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

WHEREAS, the contract is being established for one (1) year and the contract language allows for 2 extensions on a year

to year basis; and

WHEREAS, this ordinance is for the first year of the contract which will expire June 30, 2010, now, therefore

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

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

Section 2. The contract is established for a period of one (1) year to and including June 30, 2010 and that the contract can be extended two (2) more years on a year to year basis.

Section 3. That the expenditure of \$100,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

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

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

Legislation Number: 0311-2009

Drafting Date: 02/23/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Mull & Weithman Architects, Inc. for professional architectural design and engineering services for various Public Safety renovation projects. This would serve as a blanket contract to perform small to midsize projects for the Public Safety Division.

Request for Statements of Qualifications were available on December 10, 2008, and responses were to be submitted on or before January 6, 2009. The City received eleven (11) statements from the following firms (0 MBE, 0 FBE, 1 AS1):

Mull & Weithman Architects, Inc., Asebrook & Company Architects, LLC, Triad, Bird Houk, Schooley Caldwell Associates, Inc., J.L. Bender, JBA Architects, P.C., LaFontaine Architecture, and Star Consultants, Inc. (AS1). Star Consultants, Inc. provided incorrect information; therefore, Star's proposal was pulled from the evaluation process. Two firms were late and disqualified. A five-person committee evaluated the proposals, consisting of three members from the Office of Construction Management, one member from the Division of Police, and one member from the Columbus Fire Division. The scores were as follows:

Mull & Weithman Architects, Inc.	826
Asebrook & Company Architects	815
Triad	741
Bird Houk	737
Schooley Caldwell Associates, Inc.	714
JL Bender	712
JBA Architects, P.C.	695

LaFontaine Architecture	542
Star Consultants, Inc. (AS1)	0

Mull & Weithman Architects Inc., was the highest-ranked firm. They received the number one ranking by three of the five-committee members. They scored high in several areas including Statement of Understanding, Competence to Perform, Past Performance, and Project Tasks Defined.

This ordinance also authorizes the transfer of \$250,000.00 between projects within the Safety Voted Bond Fund and amends the 2008 Capital Improvements Budget, Ordinance No. 0690-2008.

Fiscal Impact: This ordinance authorizes an expenditure of \$250,000 from existing cash in the Safety Voted Bond Fund to enter into contract with Mull & Weithman Architects Incorporated for general professional design and engineering services for the Public Safety Department.

Mull & Weithman Contract Compliance Number 31-1635306 Expiration date March 3, 2010.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Mull & Weithman Architects, Inc., for professional architectural and engineering services to be utilized for Public Safety Department projects; to amend the 2008 Capital Improvement Budget; to authorize the City Auditor to transfer \$250,000.00 between projects within the Safety Voted Bond Fund; and to authorize the expenditure of \$250,000.00 from the Safety Voted Bond Fund. (\$250,000.00)

Body

WHEREAS, it is necessary to contract with an engineering firm for professional and architectural engineering services for various Public Safety renovation projects; and

WHEREAS, a five-person evaluation committee recommended Mull & Weithman Architects, Inc., as the most qualified firm; and

WHEREAS, Mull & Weithman Architects, Inc., is the most responsive, responsible and best bidder for professional and architectural engineering services for various Public Safety renovation projects; and

WHEREAS, it is necessary to amend the 2008 Capital Improvements Budget and transfer cash between projects within the Safety Voted Bond Fund; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into a professional services contract with Mull & Weithman Architects, Inc., for professional architectural and engineering for various Public Safety renovation projects.

SECTION 2. That the 2008 Capital Improvements Budget is hereby amended as follows:

<u>Project/Project # CIB</u>	<u>CIB Amount</u>	<u>Revised</u>
Police Fire Comp Aided Dispatch Sys 320016-100000 (Carryover)	\$847,321	\$597,321
Professional Architectural Services 310004-100000 (Carryover)	\$0	\$250,000

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

FROM:

Dept/Div: 30-02 | Fund: 701 | Project Number 320016 | Project Name - Police Comp Aided Dispatch Sys | OCA Code: 701016 | Amount: \$250,000.00

TO:

Dept/Div: 30-01 | Fund: 701 | Project Number: 310004 | Project Name - Professional Architectural Services | OCA Code 701004 | Amount: \$250,000.00

SECTION 4. That the expenditure of \$250,00.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-01
Fund: 701
Project: 310004
OCA Code: 701004
Object Level 1: 06
Object Level 3: 6681
Amount: \$250,000.00

SECTION 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 0312-2009

Drafting Date: 02/23/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the City Auditor to transfer the required funds that are necessary to allow the Department of Public Utilities, Division of Power and Water to reimburse the Division of Sewerage and Drainage for construction of a 24" water main in the State Route 317 London-Groveport Road area.

The Division of Sewerage and Drainage's contractor, McNally/Kiewit Joint Venture, was working on the Big Walnut Outfall Augmentation Sewer, Part 2 Project (Ordinance No. 1519-2004), and discovered a water line needing repair. Since the contractor was already on site, it was most feasible in regard to time, cost, and convenience, to go forth with repairs for the Division of Power and Water. The cost of the water line reimbursement is \$171,040.00.

FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2008 Capital Improvements Budget.

Title

To authorize the City Auditor to transfer the required funds that are necessary to allow the Department of Public Utilities, Division of Power and Water to reimburse the Division of Sewerage and Drainage for construction of a 24" water main in the State Route 317 London-Groveport Road area; to authorize the transfer and expenditure of \$171,040.00 within 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. (\$171,040.00)

Body

WHEREAS, the Division of Sewerage and Drainage's contractor, McNally/Kiewit Joint Venture, was working on the Big Walnut Outfall Augmentation Sewer, Part 2 Project and discovered a water line needing repair; and

WHEREAS, the Divisions of Sewerage and Drainage and Power and Water agreed to have the contractor go forth with repairs since they were already on site and would reap savings in time, cost, and convenience; and

WHEREAS, the Division of Power and Water needs to reimburse the cost of this repair to the Division of Sewerage and Drainage; 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 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 aforementioned construction project has been completed, and it is necessary for this City Council to authorize the City Auditor to transfer the required funds that are necessary to allow the Department of Public Utilities, Division of Power and Water to reimburse the Division of Sewerage and Drainage construction of a 24" water main in the State Route 317 London-Groveport Road area; at the earliest practicable date; and

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

SECTION 1. That the City Auditor is hereby authorized to transfer \$171,040.00 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 6629, as follows:

Project No. | Project Name | OCA Code | change
690436 | Fisher Booster Station Discharge | 690436 | -\$139,794.43
690236 | Water Main Rehabilitation | 642900 | -\$8,048.36
690458 | Waggoner Rd. 30" W.M. | 690458 | -\$23,197.21
690383 | S.R. 317 London-Groveport W.M. | 642900 | +\$171,040.00

SECTION 2. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | change
690383 | SR 317 London-Groveport W.L. | \$0 | \$171,040 | +\$171,040

SECTION 3. That for the purpose of paying the reimbursement, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division of Power and Water, Dept./Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Project 690383, OCA Code 642900, Object Level One 06, Object Level Three 6629, Amount \$171,040.00.

SECTION 4. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

SECTION 5. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

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

Legislation Number: 0324-2009

Drafting Date: 02/25/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Council Variance Application: CV08-042

APPLICANT: Will Shively; c/o Julia E. Steigerwald, Agent; 6862 Lee Road; Westerville, Ohio 43081.

PROPOSED USE: Ground floor dwelling in the C-4, Commercial District.

FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The property is developed with a one-story photography studio zoned in the C-4, Commercial District. The applicant requests a Council variance to establish a live-work unit to allow a dwelling on the ground floor of the studio. Dwellings are only permitted on the second floor above certain commercial uses in the C-4, Commercial District. Staff has supported allowing a mixture of commercial uses and ground floor dwellings in mixed-use or urban commercial neighborhoods, and this proposal is not out of character for the area. The City of Columbus Zoning Code contains no district allowing live-work units on the ground floor. A Council variance is required to allow the applicant to pursue such a project. Variances to allow stacked parking spaces and a two-space parking reduction are included in the request, but because the business owner and the resident will be the same person, the parking need is negligible.

Title

To grant a Variance from the provisions of Sections 3356.03, C-4 Permitted Uses; 3342.15, Maneuvering; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City codes; for the property located at **1733 WEST THIRD AVENUE (43212)**, to permit a dwelling on the ground floor with reduced parking requirements in the C-4, Commercial District (Council Variance # CV08-042).

Body

WHEREAS, by application No. CV08-042, the owner of property at **1733 WEST THIRD AVENUE (43212)**, is requesting a Council Variance to permit a ground floor dwelling with reduced parking requirements in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4 Permitted Uses, prohibits dwellings on the ground floor, while the applicant proposes to have a ground floor dwelling in conjunction with a photography studio; and

WHEREAS, Section 3342.15, Maneuvering, requires every parking space to have sufficient access and maneuvering area which may include an aisle, circulation area or improved alley, while the applicant proposes to allow maneuvering over and through other parking spaces; and

WHEREAS, Section 3342.19, Parking space, requires that a parking space shall be a rectangular area of not less than nine (9) feet by eighteen (18) feet with no stacking permitted, while the applicant proposes two stacked parking spaces behind two code-compliant parking spaces; and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires four parking spaces for the photography studio and two parking spaces for the dwelling unit, or six (6), while the applicant proposes four (4) on-site parking spaces, and has the permission to use the Columbus Italian Club parking lot to the west of the site for additional

parking spaces; and

WHEREAS, the Fifth by Northwest Area Commission recommends approval; and

WHEREAS, City Departments recommend approval because the Applicant's request to establish a live-work unit to allow a dwelling on the ground floor of a photography studio in the C-4, Commercial District is not out of character for the area. Staff has supported allowing a mixture of commercial uses and ground floor dwellings in mixed-use or urban commercial neighborhoods. Dwellings are only permitted on the second floor above certain commercial uses in the C-4, Commercial District. The City of Columbus Zoning Code contains no district allowing live-work units on the ground floor. A Council variance is required to allow the applicant to pursue such a project. Variances to allow stacked parking spaces and a two-space parking reduction are included in the request, but because the business owner and the resident will be the same person, the parking need is negligible; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner of the property located at **1733 WEST THIRD AVENUE (43212)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3356.03, C-4 Permitted Uses; 3342.15, Maneuvering; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes is hereby granted for the property located at **1733 WEST THIRD AVENUE (43212)**, insofar as said sections prohibit a ground floor dwelling with a parking lot with two (2) stacked parking spaces, and a parking space reduction from six (6) required spaces to four (4) spaces; said property being more particularly described as follows:

1733 WEST THIRD AVENUE (43212), being 0.14± acres located on the south side of West Third Avenue, 114± feet east of Westwood Avenue, and being more particularly described as follows:

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

Being Lot Number Three Hundred Seventy (370) of Frank S. Wagenhals, et. al. Amended Subdivision of Lots Nos. 94 to 252, inc., 319 to 421 inc., to John R. Tilton's Gladdington Heights Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, pages 412-413, Records of Plats, Recorder's Office, Franklin County, Ohio.

PARCEL NUMBER: 010-63276

ADDRESS: 1733 West Third Ave., Columbus, OH 43212

PRIOR INSTRUMENT REFERENCE: 23649H05 - Recorder's Office, Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a ground floor dwelling in conjunction with the business established on this property, or those uses permitted in the C-4, Commercial District.

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

SECTION 4. That this ordinance is further conditioned on the dwelling unit only being occupied by the business owner at this property.

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

Legislation Number: 0341-2009

Drafting Date: 02/27/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

In 1933, pursuant to Ordinance 166-33, the City of Columbus vacated the first alley south of Beck Street from the east line of Jaeger Street to the west line of Grant Avenue, reserving a general utility easement for those utilities located within the alley at that time. The subject parcel, now known as 645 South Grant Avenue, has been developed with a 20 unit condominium project. The Department of Public Service recently received a request from Point Investment Company, owner of the condominium project, asking that the City release the reserved general utility easement from this property so that they can provide title insurance, without exception to the easement, to their unit buyers. After receipt of this request the Division of Design and Construction verified with all the public and private utility companies that there are no utilities located within this reserved general utility easement and that they have no objections to the release of this easement. The following legislation authorizes the Director of the department of Public Service to execute those documents necessary to release the general utility easement that was retained in 1933 pursuant to Ordinance 166-33.

Title

To authorize the Director of the Department of Public Service to execute those documents required to release the general utility easement that was retained when the first alley south of Beck Street from the east line of Jaeger Street to the west line of Grant Avenue was vacated pursuant to Ordinance 166-33.

Body

WHEREAS, in 1933, pursuant to Ordinance 166-33, the City of Columbus vacated the first alley south of Beck Street from the east line of Jaeger Street to the west line of Grant Avenue, reserving a general utility easement for those utilities located within the alley at that time; and

WHEREAS, the subject parcel, now known as 645 South Grant Avenue, has recently been developed with a 20 unit condominium project; and

WHEREAS, the Department of Public Service recently received a request from Point Investment Company, owner of the condominium project, asking that the City release the reserved general utility easement from this property so that they can provide title insurance, without exception to the easement, to their unit buyers; and

WHEREAS, after receipt of this request the Division of Design and Construction verified with all the public and private utility companies that there are no utilities located within this reserved general utility easement and that they have no objections to the release of this 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 necessary to release the general utility easement that was retained when the first alley south of Beck Street from the east line of Jaeger Street to the west line of Grant Avenue was vacated pursuant to Ordinance 166-33.

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

Legislation Number: 0343-2009

Drafting Date: 03/02/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV08-044

APPLICANT: City of Columbus, Development Department, Land Redevelopment Office; c/o John Turner, Agent; 109 North Front Street; Columbus, Ohio 43215.

PROPOSED USE: Construct two single-family dwellings.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council variance to allow two (2) single-family dwellings in the C-2, Commercial District. A Council variance is necessary because single-family dwellings are not permitted in the C-2 Commercial District. The site is two of fourteen C-2 parcels surrounded by the R-4, Residential District. This C-2, District has been in place since 1946. The fourteen parcels within the C-2, Commercial District are either vacant or developed with nonconforming one- or two-family dwellings. The surrounding R-4, Residential District is characterized by single and two-family dwellings, thus the request is consistent with the existing development pattern. The site is within the planning area of the *Franklinton Plan* (2003) which recommends single-family dwellings for the site. The applicants have agreed to design their building utilizing the Design Guidelines in the *Franklinton Plan* (2003). The requested variance would permit a single-family development consistent with the development pattern and character of the surrounding neighborhood. The Planning Division has indicated to the applicant they will be rezoning this area.

Title

To grant a variance from the provisions of Section 3353.03, Permitted uses; of the City codes, for the property located at **133 NORTH GUILFORD AVENUE (43222)**, to permit two single-family dwellings in the C-2 Commercial District **and to declare an emergency.** (CV08-044).

Body

WHEREAS, by application No. CV08-044, the owner of property at **133 NORTH GUILFORD AVENUE (43222)**, is requesting a Council Variance to permit a maximum of two (2) single-family dwellings in the C-2, Commercial District; and

WHEREAS, Section 3353.03, C-2, Commercial use, does not allow single-family dwellings, while the applicant proposes to permit a maximum of one (1) single-family dwelling on each of the two (2) parcels; and

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

WHEREAS, the Franklinton Area Commission recommends approval; and

WHEREAS, City Departments recommend approval to allow two (2) single-family dwelling units in the C-2, Commercial

District because single-family dwellings are not permitted in the C-2 Commercial District. The C-2, Commercial District that the site lies in consists of fourteen parcels surrounded by an R-4, Residential District. This C-2, District has been in place since 1946. The fourteen parcels within the C-2, Commercial District are either vacant or developed with one or two-family dwellings. The surrounding R-4, Residential District is characterized by single and two-family dwellings, thus the request is consistent with the existing development pattern. The site is within the planning area of the *Franklinton Plan* (2003) which recommends single-family dwellings for the site. The applicants have agreed to design their building utilizing the Design Guidelines in the *Franklinton Plan* (2003). The requested variance would permit a single-family development consistent with the development patterns and character of the surrounding neighborhood; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner of the property located at **133 NORTH GUILFORD AVENUE (43222)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3353.03, C-2, Commercial use use; of the Columbus City Codes for the property located at **133 NORTH GUILFORD AVENUE (43222)**, insofar as said sections single-family dwellings, said property being more particularly described as follows; and

**ZONING EXHIBIT
0.20 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Virginia Military Survey Number 70260, being all of Lots 119 and 120 of that subdivision entitled "Guilford Park Addition" of record in Plat Book 4, Page 330 (all references are to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the centerline intersection of Guilford Avenue with Wendell Street;

thence North 08° 19' 42" West, a distance of 43.72 feet to a point;

thence South 81° 40' 18" West, a distance of 25.00 feet to the TRUE POINT OF BEGINNING;

thence South 08° 22' 01" East, a distance of 66.00 feet to a point;

thence South 81° 53' 42" West, a distance of 130.00 feet to a point;

thence North 08° 25' 53" West, a distance of 66.00 feet to a point;

thence North 81° 51' 04" East, a distance of 130.00 feet to the TRUE POINT OF BEGINNING and containing 0.20 acre of land, more or less.

This description was prepared for documents of record for the purposes of rezoning. This description is not to be used for transfer of real property.

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

SECTION 3. That this ordinance is further conditioned that any new residential construction on this lot shall comply with R-4, Residential District development standards, except that minimum lot width shall be 33± feet, minimum lot area shall be 4290± square feet (excluding alley right-of-way).

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

Legislation Number: 0344-2009

Drafting Date: 03/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio, ("City") is owner and holder of certain real property located on the west side of Alton & Darby Creek Road and the north side of CSX Railroad tracks, Franklin County, Tax Parcel ID No. 241-000574 and 010-254305. The City is constructing a Southerly Wastewater Treatment Plant Headworks project on other real property also located in Franklin County, Ohio ("the Project"). The Project impacts certain surface water features located on the City's Property at the Southerly Wastewater Treatment Plant and the approvals for the project required that City obtain a water quality certification pursuant to Section 401 of the Clean Water Act, 33 U.S.C. § 1344 from the Ohio EPA and Nationwide Permit ("NWP") coverage from the Army Corps of Engineers ("the Army Corps"). In order to mitigate such impacts on the City's Property at the Southerly Wastewater Treatment Plant and as a condition of being issued the 401 water quality certification, Ohio EPA ID No. 033753 (the "401 Certification") and the NWP, the Army Corps and the Ohio EPA have required that the City obtain mitigation property and protect this property in perpetuity with an environmental covenant. To meet the conditions in the 401 Certification, the City has constructed the mitigation Wetlands in accordance with the requirements contained in the 401 Certification and the mitigation plan on a specific area ("the Covenant Area") of the City's property. The Covenant Area possesses substantial value in conserving and protecting the physical, biological and chemical integrity of Hellbranch Run and is important in the protection of the existing or designated use of the waters of the state pursuant to § 303 of the Clean Water Act, 33 U.S.C. § 1313 and § 6111.041 of the Ohio Water Pollution Control Act. The City will fulfill its obligation to ensure that the Covenant Area and the Covenant Area's Conservation Values are protected in perpetuity by the Environmental Covenant. This legislation authorizes the Director of the Department of Public Utilities to execute an Environmental Covenant and any ancillary documents necessary to restrict the activity and land use of the subject real property, more fully described in the body of this legislation.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

To authorize the Director of the Department of Public Utilities to execute an Environmental Covenant, by the City and the Ohio EPA, for the purpose of implementing activity and use limitations for the mitigation wetlands constructed by the City in accordance with the water quality certification pursuant to Section 401 of the Clean Water Act, 33 U.S.C. § 1344 from the Ohio EPA and NWP coverage from the Army Corps for the Project area.

Body

WHEREAS, the City of Columbus, Ohio, ("City") is owner of certain real property located on the west side of Alton & Darby Creek Road and the north side of CSX Railroad tracks, Franklin County, Ohio; and

WHEREAS, the City has is constructing a Southerly Wastewater Treatment Plant Headworks project on other real property also located in Franklin County, Ohio ("the Project"), the Project impacts certain surface water features located on the City's Property at the Southerly Wastewater Treatment Plant and the approvals for the project required that City obtain a water quality certification pursuant to Section 401 of the Clean Water Act, 33 U.S.C. § 1344 from the Ohio EPA and Nationwide Permit ("NWP") coverage from the Army Corps of Engineers ("the Army Corps"); and

WHEREAS, in order to mitigate such impacts on the City's Property at the Southerly Wastewater Treatment Plant and as a condition of being issued the 401 water quality certification, Ohio EPA ID No. 033753 (the "401 Certification") and the NWP, the Army Corps and the Ohio EPA have required that the City obtain mitigation property and to protect this property in perpetuity with an environmental covenant; and

WHEREAS, to meet the conditions in the 401 Certification, the City has constructed the mitigation requirements contained in the 401 Certification and the mitigation plan on a specific area ("the Covenant Area") of the City's property; and

WHEREAS, the Covenant Area possesses substantial value in conserving and protecting the physical, biological and chemical integrity of Hellbranch Run and is important in the protection of the existing or designated use of the waters of the state pursuant to § 303 of the Clean Water Act, 33 U.S.C. § 1313 and § 6111.041 of the Ohio Water Pollution Control Act; and

WHEREAS, the City proposes to fulfill its obligation to ensure the Covenant Area and the Covenant Area's Conservation Values are protected in perpetuity by this Environmental Covenant.

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 an Environmental Covenant and any ancillary documents, by the City and the Ohio EPA, for the purpose of implementing activity and use limitations for the mitigation wetlands constructed by the City in accordance with the water quality certification pursuant to Section 401 of the Clean Water Act, 33 U.S.C. § 1344 from the Ohio EPA and NWP coverage from the Army Corps for the Project area.

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

Legislation Number: 0346-2009

Drafting Date: 03/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Department of Public Utilities recommends reimbursement to Plaza Properties Inc. (Account # 238567-1286012) for overpayment of water and sewer fees. The overpayment was due to a data entry error during the installation of a new meter on April 10, 2008. The newly installed meter setting was inadvertently entered into the WASIMS billing system incorrectly. The result of this error is that the customer was charged for higher consumption than was actually used. An investigation into the occurrence has determined that the correct consumption will result in a reduction in the customer's account for Water and Sewer charges by \$20,299.10 and \$31,240.00 respectively. Prior to the adjustment the customer's account balance was \$2,032.94. The total adjustment of \$51,539.10 was applied to the customer's most recent water/sewer bill of \$2,032.94. The customer contacted the Division and an investigation has determined that a refund of \$49,506.16 is due to the customer. The calculated \$49,506.16 is the maximum refund and could be adjusted lower if the customer's

account goes through an additional billing cycle prior to the effective date of this legislation.

Contract Compliance is not required as this refund is necessary to our customer to whom we have agreed to provide water and sewer services.

FISCAL IMPACT: There is no budgetary impact because we are returning a portion of funds the customer paid. Revenues are not significantly impacted by this legislation.

Title

To authorize the Director of Public Utilities to reimburse Plaza Properties Inc. for over-payment of water and sewer fees, to authorize a revenue reduction transaction not to exceed \$49,506.16. (\$49,506.16)

Body

WHEREAS, the Department of Public Utilities recommends reimbursement to Plaza Properties Inc. (Account # 238567-1286012) for over-payment of water and sewer fees, and

WHEREAS, the overpayment was due to a data entry error during the installation of a new meter on April 10, 2008. The newly installed meter setting was inadvertently entered into the WASIMS billing system incorrectly. The result of this error is that the customer was charged for higher consumption than was actually used. An investigation into the occurrence has determined that the correct consumption will result in a reduction in the customer's account for Water and Sewer charges by \$20,299.10 and \$31,240.00 respectively. Prior to the adjustment the customers account balance was \$2,032.94. The total adjustment of \$51,539.10 was applied to the customer's most recent water/sewer bill of \$2,032.94. The customer contacted the Division and an investigation has determined that a refund of \$49,506.16 is due to the customer. The calculated \$49,506.16 is the maximum refund and could be adjusted lower if the customer's account goes through an additional billing cycle prior to the effective date of this legislation, and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, to authorize the Director of Public Utilities to reimburse Plaza Properties Inc. for over-payment of water and sewer fees, for the preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to reimburse Plaza Properties Inc. for over-payment of water and sewer fees.

Section 2. That a revenue reduction transaction in the total amount of \$49,506.16 or as much thereof as may be needed is hereby authorized from:

Water Operating Fund 600, Dept. 60-09, \$18,266.16
Sewerage System Operating Fund 650, Dept. 60-05, \$31,240.00

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

Legislation Number: 0347-2009

Drafting Date: 03/02/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

The purpose of this legislation is to authorize the Director of Finance and Management to establish a blanket purchase order for the Division of Sewerage and Drainage to obtain Sodium Hypochlorite in accordance with an established Universal Term Contract that expires March 31, 2011.

Sodium Hypochlorite is an approved chlorine solution used at the Southerly and Jackson Pike Wastewater Treatment Plants to disinfect effluent prior to its discharge to the Scioto River. The Ohio EPA requires that plant effluent be disinfected from May 1 through October 31 of each year. The chemical is being purchase in accordance with the existing Universal Term Contract, FL003910 which expires 3-31-11. The new contract reflects a 54% price increase from the previous contract from .5919/gal to .909/gal

SUPPLIER: Bonded Chemicals (61-1162384); Expires 8-18-10

FISCAL IMPACT: \$360,000.00 is required and budgeted for this expenditure. The Division of Sewerage and Drainage has established two (2) purchase orders in the amount of \$50,000.00. The total of \$100,000.00 is the threshold per Columbus City Code for funding Universal Term Contracts without legislation. With this legislation the total amount needed for the Fiscal Year for 2009 is \$460,000.00

\$264,000.00 was spent in 2008

\$219,000.00 was spent in 2007

Title

To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Bonded Chemicals from a Universal Term Contract for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$360,000.00 from the Sewerage System Operating Fund (\$360,000.00)

Body

WHEREAS, the Purchasing Office established a Universal Term Contract, FL003910 which expires 3-31-11 with Bonded Chemicals for the Purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage; and

WHEREAS, the Ohio EPA requires that effluent material be disinfected by the wastewater treatment plants prior to being discharged into the waterways, and

WHEREAS, Sodium Hypochlorite is an approved chlorine solution used for the disinfection process, and

WHEREAS, The new contract reflects a 54% price increase from the previous contract, and

WHEREAS, the blanket purchase order will be issued in accordance with the terms and specifications of FL003910 on file in the Purchasing Office, now, therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish a blanket purchase order for the purchase of Sodium Hypochlorite with Bonded Chemicals for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$360,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, as follows, to pay the cost thereof.

Southerly Wastewater Treatment Plant

OCA: 605055
Object Level 1: 02
Object Level 3: 2204
Amount: \$230,000.00

Jackson Pike Wastewater Treatment Plant

OCA: 605022
Object Level 1: 02
Object Level 3: 2204
Amount: \$130,000.00

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

Legislation Number: 0348-2009

Drafting Date: 03/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to establish blanket purchase orders with JCI Jones Chemicals Inc. for the Division of Sewerage and Drainage to obtain Liquid Sodium Bisulfite in accordance with an established Universal Term Contract. The contract expires on March 31, 2010.

In order to comply with the National Pollution Discharge Elimination Systems permits governing Jackson Pike and Southerly Wastewater Treatment Plants, it is necessary that the effluent flow to the Scioto River be de-chlorinated prior to discharge. Liquid Sodium Bisulfite is an approved agent for this purpose. Items required will be obtained in accordance with the existing Universal Term Contract, FL003373. In May of 2008 the price increased from .70/gallon to \$1.275/gallon an 82% increase. The same prices apply in 2009.

SUPPLIER: JCI Jones Chemicals Inc. (16-0809645) Expires 9-12-09

FISCAL IMPACT: \$185,000.00 is needed and budgeted for this purchase. The Division of Sewerage and Drainage has established two (2) purchase orders in the amount of \$50,000.00. The total of \$100,000.00 is the threshold per Columbus City Code for funding Universal Term Contracts without legislation. With this legislation the total amount needed for the Fiscal Year for 2009 is \$285,000.00

\$214,000.00 was spent in 2008

\$205,000.00 was spent in 2007

Title

To authorize the Director of Finance and Management to establish Blanket Purchase Orders with JCI Jones Chemicals Inc., for the purchase of Liquid Sodium Bisulfite from an established Universal Term Contract for the Division of Sewerage and Drainage; and to authorize the expenditure of \$185,000.00 from the Sewerage System Operating Fund. (\$185,000.00)

Body

WHEREAS, the Purchasing Office established a Universal Term Contract, FL003373 with JCI Jones Chemicals, Inc. for the option to obtain Liquid Sodium Bisulfite for the Division of Sewerage and Drainage; and

WHEREAS, in order to comply with the National Pollution Discharge Elimination Systems permits governing Jackson Pike and Southerly Wastewater Treatment Plants, it is necessary that the effluent flow to the Scioto River be de-chlorinated prior to discharge; and

WHEREAS, liquid Sodium Bisulfite is an approved agent for this purpose; and

WHEREAS, In May of 2008 the price increased from .70/gallon to \$1.275/gallon an 82% increase; and

WHEREAS, the Division of Sewerage and Drainage wishes to purchase this chemical from an existing Universal Term Contract on file with the Purchasing Office, now therefore,

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

Section 1. That the Director of Finance and Management is hereby authorized to issue Blanket Purchase Orders for the purchase of Liquid Sodium Bisulfite in accordance with an existing Universal Term Contract on file with the Purchasing Office, for use within the Division of Sewerage and Drainage.

Section 2. That the purpose of paying the cost thereof, the expenditure of \$185,000.00 or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating fund, Fund No. 650 as follows to pay for the cost thereof:

Southerly Wastewater Treatment Plant

OCA: 605055
Object Level 1: 02
Object Level 3: 2204
Amount: \$75,000.00

Jackson Pike Wastewater Treatment Plant

OCA: 605022
Object Level 1: 02
Object Level 3: 2204
Amount: \$110,000.00

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

Legislation Number: 0349-2009

Drafting Date: 03/02/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of Finance and Management to establish a blanket purchase orders for the Purchase of Polymer for the Division of Sewerage and Drainage, Southerly and Jackson Pike Wastewater Treatment Plants in

accordance with a Universal Term Contract established by the Purchasing Office.

Polymer is used at both wastewater treatment plants as a sludge conditioner in the sludge dewatering process. The Purchasing Office has established a Universal Term Contract FL003291 which expires March 31, 2010 for the purchase of Polymer.

SUPPLIER: Fort Bend Services (74-2144642) Expires 8-14-10

FISCAL IMPACT: \$920,000.00 is needed and budgeted for this purchase. The Division of Sewerage and Drainage has established two (2) purchase orders in the amount of \$50,000.00 each which has exceeded the threshold per Columbus City Code for funding Universal Term Contracts without legislation.

\$1,150,000.00 was spent in 2008

\$1,285,000.00 was spent in 2007

Title

To authorize the Director of Finance and Management to issue a Blanket Purchase Orders for the purchase of Polymer from a Universal Term Contract with Fort Bend Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$920,000.00 from the Sewerage System Operating Fund. (\$920,000.00)

Body

WHEREAS, the Purchasing Office has established a Universal Term Contract FL003291 for the purchase of Polymer for the which expires March 31, 2010; and

WHEREAS, the Jackson and Southerly Wastewater Treatment Plants utilize polymer for the dewatering of sludge process within the treatment procedure; and

WHEREAS, the Division of Sewerage and Drainage desires to purchase Polymer in accordance with the Universal Term Contract on file with the Purchasing Office; now, therefore

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

Section 1. That the Director of Finance and Management be and he is hereby authorized to issue a Blanket Purchase Orders for the purchase of Polymer on the basis of the Universal Term Contract with Fort Bend Services. for use in Department of Public Utilities, Division of Sewerage and Drainage.

Section 2. That the expenditure of \$920,000.00 or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating Fund 650 as follows to pay for the cost thereof:

Southerly Wastewater Treatment Plant

OCA 605055
Object Level One 02
Object Level Three 2204
Amount \$600,000.00

Jackson Pike Wastewater Treatment Plant

OCA 605022
Object Level One 02
Object Level Three 2204

Amount \$320,000.00

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

Legislation Number: 0350-2009

Drafting Date: 03/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV09-001

APPLICANT: Marigold Hill LLC; c/o Thomas F. Kibbey, Atty.; 2000 Huntington Center, 41 South High Street; Columbus, Ohio 43215.

PROPOSED USE: Parking lot with dumpster area and five-unit apartment building.

UNIVERSITY AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is developed with a vacant apartment building and an occupied non-conforming five-unit apartment building in the R-4, Residential District. The applicant requests a Council variance to permit a lot split which will create parcels for a six-space parking lot with dumpster area on the site of a vacant apartment building to be demolished ("Parcel A"), and to conform the occupied apartment building ("Parcel B"). Variances for R-4 yard and area standards, parking lot screening, and a parking space reduction are included in the request. The site is within the planning area of the *University Neighborhoods Revitalization Plan* (1996), which recommends low intensity residential development for this location. Approval of this request will not add a new or incompatible use to the area and will decrease density and provide much needed off-street parking spaces.

Title

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3332.15, R-4 area district requirements; 3332.19, Fronting on a public street; 3332.25, Maximum side yard required; 3332.26, Minimum side yard permitted; 3342.17, Parking lot screening; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at **90 EAST FIFTH AVENUE (43201)**, to allow a parking lot with dumpster area as a primary use with no frontage on a public street ("Parcel A"), and to conform a five-unit apartment building with reduced development standards ("Parcel B") in the R-4, Residential District (Council Variance # CV09-001).

Body

WHEREAS, by application #CV09-001, the owner of property at **90 EAST FIFTH AVENUE (43201)**, is requesting a Variance to allow a parking lot with dumpster area as a primary use with no frontage on a public street ("Parcel A"), and to conform a five-unit apartment building with reduced development standards ("Parcel B") in the R-4, Residential District; and

WHEREAS, Section 3332.039, R-4, Residential district, permits a maximum of four dwelling units in one building, while the applicant proposes a six-space parking lot with dumpster area as a primary use on newly created "Parcel A" and to conform and maintain an existing five-unit apartment building on newly created "Parcel B" with reduced development standards; and

WHEREAS, Section 3332.15, R-4 area district requirements, requires that a dwelling containing three (3) or four (4) dwelling units shall be situated on a lot with an area which equals or exceeds twenty-five hundred (2,500) square feet per

dwelling unit, while the applicant proposes to maintain an existing five-unit apartment building on a 7,260± square-foot lot for "Parcel B"; and

WHEREAS, Section 3332.19, Fronting on a public street, requires a dwelling unit to have frontage on a public street, while the applicant proposes to create a lot ("Parcel A") for a parking lot with no frontage on a public street; and

WHEREAS, Section 3332.25, Maximum side yard required, requires the sum of the widths of each side yard to equal or exceed 20% of the seventy-two (72±) foot wide lot, or 14.4± feet, while the applicant proposes to maintain a maximum side yard of zero (0) feet for the existing building on "Parcel B"; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a side yard of no less than five (5) feet, while the applicant proposes to maintain minimum side yards of zero (0) feet for the existing building on "Parcel B"; and

WHEREAS, Section 3342.17, Parking lot screening, requires five foot high, 75% opaque screening for parking lots located within eighty feet of residentially zoned property, while the applicant proposes a six-space parking lot with no screening ("Parcel A"); and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires two (2) parking spaces per dwelling unit, or ten (10) spaces, while the applicant proposes one (1) parking space on "Parcel B" with a condition that the six (6) parking spaces provided on "Parcel A" are to only be used by the residents of this five-unit apartment building; and

WHEREAS, this variance will permit a parking lot with dumpster area as a primary use with no frontage on a public street ("Parcel A"), and conform a five-unit apartment building with reduced development standards ("Parcel B") in the R-4, Residential District; and

WHEREAS, the University Area Commission recommends approval; and

WHEREAS, City Departments recommend approval because the requested variance will not add a new or incompatible use to the area, will decrease density, and provide much needed off-street parking spaces. The request will permit a lot split which will create parcels for a six-space parking lot with dumpster area on the site of a vacant apartment building to be demolished ("Parcel A"), and will conform an occupied apartment building ("Parcel B"). Variances for R-4 yard and area standards, parking lot screening, and a parking space reduction are included in the request. The site is within the planning area of the *University Neighborhoods Revitalization Plan* (1996), which recommends low intensity residential development for this location; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **90 EAST FIFTH AVENUE (43201)**, in using said property as desired and; now, therefore:

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

SECTION 1. That a variance is granted from the provisions of Sections 3332.039, R-4, Residential District; 3332.15, R-4 area district requirements; 3332.19, Fronting on a public street; 3332.25, Maximum side yard required; 3332.26, Minimum side yard permitted; 3342.17, Parking lot screening; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at **90 EAST FIFTH AVENUE (43201)**, insofar as said sections prohibit a

lot split which will create parcels for a parking lot with dumpster area as a primary use with no frontage on a public street and no parking lot screening ("Parcel A"), and a five-unit apartment building on a 7,260± square-foot lot, with a reduced maximum side yard from fourteen 14.4± feet to zero (0) feet, reduced minimum side yards from five (5) feet to zero (0) feet, and a parking space reduction from ten (10) required spaces to one (1) ("Parcel B"); said property being more particularly described as follows:

90 EAST FIFTH AVENUE (43201), being 0.3± acres located on the north side of East Fifth Avenue, 48± feet east of Indianola Avenue, and being more particularly described as follows:

Parcel No. 010-242021

Situated in the State of Ohio, County of Franklin, and City of Columbus and being more particularly described as follows:

Beginning at the southeast corner of Lot #9 in Short's Amended Addition as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, page 221, Recorder's Office, Franklin County, Ohio;

Thence, South, across a twenty (20) foot alley 20.00 feet to an iron pin set at the northeast corner of Lot #8 of said Short's Amended Addition;

Thence, West, with the north line of said Lot #8 and the south line of said 20 foot alley 28.00 feet to an iron pin set;

Thence, North, across said 20 foot alley 20.00 feet to an iron pin set on the south line of said Lot #9 and the north line of said 20 foot alley;

Thence, East, with the south line of said Lot #9 and the north line of said 20 foot alley 28.00 feet to the place of beginning, containing 560 square feet or 0.013 acres more or less. Bearings shown hereon are to an assumed meridian and are used to denote direction only.

Parcel No. 010-029489

Parcel A

Situated in the State of Ohio, County of Franklin, City of Columbus, and being all of Lot Number 8 and the east half of Lot Number 7 in John and Elizabeth L. Short's Amended Subdivision to the City of Columbus as recorded in Plat Book 3, Page 221, and being a 0.124 acre lot split from the property conveyed to MARIGOLD HILL, LLC, as recorded in Instrument Number 200705240090741, all references being to those of record in the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Commencing at an ¾" iron pin found at the northeast corner of that tract conveyed to MARIGOLD HILL, LCC and described as Parcel VI - Site B, as recorded in Instrument Number 200705240090741, said iron pin also being the southeast corner of Lot Number 9 of John and Elizabeth L. Short's Amended Subdivision and on the westerly right-of-way of Frances Place (20 feet wide) as recorded in Plat Book 3, Page 221, thence along the westerly right-of-way of Frances Place, South 00 degrees 00 minutes 00 seconds East, a distance of 20.00 feet to an iron pin set at the northeast corner of said Lot Number 8, also being the northeast corner of that tract described as Parcel VI - Site A, as recorded in Instrument Number 200705240090741, and The Point of Beginning for the tract described as follows;

thence continuing along the westerly right-of-way of Frances Place, South 00 degrees 00 minutes 00 Second East, a distance of 74.80 feet to an iron pin set;

thence leaving the westerly right-of-way of Frances Place and across said Parcel VI - Site A, North 89 degrees 52 minutes 51 seconds West, a distance of 72.28 feet to an iron pin set on the westerly line of said Parcel VI - Site A;

thence along the westerly line of said Parcel VI - Site A, North 00 degrees 12 minutes 46 seconds East, a distance of 41.10 feet to an ¾" iron pipe found;

thence continuing along the westerly line of said Parcel VI - Site A, North 00 degrees 23 minutes 41 seconds East, a distance of 33.92 feet to an 3/4" iron pipe found at the northwest corner of said Parcel VI - Site A;

thence along the northerly line of said Parcel VI - Site A, South 89 degrees 42 minutes 22 seconds East, a distance of 71.76 feet to The Point of Beginning and containing an area of 0.124 acres, more or less.

The bearings in the above description are based on an assumed meridian and are used to denote angles only.

Iron pins set are 30" 5/8" rebar capped with yellow id "Mullaney P.S. 7900"

All references being to those of record in the Recorder's Office, Franklin County, Ohio.

Parcel B

Situated in the State of Ohio, County of Franklin, City of Columbus, and being all of Lot Number 8 and the east half of Lot Number 7 in John and Elizabeth L. Short's Amended Subdivision to the City of Columbus as recorded in Plat Book 3, Page 221, and being a 0.167 acre lot split from the property conveyed to MARIGOLD HILL, LLC, as recorded in Instrument Number 200705240090741, all references being to those of record in the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Commencing at an 3/4" iron pin found at the northeast corner of that tract conveyed to MARIGOLD HILL, LCC and described as Parcel VI - Site B, as recorded in Instrument Number 200705240090741, said iron pin also being the southeast corner of Lot Number 9 of John and Elizabeth L. Short's Amended Subdivision and on the westerly right-of-way of Frances Place (20 feet wide), as recorded in Plat Book 3, Page 221, thence along the westerly right-of-way of Frances Place, South 00 degrees 00 minutes 00 seconds East, a distance of 94.80 feet to an iron pin set at the northeast corner of said proposed 0.167 acre lot split and The Point of Beginning for the tract described as follows;

thence continuing along the westerly right-of-way of Frances Place, South 00 degrees 00 minutes 00 Second East, a distance of 100.20 feet to an iron pin set at the southeast corner of the tract as described as Parcel VI - Site A, as recorded in Instrument Number 200705240090741, also being the southeast corner of Lot Number 8, said iron pin set also being the intersection of westerly right-of-way of Frances Place (20 feet wide) and the northerly right-of-way of Fifth Avenue (60 feet wide), as recorded in Plat Book 3, Page 221

thence leaving the westerly right-of-way of Frances Place and along the northerly right-of-way of Fifth Avenue, North 90 degrees 00 minutes 00 seconds West, a distance of 72.52 feet to an iron pin set on the westerly line of said Parcel VI - Site A;

thence along the westerly line of said Parcel VI - Site A, North 00 degrees 12 minutes 46 seconds East, a distance of 100.35 feet to an iron pin set;

thence leaving the westerly line of said Parcel VI - Site A, and across said Parcel VI - Site A, South 89 degrees 52 minutes 51 seconds East, a distance of 72.28 feet to The Point of Beginning and containing an area of 0.167 acres, more or less.

The bearings in the above description are based on an assumed meridian and are used to denote angles only.

Iron pins set are 30" 5/8" rebar capped with yellow id "Mullaney P.S. 7900"

All references being to those of record in the Recorder's Office, Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a parking lot with dumpster area ("Parcel A"), and a five-unit apartment building ("Parcel B"), or those uses permitted in the R-4, Residential District.

SECTION 3. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled, "**PROPOSED SITE PLAN**," drawn by Moody Nolan Inc., dated February 27, 2009, and signed by Curtis J. Moody, Architect. The Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Site Plan shall be subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.

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

SECTION 5. That this ordinance is further conditioned upon the combination of Parcel # 010-242021 with Parcel A prior to filing for all applicable permits.

SECTION 6. That this ordinance is further conditioned upon the six (6) parking spaces provided on "Parcel A" to only be used by the residents of the five-unit apartment building on "Parcel B" after construction of said parking spaces is complete.

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

Legislation Number: 0357-2009

Drafting Date: 03/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: As a result of the continued extensive, city-wide, code review process conducted by Lexis-Nexis, a series of code changes were recommended for the code titles under the direction of the Department of Development in an effort to remove errors and conflicts from the Columbus City Codes. These changes are designed not to change the content or intent of the code but rather to correct simple typographical errors and conflicting cross-references when present.

This ordinance authorizes amendments to the Columbus Zoning Code, Title 33, to correct multiple cross-references, mostly referencing the Historic Preservation code chapters, which are now part of the Title 31, Planning and Platting. These proposed code changes also clarify the limited regulatory role governing political signs arising out of multiple court challenges for these types of graphics.

These code changes also repeal Chapter 3523, Urban Homesteading Program, in its entirety, as this program as codified has outdated references and is no longer a functioning program, having been replaced with other programs, services and offices within the Department of Development. In the event such a program was to be reauthorized, the involved code chapter would need to be fully redrafted at that time to comply with the applicable funding guidelines developed and implemented at that point.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend various code sections in Title 33, Columbus Zoning Code, to correct code cross-references and to repeal Chapter 3523, Urban Homesteading Program, in Title 35, Slum Clearance and Urban Renewal, as the program has outdated references and is no longer a functioning program.

Body

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

WHEREAS, these changes are designed not to change the content or intent of the code but rather to correct simple typographical errors and conflicting cross references when present; and

WHEREAS, this ordinance authorizes amendments to the Columbus Zoning Code, Title 33, to correct multiple cross-references, mostly referencing the Historic Preservation code chapters, which are now part of the Title 31, Planning and Platting; and

WHEREAS, these proposed code changes also clarify the limited regulatory role governing political signs arising out of multiple court challenges for these types of graphics; and

WHEREAS, these code changes also repeal Chapter 3523, Urban Homesteading Program, in its entirety, as this program as codified has outdated references and is no longer a functioning program, having been replaced with other services and offices within the Department of Development; and

WHEREAS, in the event such a program was to be reauthorized, the involved code chapter would need to be fully redrafted at that time to comply with the applicable funding guidelines developed and implemented at that point; now, therefore,

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

Section 1. That the existing section 3303.01 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3303.01 Letter A.

"Abutting" means bordering.

"Accessory" means a subordinate use, building or structure located on the same lot with and of a nature incidental to the principal use, building or structure.

"Accessory Parking" and "Non-accessory Parking."

1. "Accessory parking" means automobile parking as a subordinate use and of a nature incidental to but supportive of the principal use, building or structure. Accessory parking is characterized as a free service for employees and/or customers of the principal use, building or structure.

2. "Non-accessory parking" means automobile parking as a principal rather than a subordinate land use and is neither accessory nor code-required. Non-accessory parking is generally characterized as a commercial service.

"Activities, specified sexual." (See "Specified sexual activities.")

"Activity" means an individual tenant, business, or other commercial or noncommercial establishment or occupancy.

"Addition" means a part added to a building either by constructing so as to form one (1) architectural whole, or by joining, as by a passage, so that each is a necessary adjunct or appurtenance of the other or so that they constitute the same building.

"Administrator" when used without clarification means the director or his or her designee.

"Adult booth" means an area of an adult entertainment establishment or adult store separated from the rest of a building by a divider, partition or wall and used to:

1. Demonstrate, play, or show adult material, or
2. View a live performance distinguished or characterized by an emphasis on the depiction, description, exposure, or representation of specified anatomical areas or the conduct or simulation of specified sexual activities.

"Adult entertainment establishment" means an auditorium, bar, cabaret, concert hall, nightclub, restaurant, theater or other similar commercial establishment that recurrently features or provides one or more of the following:

1. Persons who appear in the nude;
2. A live performance distinguished or characterized by an emphasis on the depiction, description, exposure, or representation of specified anatomical areas or the conduct or simulation of specified sexual activities; or
3. Audio or video displays, computer displays, films, motion pictures, slides or other visual representations or recordings characterized or distinguished by an emphasis on the depiction, description, exposure or representation of specified

anatomical areas, or the conduct or simulation of specified sexual activities.

"Adult material" means items consisting of one or more of the following:

1. Digital or printed books, magazines, periodicals, audio, video displays, computer displays, films, motion pictures, slides, or other visual representations or recordings that are characterized or distinguished by an emphasis on the depiction, description, exposure, or representation of specified anatomical areas or the conduct or simulation of specified sexual activities, or
2. Devices, instruments, novelties or paraphernalia designed for use in connection with specified sexual activities, or that depict or describe specified anatomical areas.

"Adult store" means one or more of the following:

1. An establishment which has a majority of its shelf space or square footage devoted to the display, rental, sale, or viewing of adult material for any form of consideration.
2. An establishment with an adult booth.

"Aggregate Graphic Area." (See "Graphic area.")

"Alley" means a right-of-way not less than ten (10) feet wide but less than thirty-five (35) feet wide located at the rear or side of lots, dedicated to public use for travel or transportation and generally affording secondary access to abutting property.

"Alley line" means a lot line bordering on an alley.

"Alter" or "Alteration," and "Structural Alteration."

"Alter" or "alteration" means any change, rearrangement or modification in construction or in the exit facilities or the moving of partitions from one location or position to another.

"Structural alteration" means any change in the supporting members of a building such as bearing walls, columns, lintels, beams or girders or floor construction.

"Amusement park" means any premises offering three (3) or more amusement rides for hire on a per use basis or the charging of an admission fee for more than twenty-one (21) calendar days in a calendar year. An amusement ride is a ride or device, aquatic device, or a combination of devices that carries or conveys passengers on, along, around, over, or through a fixed restricted course within a defined area for the purpose of giving its passenger's amusement pleasure, or excitement. "Amusement ride" includes carnival rides, bungee jumping, inflatable rides and fair rides. Amusement park does not include an approved special event allowed by C.C. Chapter 3390.

"Anatomical Areas, Specified" (See: "Specified anatomical areas.")

"Animal kennel" or "animal shelter" means any building, structure, or premises which is used, arranged, intended or designed to be used for the boarding and/or breeding of animals for more than a consecutive twenty-four (24) hour period and not located or operated in conjunction with the practice of a licensed veterinarian on the same parcel. Pet day care, pet grooming facilities, pet stores and pet supply stores, with no outside runs, shall not be considered an animal kennel.

"Animated Graphic" (See "Graphic.")

"Antenna" means any system of wires, poles, rods or similar devices for transmitting or receiving radio signals or television signals, or both, together with the structure used for the primary purpose of supporting same, including the foundation, guys, and all other components thereof.

"Apartment complex" means a residential development under one control and consisting of three (3) or more apartment houses erected on a lot which has frontage on and access to a public street through an approved system of private drives.

"Apartment hotel" means a building arranged, intended or designed to be occupied by five (5) or more individuals or groups of individuals living independently but having a common heating system and a general dining room.

"Apartment house" means a building arranged, intended or designed to be occupied by five (5) or more individuals, groups of individuals or families living independently of each other and with cooking facilities for the exclusive use of each of the individuals, groups of individuals, or families who occupy the premises. The number which an apartment house is designed to accommodate shall be determined by the number of separate dwelling units in such dwelling.

"Approved combustible material" means wood or any material not more combustible than wood, as specified in the most recent National Electrical Code; and approved plastics.

"Architectural decoration" means an element, design or motif, other than an architectural feature; installed, attached, painted or applied to the exterior of a building or structure for the purpose of ornamentation or artistic expression.

(Compare with "Architectural feature.")

"Architectural feature" means a window, door or other element of building design intended to be functional and any ornamentation associated therewith. (Compare with "Architectural decoration.")

"Architectural review commission" when used without clarification means the historic resources commission created by Chapter 3117, C.C., or an architectural review commission created in Title 31, C.C. by Chapter 3319 to Chapter 3331,

~~C.C., inclusive~~, and having jurisdiction over the application.

"Architectural review commission guidelines" means the document adopted by an architectural review commission that sets forth the architectural characteristics of a listed property or an architectural review commission area, or a specific property therein and provides design guidance for appropriate construction or alteration therein pursuant to the provisions of the pertinent chapter. Guidelines and standards are intended to be consistent with each other.

"Arterial street" means any street for which the primary function is to move vehicles from one section of the city or county and which is so designated on the city of Columbus thoroughfare plan and arterial construction type adopted by city council and used for express, moderate speed travel (usually thirty-five to fifty (35-50) miles per hour) within an urbanized area.

"Automatic changeable copy." (See "Changeable copy.")

Aviation Field. See "Landing field."

"Awning" means a hood or cover that projects from the wall of a building intended only for shelter or ornamentation.

"Fixed awning" means an awning constructed with a rigid frame which cannot be retracted, folded or collapsed.

"Illuminated awning" means a fixed awning covered with a translucent membrane and which is, in whole or part, illuminated by light passing through the membrane from within the structure; also known as an "electric awning."

"Retractable awning" means an awning, which can be, retracted, folded, or collapsed against the face of the supporting building.

"Canopy" means an awning, which is additionally supported by one (1) or more columns.

"Marquee" means a fixed awning or canopy, which requires additional loading for graphics.

Section 2. That the existing section 3311.21 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3311.21 Requirements for uses specified in C.C. 3363.17.

Where the application is for a use permit for a highly objectionable use and/or other use as specified in C.C. 3363.17 the requirements of Chapter 3363 ~~C.C. 3363.17~~ shall be complied with in addition to the requirements of Chapter 3311 ~~Sections 3311.15 through 3311.28.~~

Section 3. That the existing section 3311.28 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3311.28 Requirements.

(a) Less Objectionable Uses. Where an application for a use permit is for a use or equipment or their enlargement as listed in C.C. 3363.02 to 3363.08, 3365.02 to 3365.08 and 3367.02 to 3367.08, inclusive, for less objectionable uses, such application may be approved and a use permit for same may be granted by the administrator without further clearance within M-2, M-1 and M-manufacturing districts, provided such use complies with the performance standards and other regulations as required in this Zoning Code; and, further, provided that within an M-2 or M-manufacturing district such use is located not less than twenty-five (25) feet from any residential and apartment residential districts.

(b) More Objectionable Uses. Where an application for a use permit is for a use or equipment or its enlargement as listed in C.C. 3363.09 to 3363.16 and 3365.09 to 3365.15, inclusive, for more objectionable uses, such application may be approved by the administrator and a use permit may be granted by him; provided, (1) the location of such use or equipment or its enlargement is conclusively shown to be both in an M-1 or M-manufacturing district and within not less than six hundred (600) feet from any residential and apartment residential districts, and, (2) the administrator has received a report with a favorable recommendation concerning such location, use, equipment and/or enlargement from the aforesaid approved technical institute.

Furthermore, where an application for a use permit is for a use or equipment or its enlargement as listed in C.C. 3363.09 to 3363.16 and 3365.09 to 3365.15, inclusive, for more objectionable uses, and where a survey, analysis, report and recommendations concerning the proposed location, use, equipment and/or enlargement have been made by the aforesaid approved technical institute, then the administrator may approve said application; provided the performance standards and other requirements of this Zoning Code are complied with.

(c) Atomic Energy Products and Uses. Where an application for a use permit is for a use or equipment or their enlargement as listed in C.C. 3363.17, such application may be approved by the administrator and a use permit may be granted as provided by subsection (b) above, provided that a survey, analysis and report and recommendation on such use, equipment, enlargement and its location shall have been made, at the expense of the applicant, by a recognized technical institute

approved by the administrator as required by C.C. ~~3363.17~~ and 3311.20; and provided, further, such use permit shall be conditional upon further inspections and requirements as provided in C.C. ~~3363.17~~ 3311.29.

(d) Excavation and Quarrying. Where an application for a use permit is for a use listed in Chapter 3369, such application may be approved and a use permit may be granted by the administrator under the following conditions:

- (1) That the use or activity is to be conducted entirely within an EQ excavation and quarrying district;
- (2) That the applicant agrees to pay for such inspection as the administrator and building inspector may require for appropriate enforcement of the regulations requirements of Chapter 3369 and C.C. 3311.23.

Section 4. That the existing section 3333.35 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3333.35 Private garage.

A private garage in an apartment district shall be so located and constructed as to conform to one (1) or more of the following as the case may require:

- (A) A private garage shall not be an accessory use to a lot in an apartment district unless such lot is occupied by a town house, dwelling or apartment house and unless a building permit has been issued for and construction started for same on such lot;
- (B) When a private garage is built as an accessory use in a terrace or retaining wall on the front side of the lot, such private garage shall not project in front of the terrace or retaining wall more than three (3) feet, and in no case shall it project above the level of the ground (or main) door of a residence on an adjoining lot;
- (C) No separate private garage building shall be erected in a terrace or retaining wall, closer than the required building line to the street line, or closer than the minimum side yard requirement or building line to an adjoining lot line. On a corner lot a separate private garage building shall not be closer than the building line of the side street to such side street;
- (D) An attached or semi-attached private garage shall have such separation from the town house, dwelling or apartment house as is specified in the Building Code;
- (E) A private detached garage shall not occupy more than forty-five (45) percent of the total rear yard;
- (F) Subject to the limitation of subsection (E) above, no portion of the lot area devoted to a private garage or a carport shall exceed the greater of:
 - (1) Seven hundred twenty (720) square feet; or
 - (2) One-third (1/3) of the minimum net floor area for living quarters of the dwelling unit or units; and
- (G) No carport or detached private garage shall exceed fifteen (15) feet in height, the perpendicular straight line measured from the curb level, or from the finished grade line of the lot where such grade is higher than the curb, to the highest point of such garage, except that in the university impact district, as defined in C.C. 3372.504, in those areas having an architectural review commission as set out in Title 31 Chapters 3319 through 3331, C.C., or in a district or listed property, as defined in Chapter 3116, C.C., the fifteen (15) foot height limit may be exceeded in order to achieve a compatible roof pitch provided the University Area review board, the appropriate architectural review commission, or the historic resources commission, as the case may be, finds the increased roof pitch is compatible with the established architectural character of the district and further provided the increased roof pitch does not result in habitable space.
- (H) A private garage shall be considered attached to the dwelling only when directly attached to habitable space. Any habitable space in an attached garage must connect directly with habitable space in the dwelling.
- (I) Nothing in subsection (H) above shall prevent a breezeway connection between a house and private garage. The area of the breezeway connection shall be utilized in calculating the percent of total rear yard which may be occupied by a private, detached garage as stipulated in subsection (E) above, but shall not be subject to the limitations of subsection (F) above.
- (J) No maintenance, alteration, repair, reconditioning or reconstruction of, or connected in any way with, a motor vehicle, as defined by Ohio Revised Code Section 4511.01, registered to anyone other than a resident of the subject premises shall be carried on or conducted in a private garage.

Section 5. That the existing section 3345.17 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3345.17 Private garages.

A private garage in a residential district shall be so located and constructed as to conform to one or more of the following as the case may require:

- (A) A private garage shall not be an accessory use to a lot in a residential district unless such lot is occupied by a residence

- or unless a building permit has been issued for and construction started on a residence building on such lot;
- (B) A private garage provided as an accessory use in a PUD district shall not provide for more than two (2) motor vehicles for each family for which such residence is arranged or designed;
- (C) No separate private garage building shall be erected in a terrace or retaining wall, closer than the required building line to the street line, or closer than the minimum side yard requirement or building line to an adjoining lot line. On a corner lot a separate private garage building shall not be closer than the building line of the side street to such side street;
- (D) An attached or semi-attached private garage shall have such separation from the residence or apartment residence as is specified in the Building Code;
- (E) A private detached garage may not occupy more than forty-five (45) percent of the total rear yard;
- (F) Subject to the limitation of subsection (E) above, no portion of the lot area devoted to a private garage or a carport shall exceed the greater of:
- (1) Seven hundred twenty (720) square feet, or
 - (2) One-third (1/3) of the minimum net floor area for living quarters of the principal residence; and
- (G) No carport or detached private garage shall exceed fifteen (15) feet in height, the perpendicular straight line measured from the curb level, or from the finished grade line of the lot where such grade is higher than the curb, to the highest point of such garage, except that in the University Impact District, as defined in C.C. 3372.504, in those areas having an architectural review commission as set out in Title 31 Chapters 3319 through 3331, C.C., or in a district or listed property, as defined in Chapter 3116, C.C., the fifteen (15) foot height limit may be exceeded in order to achieve a compatible roof pitch provided the University Area review board, the appropriate architectural review commission, or the historic resources commission, as the case may be, finds the increased roof pitch is compatible with the established architectural character of the district and further provided the increased roof pitch does not result in habitable space.
- (H) A private garage shall be considered attached to the dwelling only when directly attached to habitable space. Any habitable space in an attached garage must connect directly with habitable space in the dwelling.
- (I) Nothing in subsection (H) above shall prevent a breezeway connection between a house and private garage. The area of the breezeway connection shall be utilized in calculating the percent of total rear yard which may be occupied by a private, detached garage as stipulated in subsection (E) above, but shall not be subject to the limitations of subsection (F) above.
- (J) No maintenance, alteration, repair, reconditioning or reconstruction of, or connected in any way with, a motor vehicle, as defined by Ohio Revised Code Section 4511.01, registered to anyone other than a resident of the subject premises shall be carried on or conducted in a private garage.

Section 6. That the existing section 3347.13 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3347.13 Private garages.

A private garage in a residential district shall be so located and constructed as to conform to one or more of the following, as the case may require:

- (A) A private garage shall not be an accessory use to a lot in a residential district unless such lot is occupied by a residence or unless a building permit has been issued and construction started on a residence building on such lot;
- (B) A private garage provided as an accessory use in a planned community district shall not provide for more than two (2) motor vehicles for each family for which such residence is arranged or designed;
- (C) No separate private garage building shall be erected in a terrace or retaining wall, closer than the required building line to the street line, or closer than the minimum side yard requirement or building line to an adjoining lot line. On a corner lot a separate private garage building shall not be closer than the building line of the side street to such side street;
- (D) An attached or semi-attached private garage shall have such separation from the residence or apartment residence as is specified in the Building Code;
- (E) A private detached garage may not occupy more than forty-five (45) percent of the total rear yard;
- (F) Subject to the limitation of subsection (E) above, no portion of the lot area devoted to a private garage or a carport shall exceed the greater of:
- (1) Seven hundred twenty (720) square feet; or
 - (2) One-third (1/3) of the minimum net floor area for living quarters of the principal residence; and
- (G) No carport or detached private garage shall exceed fifteen (15) feet in height, the perpendicular straight line measured from the curb level, or from the finished grade line of the lot where such grade is higher than the curb, to the highest point of such garage, except that in the university impact district, as defined in C.C. 3372.504, in those areas having an architectural review commission as set out in Title 31 Chapters 3319 through 3331, C.C., or in a district or listed property,

as defined in Chapter 3116, C.C., the fifteen (15) foot height limit may be exceeded in order to achieve a compatible roof pitch provided the university area review board, the appropriate architectural review commission, or the historic resources commission, as the case may be, finds the increased roof pitch is compatible with the established architectural character of the district and further provided the increased roof pitch does not result in habitable space.

(H) A private garage shall be considered attached to the dwelling only when directly attached to habitable space. Any habitable space in an attached garage must connect directly with habitable space in the dwelling.

(I) Nothing in subsection (H) above shall prevent a breezeway connection between a house and private garage. The area of the breezeway connection shall be utilized in calculating the percent of total rear yard which may be occupied by a private, detached garage as stipulated in subsection (E) above, but shall not be subject to the limitations of subsection (F) above.

(J) No maintenance, alteration, repair, reconditioning or reconstruction of, or connected in any way with, a motor vehicle, as defined by Ohio Revised Code Section 4511.01, registered to any one other than a resident of the subject premises shall be carried on or conducted in a private garage.

Section 7. That the existing section 3372.510 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3372.510 Exemption of parking space loss due to refuse storage requirement.

A. Any owner of property zoned apartment-residential and of residential use in the university area who provides a refuse storage receptacle or cubic yard container (dumpster) as required by Title 13 C.C. ~~1303.12~~ and thereby loses one (1) or more existing, required parking spaces will be exempt from the necessity of replacing such lost space if on or before January 1, 1995, the owner notifies the director by affidavit of his name, the property's address, the number of legal parking spaces lost due to compliance with C.C. 1303.12, and the number of legal parking spaces remaining. Said document shall be retained in the division for future reference in a manner similar to board of zoning adjustment's variance retention files.

B. This exemption shall be valid only for so long as: a sufficient refuse storage receptacle or cubic yard container is provided on site; there is no new construction of habitable floor area of two hundred (200) square feet or more; and there is no change of use in or upon said premises.

Section 8. That the existing section 3375.01 of the Columbus City Codes, 1959, is hereby amended to read as follows:

Break 1

3375.01 Scope and definitions.

Chapters 3375 to 3383, C.C. inclusive, hereinafter called the "Graphics Code," are hereby established to regulate private graphics within the city. Within the city, no person shall construct, install, relocate, alter, maintain or remove a graphic regulated by this Graphics Code unless done in accordance with this Graphics Code.

Chapter 902, C.C., in part, prohibits the display or any other utilization of a private graphic within any public right-of-way. It is not within the scope of this Graphics Code to authorize any graphic to be situated entirely within any public right-of-way.

A graphic attached to a building or other approved structural support situated on a lot of record, may extend over a public right-of-way when installed and maintained in conformance with the provisions of this GraphicsCode. No property right shall be conveyed to any person, including but not limited to an owner or occupant, upon the granting of a permit allowing a graphic to extend into any public right-of-way. No interest shall be conveyed other than a temporary interest in the airspace, which shall be subservient to the interests of the city or other applicable governmental body.

In addition, it is not the intent of this Graphics Code to repeal, abrogate, annul, or in any way impair or interfere with provisions of other laws or codes, except those specifically repealed by this Graphics Code. However, where this Graphics Code imposes greater restrictions, the provisions of this Graphics Code shall prevail.

This Graphics Code distinguishes between graphics and signs as defined in Chapter 3303, C.C. A "sign" is a type of "graphic," therefor the term "graphic" shall include the term "sign." A reference to the term "sign" shall not apply to other types of "graphics."

For the purposes of this Graphics Code the terms, phrases, words, and their derivatives useherein shall have the meaning given them in Chapter 3303, C.C.

The definitions of Chapter ~~3116~~ ~~3316~~, C.C. and Chter 4101, C.C. shall also apply, except that where a conflict occurs Chapter 3303 takes precedence. Where not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular include the plural number.

Section 9. That the existing section 3375.06 of the Columbus City Codes, 1959, is hereby amended to read as

follows:

3375.06 Street classification.

A. Each street in the city is hereby assigned a classification based on the number of through-lanes and speed limit of said street at the time of application for a certificate of zoning clearance, installation permit or temporary permit:

1. Two-lane street with a speed limit of thirty-five (35) miles per hour or less;
2. Two-lane street with a speed limit greater than thirty-five (35) miles per hour;
3. Multi-lane street with a speed limit of thirty-five (35) miles per hour or less;
4. Multi-lane street with a speed limit greater than thirty-five (35) miles per hour; or
5. Freeway.

A through-lane shall be a lane that carries moving vehicular traffic during a portion of each day, but shall not include any lane exclusively for turning movements, acceleration, deceleration, parking or loading.

B. An alley with a right-of-way greater than thirty (30) feet shall be considered a two-lane street with a thirty-five (35) miles per hour or less speed limit.

C. No person shall install a sign directed to an alley with a right-of-way of thirty (30) feet or less, except the following:

1. A street address, in compliance with C.C. 3375.09(E) ~~3375.09(I)~~;
2. An ingress/egress sign adjacent to an approved driveway, in compliance with C.C. 3377.05(B);
3. A wall sign on the side or rear of a building, in compliance with C.C. 3377.024(D).

D. Those portions of a freeway with a speed limit fifty (50) miles per hour or less shall be considered to be a multi-lane street with a speed limit greater than thirty-five (35) miles per hour.

E. The following additional limitations shall apply to the installation of an on-premises sign to be directed to those portions of a freeway with a speed limit greater than fifty (50) miles per hour:

1. No more than one (1) on-premises ground sign or wall sign directed to said freeway shall be displayed on any lot, or no more than two (2) single-faced wall signs shall be utilized with each sign face directed to vehicular traffic in only one direction, except as provided in C.C. 3377.16 for a motorist services use;
2. Sign copy shall be limited to identification of the use by name, logo, street address and principal product or service; and
3. No co-op signs, changeable copy signs, mechanical movement or flashing graphics shall be displayed.

Section 10. That the existing section 3375.18 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3375.18 Political sign standards.

A political sign may be displayed without a certificate of zoning clearance, an installation permit, temporary permit, or miscellaneous graphic permit but such signs are otherwise subject to the provisions of the Graphics Code generally applicable to all signs, including but not limited to, the prohibition against placement in the public right-of-way.

~~A. Political signs are hand tacked temporary off-premises signs which may be displayed for sixty (60) days prior to an election or referendum provided that such signs are removed within seven (7) days following the election or referendum. Political signs shall not exceed six (6) square feet in size and shall not be erected in commercial and manufacturing zoning districts in front of the building line. One (1) such sign may be displayed in the front yard of residential and institutional properties.~~

~~B. Except as otherwise provided in this section any individual or organization wishing to distribute or erect political signs shall obtain a miscellaneous permit as required by C.C. 3375.11.~~

~~C. Candidates or their representatives requesting a miscellaneous permit to distribute and post political signs shall submit a letter acknowledging their familiarity with and willingness to abide by the requirements of this section. Applicants shall pay along with the above letter the fee established in the fee schedule in effect at the time the application is filed.~~

~~D. Applicants shall employ their best effort to remove all political signs within seven (7) days following the election or referendum, and shall submit a signed affidavit that to the best of his knowledge all of the signs erected have been removed. The signed affidavit must be submitted to administrator or his authorized representative within ten (10) working days following the election or referendum.~~

Section 11. That Chapter 3523 of the Columbus City Codes, 1959, is hereby repealed in its entirety.

Section 12. That sections 3303.01, 3311.21, 3311.28, 3333.35, 3345.17, 3372.510, 3375.01, 3375.06, and 3375.18 of the Columbus City Codes, 1959, are hereby repealed.

Section 13. That this ordinance shall take effect and be in force from and after the earliest period provided by law.

Legislation Number: 0359-2009

Drafting Date: 03/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: In order to improve the efficiency with which the Department of Development delivers community services and to create economies of scale in an effort to reduce costs, the department is being reorganized to consolidate divisions and realign offices.

This realignment includes moving the Historic Preservation Office into the Planning Division in an effort to bolster the staff needed to handle the workload of overseeing development and redevelopment in the city's older neighborhoods in a timely manner. The code enforcement functions will become part of the Building Services Division in an effort to create an area that handles the entire lifespan of any building project, with the remaining functions of the Neighborhood Services Division being consolidated into the Office of the Director for more direct oversight and management. The consolidation of the Downtown Development Office and the Economic Development Division will allow for one central, coordinated point for all economic development needs throughout the entire city and brings together all the best efforts of these two areas to focus on growing our economic base and improving the quality of one of our strongest assets.

This structure will not only improve coordination between divisions and reduce redundancies, thereby reducing costs and improving service delivery, but as envisioned, these changes will better align the Department of Development to handle not only the current economic crisis, but place it in a position to lead and best capitalize on our strengths when the crisis fades.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend multiple sections in Chapter 215 of the Columbus City Codes, concerning the organization of the Department of Development, in order to consolidate divisions and offices in an effort to improve efficiencies and reduce redundancies in the delivery of services.

Body

WHEREAS, in order to improve the efficiency with which the Department of Development delivers community services and to create economies of scale in an effort to reduce costs, the department is being reorganized to consolidate divisions and realign offices; and

WHEREAS, this realignment includes moving the Historic Preservation Office into the Planning Division in an effort to bolster the staff needed to handle the workload of overseeing development and redevelopment in the city's older neighborhoods in a timely manner; and

WHEREAS, the code enforcement functions will become part of the Building Services Division in an effort to create an area that handles the entire lifespan of any building project, with the remaining functions of the Neighborhood Services Division being consolidated into the Office of the Director for more direct oversight and management; and

WHEREAS, the consolidation of the Downtown Development Office and the Economic Development Division will allow for one central, coordinated point for all economic development needs throughout the entire city and brings together all the best efforts of these two areas to focus on growing our economic base and improving the quality of one of our strongest assets; and

WHEREAS, this structure will not only improve coordination between divisions and reduce redundancies,

thereby reducing costs and improving service delivery, but as envisioned, these changes will better align the Department of Development to handle not only the current economic crisis, but place it in a position to lead and best capitalize on our strengths when the crisis fades; now therefore,

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

Section 1. That the existing Section 215.01 of the Columbus City Codes, 1959, is hereby amended to read as follows:

215.01 Department of development established.

There is established a department of development. The department of development shall consist of a director, one (1) department deputy director and the following divisions; economic development, planning, housing, ~~neighborhood services~~ and building services. Within the director's office there shall be a land redevelopment office, ~~a downtown development office~~ and an administrative office. The department of development shall have as its primary duty the coordination, regulation, management, implementation and promotion of programs to encourage: business expansion and attraction, planned growth, creation of housing opportunities, a lively downtown, healthy, safe and revitalized neighborhoods. The department of development shall perform all other lawful functions as directed by the mayor or ordinance of council.

Section 2. That Section 215.03 of the Columbus City Codes, 1959, is hereby repealed.

~~**215.03 Division of neighborhood services.**~~

~~The division of neighborhood services is established as a division of the department of development. The administrative head of the division shall be the neighborhood services administrator. The division shall have as its primary duties the promotion of healthy neighborhoods through code enforcement, historic preservation, the city's consolidated plan and a neighborhood liaison communication program and other duties as may be authorized by the director or ordinance of council.~~

Section 3. That the existing Section 215.04 of the Columbus City Codes, 1959, is hereby amended to read as follows:

215.04 Division of housing.

The division of housing is established as a division of the department of development. ~~The administrative head of the division shall be the housing administrator.~~ The division shall have as its primary duties the enhancement of neighborhoods through the creation of housing opportunities through finance, lead abatement, relocation, rehabilitation and community assistance programs and other duties as may be authorized by the director or ordinance of council.

Section 4. That the existing Section 215.05 of the Columbus City Codes, 1959, is hereby amended to read as follows:

215.05 Division of economic development.

The division of economic development is established as a division of the department of development. ~~The administrative head of the division shall be the economic development administrator.~~ The division shall have as its primary duties the facilitation of economic and technology development through business and commercial strip incentives and financing infrastructure improvements, promoting a lively downtown, international trade and business development and other duties as may be authorized by the director or ordinance of council.

Section 5. That the existing Section 215.06 of the Columbus City Codes, 1959, is hereby amended to read as follows:

215.06 Division of planning.

The division of planning is established as a division of the department of development. ~~The administrative head of the division shall be the planning administrator.~~ The division shall have as its primary duties the promotion of guided growth

of the city through sound urban, regional and neighborhood planning practices, oversight of historic preservation, and other duties as may be authorized by the director or ordinance of council.

Section 6. That the existing Section 215.07 of the Columbus City Codes, 1959, is hereby amended to read as follows:

215.07 Division of building services.

The division of building services is established as a division of the department of development. ~~The administrative head of the division shall be the building services administrator.~~ The division shall have as its primary duties the facilitation of sound growth and safeness of the city through appropriate building inspections and plans review, permitting, ~~and zoning,~~ code enforcement, and other duties as may be authorized by the director or ordinance of council.

Section 7. That Section 215.08 of the Columbus City Codes, 1959, is hereby repealed.

~~215.08 Office of downtown development.~~

~~The office of downtown development is established as an office of the department of development within the directors office. The office shall have as its primary duties the promotion of a lively downtown by encouraging specific economic development and housing opportunities and other duties as may be authorized by the director or ordinance of council.~~

Section 8. That the existing Section 215.10 of the Columbus City Codes, 1959, is hereby amended to read as follows:

215.10 Office of administration.

The office of administration is established as an office of the department of development within the director's ~~directors~~ office. The office shall have as its primary duties the facilitation of human resources, public information, fiscal, legislative, ~~and contracts management,~~ neighborhood liaison communication program, and other employee support functions of the department as needed and other duties as may be authorized by the director or ordinance of council.

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

Legislation Number: 0361-2009

Drafting Date: 03/03/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: Ordinance No. 1814-2007, passed November 19, 2007, authorized the City Attorney to acquire certain property rights, and to expend monies in connection with the OSIS Augmentation and Relief Sewer (OARS) Project. The preliminary amount of funding originally made available for this project was done so with the understanding that additional monies may be needed at a later date. It is now necessary to authorize the City Attorney to acquire additional fee simple title and lesser interests, contract for any additional necessary professional services, and to expend additional money for payment of acquisition costs in connection with the OSIS Augmentation and Relief Sewer (OARS) Project.

Fiscal Impact: The Department of Public Utilities, Division of Sewerage and Drainage, has determined funding for this project in the amount of \$110,000.00 will be from the Sanitary Sewer Revenue Bonds Fund.

Emergency Justification: Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project to stay within the established time line.

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$110,000.00 from the Sanitary Sewer Revenue Bonds Fund for costs in connection with the OSIS Augmentation and Relief Sewer (OARS) Project, and to declare an emergency. (\$110,000.00).

Body

WHEREAS, the City of Columbus is engaged in the OSIS Augmentation and Relief Sewer (OARS) Project; and

WHEREAS, it is necessary for City Council to authorize the expenditure of \$110,000.00 from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewers and Drainage, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the OSIS Augmentation and Relief Sewer (OARS) Project, Project #650704.

Section 2. That the expenditure of \$110,000.00, or as much thereof as may be needed, is hereby authorized from the Sanitary Sewer Revenue Bonds Fund No. 665 | Division 60-05 | Project 650704 | OCA Code 665704 | Object Level Three 6601.

Section 3. 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 4. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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, 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: 0373-2009

Drafting Date: 03/04/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: Ordinance No. 1814-2007, passed November 19, 2007, authorized the City Attorney to acquire certain property rights, and to expend monies in connection with the Skyline Drive Sanitary Sewer Assessment Project. The preliminary amount of funding originally made available for this project was done so with the understanding that additional monies may be needed at a later date. It is now necessary to authorize the City Attorney to acquire additional fee simple title and lesser interests, contract for any additional necessary professional services, and to expend additional money for payment of acquisition costs in connection with the Skyline Drive Sanitary Sewer Assessment Project.

Fiscal Impact: This ordinance authorizes the transfer of funds from within the Sanitary Sewer Revenue Bonds Fund for the purpose of providing the necessary funding required for this expenditure. There will also be an amendment to the 2008 Capital Improvements Budget to provide sufficient budget authority. This legislation will authorize the expenditure of \$285,000.00 from within the Sanitary Sewer Revenue Bonds Fund.

Emergency Justification: Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project to stay within the established time line.

Title

To authorize the City Attorney to acquire fee simple title and lesser interests and contract for professional services in connection with the Skyline Drive Sanitary Sewer Assessment Project; to authorize the transfer of \$235,000.00 within the Sanitary Sewer Revenue Bonds Fund; to authorize the expenditure of \$285,000.00 from the Sanitary Sewer Revenue Bonds Fund; to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency. (\$285,000.00)

Body

WHEREAS, the City of Columbus is engaged in the Skyline Drive Sanitary Sewer Assessment Project; 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 Improvement Budget for the purpose of providing sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary for the City Council to authorize the expenditure of funds from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewers and Drainage, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforementioned professional services necessary in connection with said project for the preservation of the public health, peace, property, and safety; **Now, therefore:**

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for professional services in connection with the Skyline Drive Sanitary Sewer Assessment Project; Project #650688.

Section 2. That the City Auditor is hereby authorized to transfer \$235,000 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

650620| Lockbourne Rd. SSI Assessment | 665620 | \$235,000.00

TO:

Project No. | Proj. Name | OCA | Amount

650688 | Skyline Drive Sanitary Sewer Assessment | 665688 | \$235,000.00

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:

<u>Project No.</u>	<u>Project Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>(Change)</u>
650620-100000	Lockbourne Rd. SSI Assessment	\$1,001,505	\$766,505	(-\$235,000)
650688-100000	Skyline Drive Sanitary Assessment	\$50,000	\$285,000	+\$235,000

Section 4. That the expenditure of \$285,000.00, or so much thereof as may be necessary, from the Sanitary Sewer Revenue Bonds Fund for the aforementioned purpose is hereby authorized as follows: Fund #665 | Division 60-05 | Project No. 650688 | OCA Code 665688 | Object Level Three 6601.

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

Legislation Number: 0376-2009

Drafting Date: 03/05/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to establish a blanket purchase order with ML Separation and Conveying Inc for the Division of Sewerage and Drainage to obtain Screw Conveyor Parts from an established Universal Term Contract FL-003750 which expires December 31, 2009.

This contract is utilized for the purchase of Screw Conveyor Parts for the two (2) wastewater treatment plants. The screw conveyors are used in the sludge dewatering building. The equipment transports bio-solids to pumps that transport the bio-solids to incineration or to sludge load out buildings for transport to the Compost Facility. The Southerly Wastewater Treatment Plant has a need for extensive maintenance and repairs on the system that is beyond the normal preventive maintenance and repair efforts. The funding request of this ordinance includes parts for those repairs as well as additional funds for the yearly purchases of repair parts ordered annually for daily operations inventory.

The Division of Sewerage and Drainage has established two (2) purchase orders for the Jackson Pike and Southerly Wastewater Treatment Plant in the amount of \$50,000.00 each. The total of \$100,000.00 is the threshold per Columbus City Code for funding Universal Term Contracts without legislation. With this legislation the total amount needed for the Fiscal Year for 2009 is \$250,000.00.

SUPPLIER: ML Separation and Conveying Inc (999999992-001) Canadian Company

FISCAL IMPACT: \$150,000.00 is budgeted and needed for this purchase. Purchases will be realigned within the existing appropriation to accommodate this increase.

\$75,000.00 was spent in 2008
\$78,000.00 was spent in 2007

Title

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for the purchase of Screw Conveyor Parts from a Universal Term Contract with ML Separation and Conveying Inc for the Division of Sewerage and Drainage; and to authorize the expenditure of \$150,000.00 from the Sewerage System Operating Fund (\$150,000.00)

Body

WHEREAS, the Director of Finance and Management to establish a blanket purchase order for the Division of Sewerage and Drainage to obtain Screw Conveyor Parts from an established Universal Term Contract FL-003750, expires December 31, 2009 and,

WHEREAS, the Southerly Wastewater Treatment Plant has a need for extensive rebuild and maintenance on the system that is beyond the normal preventive maintenance and repair efforts, and

WHEREAS, the funding request of this ordinance includes parts for those repairs as well as additional funds for the yearly purchases of repair parts ordered annually for daily operations inventory, and

WHEREAS, the Division of Sewerage and Drainage has established two (2) purchase orders for the Jackson Pike and Southerly Wastewater Treatment Plant in the amount of \$50,000.00 each. The total of \$100,000.00 is the threshold per Columbus City Code for funding Universal Term Contracts without legislation, and

WHEREAS, with this legislation the total amount needed for the Fiscal Year for 2009 is \$250,000.00, and

WHEREAS, all parts will be purchased from the Universal Term Contract FL-003750 with ML Separation and Conveying Inc on file with the Purchasing Office, now therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish a Blanket Purchase Order with ML Separation and Conveying Inc, based on a Universal Term Contract for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$150,000.00 or so much thereof as may be needed, be and the same hereby is authorized from Fund 650 as follows:

OCA 605063
Object Level 1: 02
Object Level 03: 2245

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

Legislation Number: 0377-2009

Drafting Date: 03/05/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This Ordinance is to levy a special assessment upon the lots and lands benefited by the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring in the Case Road area, including Case Road from Cleveland Avenue to and including parcel numbers 010-020339 and 010-146207.

All costs of the street lighting system now have been assembled, the final assessment report prepared, and now the assessing Ordinance should be passed.

Emergency action is requested in order that the assessment process may be completed prior to the street lighting notes becoming due.

Title

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Case Road area, and to declare an emergency.

Body

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Case Road area, including Case Road from Cleveland Avenue to and including parcel numbers 010-020339 and 010-146207; and

WHEREAS, Ordinance 1104-2008, passed July 14, 2008, authorized the installation of said street lighting system under the assessment procedures; and

WHEREAS, all costs of the street lighting system now have been assembled, the final assessment report prepared, and now the assessing ordinance should be passed; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water (Power), Department of Public Utilities, in that it is immediately necessary to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with ornamental poles and underground wiring in the Case Road area, in an emergency manner in order that the assessment process be completed prior to the street lighting notes becoming due; 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 is hereby authorized and directed to levy an assessment for the cost and expense of installing a street lighting system with ornamental poles and underground wiring in the Case Road area, including Case Road from Cleveland Avenue to and including parcel numbers 010-020339 and 010-146207, in accordance with Ordinance Number 1104-2008, passed July 14, 2008, in the City of Columbus, Franklin County, Ohio as prepared by the Division of Power and Water (Power) and the same is hereby confirmed and that there be and hereby levied and assessed upon the lots and lands hereinafter set forth, the several amounts as therein set forth, it being hereby determined and declared that each said lots and lands is specially benefited by said improvements and in an amount equal to said improvement.

Total amount of construction contract	\$ 51,026.41
Inspection and Prevailing Wage costs	\$ 8,029.00
Division of Power & Water - Engineering	\$ 5,755.94
Division of Power & Water - Certified Mail - Notices	\$ 312.60
Division of Power & Water - Certified Mail - Invoices	\$ 319.20
4.75% Interest on \$69,000 for 12 months	<u>\$ 3,277.50</u>
 Total Cost	 \$68,720.65

Less City Portion (\$ 12,000.00)
Total Property Portion \$56,720.65

Property portion of \$56,720.65 divided by 59 assessable units*, or percentage of, equaling \$961.37 per assessable unit.

*One unit equals one lot of property.

Refer to attachment ORD0377-2009 assessment roll.xls.

SECTION 2. That the total assessment shall be payable at the office of the City Treasurer of Columbus, Franklin County, Ohio, within thirty days from the effective date of this Ordinance or, at the option of the owner, in twenty semi-annual installments with interest upon deferred payment at the same rate as shall be borne by the bonds to be issued, including bond issuance expense, in anticipation of the collection of the same at the Office of the County Treasurer of Franklin County, Ohio, after the same have been certified to the County Auditor of Franklin County, Ohio for collection in the manner provided by law.

SECTION 3. That the said assessment, and all portions thereof, when collected, shall be paid into the Sinking Fund and shall be applied to the payment of the bonds issued for said improvement and the interest thereon, as the same shall become due and to no other purpose whatsoever.

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 its passage if the mayor neither approves nor vetoes the same.

Legislation Number: 0381-2009

Drafting Date: 03/05/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This Ordinance is to levy a special assessment upon the lots and lands benefited by the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring in the Miami Avenue area, including Miami Avenue from Broad Street to Long Street.

All costs of the street lighting system now have been assembled, the final assessment report prepared, and now the assessing Ordinance should be passed.

Emergency action is requested in order that the assessment process may be completed prior to the street lighting notes becoming due.

Title

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Miami Avenue area, and to declare an emergency.

Body

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Miami Avenue area, including Miami Avenue from Broad Street to Long Street; and

WHEREAS, Ordinance 1105-2008, passed July 14, 2008, authorized the installation of said street lighting system under

the assessment procedures; and

WHEREAS, all costs of the street lighting system now have been assembled, the final assessment report prepared, and now the assessing ordinance should be passed; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water (Power), Department of Public Utilities, in that it is immediately necessary to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with ornamental poles and underground wiring in the Miami Avenue area, in an emergency manner in order that the assessment process be completed prior to the street lighting notes becoming due; 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 is hereby authorized and directed to levy an assessment for the cost and expense of installing a street lighting system with ornamental poles and underground wiring in the Miami Avenue area, including Miami Avenue from Broad Street to Long Street, in accordance with Ordinance Number 1105-2008, passed July 14, 2008, in the City of Columbus, Franklin County, Ohio as prepared by the Division of Power and Water (Power) and the same is hereby confirmed and that there be and hereby levied and assessed upon the lots and lands hereinafter set forth, the several amounts as therein set forth, it being hereby determined and declared that each said lots and lands is specially benefited by said improvements and in an amount equal to said improvement.

Total amount of construction contract	\$ 28,337.60
Inspection and Prevailing Wage costs	\$ 45.00
Division of Power & Water - Engineering	\$ 3,936.88
Division of Power & Water - Certified Mail - Notices	\$ 161.51
Division of Power & Water - Certified Mail - Invoices	\$ 164.92
4.75% Interest on \$39,000 for 12 months	<u>\$ 1,852.50</u>
Total Cost	\$34,498.41
*Less City Portion	<u>(\$ 0)</u>
Total Property Portion	\$34,498.41

*The City did not contribute any funds because a standard wooden pole system already existed in the area.

Property portion of \$34,498.41 divided by 32.5 assessable units**, or percentage of, equaling \$1,061.49 per assessable unit.

**One unit equals one lot of property.

Refer to attachment ORD0381-2009 assessment roll.xls.

SECTION 2. That the total assessment shall be payable at the office of the City Treasurer of Columbus, Franklin County, Ohio, within thirty days from the effective date of this Ordinance or, at the option of the owner, in twenty semi-annual installments with interest upon deferred payment at the same rate as shall be borne by the bonds to be issued, including bond issuance expense, in anticipation of the collection of the same at the Office of the County Treasurer of Franklin County, Ohio, after the same have been certified to the County Auditor of Franklin County, Ohio for collection in the manner provided by law.

SECTION 3. That the said assessment, and all portions thereof, when collected, shall be paid into the Sinking Fund and shall be applied to the payment of the bonds issued for said improvement and the interest thereon, as the same shall become due and to no other purpose whatsoever.

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 its passage if the mayor neither approves nor vetoes the same.

Legislation Number: 0386-2009

Drafting Date: 03/05/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

To authorize the Director of Recreation and Parks to enter into contract with URS Corporation for Goodale Street Bikeway design services, to authorize the expenditure of \$155,621.00 from the Recreation and Parks Voted bond fund; and to declare an emergency. (\$155,621.00)

The engineering Services will be used to design trail improvements to Goodale Street, from Olentangy River Road, to Michigan Ave. Work will include widening the walkway on the Goodale Street Bridge over SR315 and the river to provide a fully accessible bike/ped crossing, building a connector ramp from the bridge to the Olentangy Trail, and improving the cycling connectivity from Harrison West/Michigan Ave.

Fifteen Proposals were received by the Recreation and Parks Department, for the Bikeway Design. URS Corporation was selected for this project by a selection committee, and short list interviews were conducted. It was determined that URS' proposal, experience, project approach, and schedule exceeded the other firms.

The contract compliance number for URS corporation is 34-0939859, and is contract compliant through 8/31/09.

Emergency action is necessary to allow project to begin as soon as possible for initial design services to commence.

Fiscal Impact:

\$155,621.00 is budgeted in the Recreation and Parks Voted 1999/2004 Bond Fund to meet the financial obligation of this project.

Title

To authorize the Director of Recreation and Parks to enter into contract with URS Corporation for Goodale Street Bikeway design services, to authorize the expenditure of \$155,621.00 from the Recreation and Parks Voted bond fund; and to declare an emergency. (\$155,621.00)

Body

WHEREAS, proposals were received by the Recreation and Parks Department for professional services in conjunction with the design of the Goodale Street Bikeway; and

WHEREAS, work will include widening the walkway on the Goodale Street Bridge over SR315 and the river to provide a fully accessible bike/ped crossing, building a connector ramp from the bridge to the Olentangy Trail, and improving the cycling connectivity from Harrison West/Michigan Avenue; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into contract to allow work to begin as soon as possible; 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 URS Corporation, for the design of the Goodale Street Bikeway, in accordance with plans and specifications

on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$155,621.00, or so much thereof as may be necessary, be and is hereby authorized, to pay the cost thereof, as follows: **\$155,621.00** Recreation and Parks Voted Bond Funds: Fund No. 702, Dept. 51-01, Project 510229, OCA Code 644526, and Object Level 3 No. 6680

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

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

Legislation Number: 0413-2009

Drafting Date: 03/10/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

BACKGROUND: To authorize the Director of the Recreation and Parks Department to enter into contracts with various community organizations. These organizations will provide After School programming from February 4 to December 31, 2009. Our programs serve Columbus City School students from low- and moderate-income families. Programming is designed to give children a strong sense of self worth, academic ability and community responsibility.

FISCAL IMPACT: Dollars have been allocated in the 2009 Recreation and Parks operating budget in the amount of ~~\$354,000.00~~ **\$274,500.00** for After School programming for the entire year.

Title

To authorize the Director of Recreation and Parks to enter into contract with the various community agencies to provide After School programming services; to authorize the expenditure of ~~\$354,000~~ **\$274,500.00** from the Recreation and Parks Fund; and to declare an emergency. (~~\$354,000.00~~) **\$274,500.00**

Body

WHEREAS, the Director of Recreation and Parks desires to enter into contracts with various community organizations; and

WHEREAS, various community agencies will provide after school services and programming throughout the community; and

WHEREAS, it is important to provide youth programming opportunities with high standards including components such as academic assistance, enrichment activities, prevention units, recreation and socialization, strong family involvement and nutritious food service; and

WHEREAS, the Director of Recreation and Parks desires to expend monies from the Recreation and Parks operating fund, 285; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to expend such funds for the preservation of public health, peace and 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 is hereby authorized to enter into contract with the community organizations listed in Section 3.

Section 2. The contract period will be from February 4, 2009 through December 31, 2009.

Section 3. That for the purpose stated in Section 1, the expenditure will be from the Recreation and Parks Department Division 51-01, Fund 285, OCA 510420 Object Level 03-3336, ~~\$354,000.00~~ **\$274,500.00** as shown below.

Asian American Community	\$ 9,000.00
Boys and Girls Club	\$ 11,000.00
Central Community House	\$ 18,000.00
City of Refuge	-\$ 18,000.00
Clintonville Beechwood	\$ 18,000.00
Columbus Urban League	\$ 25,000.00
Columbus Urban League Plat	\$ 18,500.00
Community for new direction	\$ 9,000.00
COSI	\$ 17,500.00
Director Directions for Youth	\$ 21,000.00
Education Council	\$ 13,000.00
Ethiopian Tewahado	\$ 5,000.00
Gladden Community House	\$ 23,000.00
Kaleidoscope	\$ 5,000.00
Ohio Dominican	\$ 18,000.00
Olde Southside Community	\$ 5,000.00
St. Stephens	\$ 18,000.00
Tech Corps Ohio	\$ 15,000.00
Vineyard	\$ 18,000.00
YMCA Fairwood	\$ 23,000.00
YMCA Teen	\$ 23,000.00
YWCA Wedgewood	<u>\$ 23,000.00</u>
Totals	\$354,000.00
	\$274,500.00

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 these contracts are awarded pursuant to Section 329.15 of the Columbus City Code, 1959 as amended.

Section 6. 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: 0414-2009

Drafting Date: 03/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationTo authorize the Director of Recreation and Parks to enter into contract with Central Ohio Workforce Investment Corporation (COWIC) to provide Summer Youth programming from March 1, 2009 through December 1, 2009; to authorize the expenditure of \$440,000.00 from the Recreation and Parks Operating fund (285).

The 2009 Recreation and Parks budget includes funds to support the Summer Youth program for youth in the City of Columbus. This program will be contracted to the Central Ohio Workforce Investment Corporation (COWIC). This will support their third year running this program. The Summer Youth program will be funded through the Recreation and Parks operating fund in the amount of \$440,000.

FISCAL IMPACT: There has been an appropriation of \$440,000 in the 2009 Recreation and Parks Fund (285) for Summer Youth. No other funds will be used.

Title

To authorize the Director of Recreation and Parks to enter into contract with COWIC to provide Summer Youth programming from March 1, 2009 through December 1, 2009; to authorize the expenditure of \$440,000.00 from the Recreation and Parks Operating Fund. (\$440,000.00)

Body

WHEREAS, the Director of Recreation and Parks desires to continue support of the Summer Youth programs by entering into contract with COWIC; and

WHEREAS, The Recreation and Parks 2009 budget includes appropriated funds of \$440,000.00 in the Summer Lunch fund to support Summer Youth; and

WHEREAS, the contracts with COWIC will be from Recreation and Parks Operating Fund (285) OCA 510420 object level 03-3336; and

WHEREAS, these opportunities for youth are an essential component for their development of life skills and self esteem, and as a complement to other City programs giving youth positive experiences; and

WHEREAS, it is necessary to enter into contract for these services at the soonest available date to maximize program effectiveness for the immediate preservation of 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 Recreation and Parks is hereby authorized to enter into contracts with Central Ohio Workforce Investment Corporation (COWIC) for the purpose of funding the following summer youth program:

COWIC Summer Youth \$440,000.00 Recreation and Parks Fund (285) March 1-December 1, 2009

Section 2. That these contracts are awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

Section 3. That for the purposes stated in Section 1, the expenditure of \$440,000.00, or so much thereof as maybe necessary, be and is hereby authorized to be expended from the Recreation and Parks Department, Division 51-01, Fund 285 (Summer Lunch Program) , OCA 510420, Object level 03-3336.

Section 4. That the monies in the foregoing Section 3 shall be paid upon order of the Director of the Recreation and Parks Department 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 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 6. That this ordinance shall take effect and be in force from and after the earliest date allowed by law.

Legislation Number: 0416-2009

Drafting Date: 03/11/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: Ordinance No. 1814-2007, passed 11/19/07, authorized the City Attorney to acquire certain property rights, and to expend certain monies in connection with the Franklin Main Sanitary Subtrunk Project Phase III. The preliminary amount of funding originally made available for this project was done so with the understanding that additional monies may be needed at a later date. It is now necessary to increase the project's funding in the amount of \$175,000.00 to pay for additional costs related to the acquisition of land necessary to the project.

Fiscal Impact: The Department of Public Utilities, Division of Sewerage and Drainage, has determined funding for this project in the amount of \$175,000.00 will be from the Sanitary Sewer Revenue Bonds Fund.

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay in order to continue acquisition.

TitleTo authorize the City Attorney to continue to acquire fee simple title and lesser interests, contract for professional services, and to expend \$175,000.00 from the Sanitary Sewer Revenue Bonds Fund for costs in connection with the Franklin Main Sanitary Subtrunk Project Phase III; and to declare an emergency. (\$175,000.00).

Body

WHEREAS, the City of Columbus is engaged in the acquisition of real estate in connection with the Franklin Main Sanitary Subtrunk Project Phase III; and

WHEREAS, it is necessary for City Council to authorize the expenditure of \$175,000.00 from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewers and Drainage, in that it is immediately necessary to authorize the City Attorney to continue to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to continue to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the Franklin Main Sanitary Subtrunk Project Phase III, Project #650600.

Section 2. That the expenditure of \$175,000.00, or as much thereof as may be needed, is hereby authorized from the Sanitary Sewer Revenue Bonds Fund No. 665 | Division 60-05 | Project 650600 | OCA Code 665600 | Object Level Three 6601.

Section 3. 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 4. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

Legislation Number: 0418-2009

Drafting Date: 03/12/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into contracts with various contractors for grass mowing and litter control services during the 2009 season. These services are needed to protect the health and safety of the citizens of Columbus.

Fifteen city-wide vendors submitted the required bid packet on 2/13/09 and have been selected to participate in the weed abatement and solid waste removal program in 2009. This program is administered by the Department of Development, Building Services Division. These fifteen vendors were not only selected on their competitive hourly rates, but the selection was also based on their completion of the bid packet and their past performance and experience in the program. Of the fifteen vendors selected, two vendors are new to the program.

The eight community-group associations and organizations do not formally submit a bid packet and are paid an equal hourly rate for their equipment and labor. Their hourly rates are based on the average hourly rates of the city-wide vendors that receive an award. The community group organizations are also involved in cutting and maintaining street islands, medians and mini-parks throughout the City.

Emergency action is required so these services can be available at the beginning of the season.

FISCAL IMPACT: The 2009 Budget includes funding for this service.

Title

To authorize the Development Director to enter into contracts with various contractors for grass mowing and litter control services during the 2009 season; to authorize the expenditure of \$137,390.00 from the General Fund; to authorize the expenditure of \$120,000.00 from the Community Development Block Grant Fund; to authorize the expenditure of \$95,500.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$352,890.00)

Body

Whereas, grass mowing and litter control is necessary to public health; and

Whereas, it is the responsibility of the Weed Abatement Program to clear public sites and private properties deemed in violation; and

Whereas, in order to carry out this responsibility it is necessary to contract for grass mowing and litter control services; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into contracts so these services can be available at the beginning of the season, all 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 Director of the Department of Development is authorized to enter into contracts with the vendors listed below in accordance with Columbus City Code for grass mowing and litter control services.

Vendor / Contract Comp# / Expiration Date

A-1 Swimming Pools Supplies / 31-1133166 / 2/24/2011
Chapman's Lawn Care / 33-1152831 / 2/24/2011
Clintonville/Beechwood Community Resource Center / 31-0834528 / NPO
Columbus Industrial Mowing / 285-34-6688 / 1/20/2011
Columbuscapes / 31-1273039 / 1/13/2011
Curb Appeal Lawn Care / 204-82-6854 / 2/24/2011
Cut it Now Lawn Care & Hauling Service / 281-66-1165 / 2/6/2011
Driving Park Civic Association / 31-1128785 / NPO
DMS Lawn Care / 33-1160349 / 2/1/2010
E J Lawn Service / 421-72-3055 / 2/10/2011
Floyd Muncey Lawn Care & Snow Removal / 275-76-6614 / 2/12/2010
Gladden Community House / 31-4379476 / NPO
Gilbert Hauling Inc / 31-1403027 / 12/8/2010
Greater Linden Development Corp. / 31-1419862 / NPO
Higher Ground Commercial Maint. / 261-35-9853 / 11/8/2009
Johns Industrial Landscaping / 281-58-3383 / 2/13/2010
Marion Franklin Civic Association / 31-1250698 / NPO
Martha Walker Garden Club / 31-1013959 / NPO
Nowlin & Sons Lawn Care / 232-52-8510 / 1/30/2010
Lyles Landscape & Maint / 31-1750874 / 2/10/2011
Pine Hills Civic Association / 31-1064163 / NPO
Quality Lawn Care Service / 263-80-7233 / 1/6/2011
Shining Company / 31-1303398 / 2/12/2010

Section 2. That the expenditure of \$137,390.00, or so much thereof as may be necessary, from the Department of Development, Building Services Division, Division 44-03, General Fund, Fund 010, Object Level One 03, Object Level Three 3354, OCA Code 499046 for the aforesaid purpose is hereby authorized.

Section 3. That the expenditure of \$120,000.00, or so much thereof as may be necessary, from the Department of Development, Building Services Division, Division 44-03, CDBG Fund, Fund 248, Object Level One 03, Object Level Three 3354, OCA Code 499048 for the aforesaid purpose is hereby authorized.

Section 4. That the expenditure of \$95,500.00, or so much thereof as may be necessary, from the Recreation and Parks Department, Division 51-01, Recreation and Parks Operating Fund, Fund 285, Object Level One 03, Object Level Three 3354, OCA Code 510487 for the aforesaid purpose is hereby authorized.

Section 5. That for the reasons stated in the preamble thereto, 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: 0421-2009

Drafting Date: 03/12/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Portage Grove Area Sanitary Improvement Project.

Fiscal Impact:
N/A

Emergency Justification: Emergency action has been requested to allow for the immediate filing of certain complaints necessary to appropriate such real property interests necessary to the completion of the project.

Title

To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements interests in and to real estate necessary for the Portage Grove Area Sanitary Improvement Project, and to declare an emergency.

Body

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the Portage Grove Area Sanitary Improvement Project; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 0055X-2008, on the 17th day of March, 2008, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned 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 construction and permanent easements in and to the parcels listed in Section 3 hereof, as are fully described in Resolution No. 0055X-2008, adopted March 17, 2008, said descriptions being incorporated herein, be appropriated for the public purpose of the Portage Grove Area Sanitary Improvement Project, #650700, pursuant to the power and authority granted to the City of Columbus by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

Section 2. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 3. That the Council of the City of Columbus hereby fixes the value of said fee simple title and lesser interests as follows:

1.	1P	\$300.00
2.	3P	\$10,600.00
3.	5P	\$12,150.00
4.	9P	\$350.00
5.	10P, P1	\$11,975.00
6.	14P	\$5,800.00

Section 4. That the City Attorney be and he hereby is authorized to file a complaint for appropriation of real property, in a court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

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

Legislation Number: 0435-2009

Drafting Date: 03/13/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into contracts for various small dollar improvement expenditures for labor, materials, and equipment for Division of Police renovations that are unplanned but will be necessary. Work may include any type of renovation of Division of Police facilities, such as electrical, HVAC, and plumbing. All work will be based on three estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Contract Compliance: N/A

EMERGENCY DESIGNATION: Emergency legislation is requested to have funds available for any unexpected emergency projects.

FISCAL IMPACT: This ordianance authorizes an expenditure of \$24,798.56 in the Safety Voted Bond Fund for various unplanned renovations and improvements for Division of Police facilities.

Title

To authorize and direct the Finance and Management Director to enter into contracts for miscellaneous capital improvement renovations for the Division of Police, to authorize the expenditure of \$24,798.56 from the Safety Voted Bond Fund, and to declare an emergency. (\$24,798.56)

Body

WHEREAS, the renovation of various Division of Police facilities has been approved as part of Capital Improvement Project No. 330021 (Police Facility Renovation); and

WHEREAS, it is now necessary to provide funds for miscellaneous renovations of various Division of Police facilities; and

WHEREAS, all expenditures from this project will be minimally based upon three estimates; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Police, in that it is immediately necessary to authorize the Finance and Management Director to enter into contracts for miscellaneous capital improvement projects for the Division of Police so that the projects can proceed without delay,

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 contracts for miscellaneous capital improvement projects for the Division of Police. Further, 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 2. That all work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractor(s) to whom the contract(s) will be awarded and understands that its passage will give the Finance and Management Director the final decision in determination of the lowest, best, responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

SECTION 3. That the expenditure of \$24,798.56, or so much thereof as may be necessary, be and is hereby authorized from the Safety Voted Bond Fund No. 701, as follows:

DIV	FUND	OCA	OBJ LV #1	OBJ LV #3	PROJECT
30-03	701	644476	06	6620	330021

Section 4. 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 Finance and Management Director and/or Director of Public Safety 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 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: 0436-2009

Drafting Date: 03/13/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

ExplanationTo authorize the Director of the Recreation and Parks Department to enter into Management Agreements with non-profit organizations for the following sites: Holton Recreation Center, Sawyer Recreation Center, Golden Hobby Shop, Tuttle Recreation Center, Champions Tennis Facility, Spindler Park - Soccer Facility and Columbus Performing Arts Center for the terms set forth in the attached document, and to declare an emergency.

These organizations will maintain and continue to program in conjunction with after-school programs, latchkey programs, youth programs, senior programs and family-oriented programs such as sports, academics, group sessions, exposure trips, sewing, pottery, healthcare workshops, Bible Study classes, dinners, counseling, dances, theatrical productions/classes and parenting programs.

Emergency action is requested so there is no disruption in programming.

Fiscal Impact: N/A

TitleTo authorize the Director of the Recreation and Parks Department to enter into Management Agreements with non-profit organizations for the following sites: Holton Recreation Center, Sawyer Recreation Center, Golden Hobby Shop, Tuttle Recreation Center, Champions Tennis Facility, Spindler Park - Soccer Facility and Columbus Performing Arts Center for the terms set forth in the attached document, and to declare an emergency

Body**WHEREAS**, on behalf of the City of Columbus, Ohio, the Director of Recreation and Parks desires to enter into management agreements with non-profit organizations for the following sites: Holton Recreation Center, Sawyer

Recreation Center, Golden Hobby Shop, Tuttle Recreation Center, Champions Tennis Facility, Spindler Park - Soccer Facility and Columbus Performing Arts Center for terms set forth in the attached document; and

WHEREAS, These organizations will maintain and continue to program in conjunction with after-school programs, latchkey programs, youth programs, senior programs and family oriented programs such as sports, academics, group sessions, exposure trips, sewing, pottery, healthcare workshops, ~~Bible Study classes~~, dinners, counseling, dances, theatrical productions/classes and parenting programs; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that it is immediately necessary to authorize the Director to enter into the management agreements to continue to provide space and activities to the community for all ages to enjoy; now, therefore:

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

Section 1. That the Director of Recreation and Parks is hereby authorized to execute those documents approved by the Department of Law, Division of Real Estate, necessary to enter into management agreements by and between the City of Columbus, Ohio and non-profit organizations for the following sites: Holton Recreation Center, Sawyer Recreation Center, Golden Hobby Shop, Tuttle Recreation Center, Champions Tennis Facility, Spindler Park - Soccer Facility and Columbus Performing Arts Center.

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

- a) That the management agreement shall be for a period of one (1) to three (3) years as set forth in the attached document.
- b) Such other terms and conditions as are required and/or approved by the City Attorney's office.

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

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

Legislation Number: 0439-2009

Drafting Date: 03/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This legislation authorizes the Director of Public Safety to modify and extend the existing contract with Redflex Traffic Systems for automated red light enforcement system. The City entered into a contract with Redflex Traffic Systems Inc. via ordinance 1015-2005 passed on 10/20/2005 for services and related equipment for a three year period which expired March 7, 2009. The original contract allowed for a one year extension of the terms of the contract. This legislation authorizes the Safety Director first to modify the terms of the original agreement and to extend the agreement from March 7, 2009 to March 7, 2010. The agreement is being modified to increase the current base of the City's compensation by ten percent.

The City of Columbus contracted with Redflex Traffic Systems Inc in 2005 to help resolve the ongoing problem of motorists disobeying traffic control signals that have contributed to significant number of motor vehicle crashes. This agreement has assisted the city in increasing compliance with traffic control devices and reduced injuries at heavily traveled intersections.

Contract Compliance Number: 943292233.

Emergency Designation: Extended negotiations have resulted in an agreement over compensation that needs immediate implementation and extend a contract that expired in March 2009.

FISCAL IMPACT: This ordinance does not authorize an expenditure of funds. The contractor's compensation consists of a percentage per citation paid based on a variable fee model. This model has been modified to increase the city's share by ten percent. There is no fiscal impact on General Fund expenditures. Revenues collected under this contract since the inception of the program is \$1,441,758.

Inc., for an automated red light enforcement system for the Division of Police, Department of Public Safety; and to declare an emergency: (\$0.00)

BodyWHEREAS, the City contracts for automated red light enforcement with Redflex Traffic Systems Inc., via ordinance 1015-2005 passed on October 20, 2005; and

WHEREAS, both parties agree that certain modifications to the original contract are required in order to extend this contract and to modify the compensation; and

WHEREAS, the term of this modification and extension shall commence on the 7th day of March, 2009 and expire on 7th day of March, 2010; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to modify and extend the current contract with Redflex Traffic Systems Inc. so that automated red light enforcement can continue without interruption, thereby preserving the public health, peace, property, safety and welfare; Now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Public Safety is hereby authorized to modify and extend the existing contract between the City and Redflex Traffic Systems Inc. for the Division of Police's automated red light enforcement.

SECTION 2. That the term of this modification and extension shall commence on the 7th day of March, 2009 and shall expire on the 7th day of March 2010

SECTION 3. That this modification and extension agreement supplants the original agreement between the City and Redflex. All other terms and conditions of the original agreement between the City of Columbus and Redflex will remain in full force and effect. If the terms and conditions are inconsistent between this modification and the original agreement documents, this modification will control.

SECTION 4. That the City Auditor is hereby directed to continue use of the special revenue fund for the deposit of revenue generated by automated red light enforcement for the use for public safety expenses.

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: 0440-2009

Drafting Date: 03/16/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department provides HIV/AIDS testing for patients of the STD Clinic and HIV Counseling and Testing Site. The Health Department uses OraQuick, a rapid HIV antibody detection test. It is highly accurate and provides results in 20 minutes. It is the only rapid test approved by the FDA for finger-stick, venipuncture, and oral fluid testing. The CDC recommends that the rapid HIV test be used to better ensure that all patients receive their results. OraSure is the sole manufacturer of OraQuick and is the only company that can legally distribute it to the Health Department.

The Columbus Health Department, as a public health agency, receives discounted pricing for the OraQuick test kits.

Emergency action is requested to ensure a sufficient supply of test kits for testing of patients.

OraSure's contract compliance number is 364370966, and expires 8/28/09.

FISCAL IMPACT: Funding for this purchase is budgeted in the 2009 Health Department Grants Fund.

Title

To authorize the Director of Finance and Management to establish a purchase order with OraSure for the purchase of OraQuick HIV antibody detection test kits for the Columbus Health Department in accordance with sole source provisions; to authorize the expenditure of \$1,500 from the Health Department Grants Fund; and to declare an emergency. (\$1,500)

Body

WHEREAS, the Columbus Health Department provides HIV testing for patients of the STD Clinic in the City of Columbus; and,

WHEREAS, the Columbus Health Department is in need of rapid HIV antibody detection test kits to provide the testing; and,

WHEREAS, OraSure is the sole supplier of OraQuick test kits; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a contract with OraSure for the immediate preservation of the public health, peace, property, safety and welfare, and to ensure a sufficient supply of test kits for testing of patients; Now, therefore,

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

SECTION 1. That the Director of Finance and Management is hereby authorized to establish a purchase order with OraSure for the purchase of rapid HIV test kits.

SECTION 2. That the total expenditure of \$1,500 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 02, Object Level Three 2293, OCA Code 509205, Grant No. 509205.

SECTION 3. That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

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: 0447-2009

Drafting Date: 03/17/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this ordinance is to give the Director of the Department of Development the authority to enter into a Memorandum of Understanding (MOU) with the Franklin County Commissioners and the Franklin County Convention Facilities Authority (FCCFA). The MOU will describe the current plans and proposals of the City of Columbus, Franklin County and the FCCFA for funding a new hotel to be owned and financed by the FCCFA. The plans

and proposals remain subject to authorization pursuant to the adoption of appropriate legislation by Columbus City Council, the Franklin County Commissioners and the Board of Directors of the FCCFA.

The City and County have worked closely with FCCFA to explore the potential of a new full service "headquarters" Hotel adjacent or near the current Greater Columbus Convention Center. As proposed by the FCCFA, the Hotel will be a 500-room, full-service hotel and is estimated to cost approximately \$150 million to acquire, construct and equip.

Under the MOU, subject to adoption of a future ordinance(s), the City will pledge and transfer to the FCCFA an amount equal to all Hotel-Motel Excise Taxes (as defined in City Code Section 371) generated by the Hotel to the FCCFA to pay debt service on revenue obligations issued by the FCCFA to finance the Hotel for a period of up to 30 years or the life of the bonds for the project, whichever is greater.

In addition, subject to adoption of a future ordinance(s), the City will pledge to transfer to the FCCFA up to \$1.4 million annually from increased parking revenue, from the entire city, derived from the 2008 increase in parking meter rates.

The City's agreement to provide the referenced financial assistance is contingent upon authorization pursuant to the adoption of appropriate legislation by Columbus City Council and additional financial support being provided by the FCCFA and County.

FISCAL IMPACT: There are no immediate costs to the City associated with the MOU. Future legislation will be submitted to authorize such expenses.

Title

To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with the Franklin County Commissioners and the Franklin County Convention Facilities Authority (FCCFA) in order to describe the current plans and proposals of the City of Columbus, Franklin County and the FCCFA for funding a new full service hotel to be owned and financed by the FCCFA.

Body

WHEREAS, the City and County have worked closely with FCCFA to explore the potential of a new full service "headquarters" hotel adjacent or near the current Greater Columbus Convention Center; and

WHEREAS, the FCCFA in conjunction with Experience Columbus, the hotel community, city and county officials and others have studied the proposed development of a convention hotel; and

WHEREAS, the City, County and FCCFA believe the hotel will protect the community's current investment in convention facilities by retaining existing business and expanding regional and national conventions in Columbus; and

WHEREAS, the City desires to enter into a MOU with the Franklin County Commissioners and FCCFA to describe the plans and proposals for funding the hotel; and

WHEREAS, the plans and proposals remain subject to authorization pursuant to the adoption of appropriate legislation by Columbus City Council, the Franklin County Commissioners and Board of Directors of the FCCFA; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter an MOU with the Franklin County Commissioners and the Franklin County Convention Facilities Authority (FCCFA) in order to describe the current plans and proposals of the City of Columbus, Franklin County and the FCCFA for

funding a new hotel to be owned and financed by the FCCFA.

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

Legislation Number: 0453-2009

Drafting Date: 03/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the Chatterton Road Water Main Improvement Project.

Fiscal Impact: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2008 Capital Improvements Budget.

Emergency Justification: is requested to allow all land acquisition to begin immediately so that the City can meet current acquisition schedules.

Title

To authorize the City Attorney to acquire fee simple title and lesser interests, to contract for professional services, to authorize a transfer and an expenditure of \$16,000.00 within the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2008 Capital Improvements Budget for costs in connection with the Chatterton Road Water Main Improvement Project; and to declare an emergency. (\$16,000.00)

Body

WHEREAS, the City of Columbus is engaged in the Chatterton Road Water Main Improvement Project; 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 expenditures; 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, an emergency exists in the usual daily operation of the Department of Public Utilities, Water, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

SECTION 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Chatterton Road Water Main Improvement Project No. 690483.

SECTION 2. That the City Auditor is hereby authorized to transfer \$16,000.00 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 6601, as follows:

Project No. | Project Name | OCA Code | change

690290 | Distribution Imp's | 642900 | -\$16,000
690483 | Chatterton Rd. 30" W.M. | 690483 | +\$16,000

SECTION 3. That the 2008 Capital Improvements Budget is hereby amended as follows:

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

690483 | Chatterton Rd. 30" W.M. | \$204,320 | \$220,320 | +\$16,000

SECTION 4. That the expenditure of \$16,000.00, or so much thereof as may be necessary from the Water Works Enlargement Voted Bonds Fund #606; Dept./Div. 60-09; Project No. 690483; OCA Code 690483; Object Level Three 6601, for the aforesaid purpose is hereby authorized.

SECTION 5. 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: 0456-2009

Drafting Date: 03/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Purchasing Office has a current Universal Term Contract for aluminum sulfate with the company listed below. The Division of Power and Water needs to establish a Blanket Purchase Order based on this current contract for the purchase of aluminum sulfate during 2009. It is requested that this ordinance be handled in an emergency manner in order to receive an uninterrupted supply of water treatment chemicals. None of the vendors listed below have certified MBE/FBE status.

Vendor Contract # Contract Compliance #

US Aluminate (aluminum sulfate) FL002998 38-2359435

Contract Compliance Exp. Date

US Aluminate January 29, 2010

FISCAL IMPACT: The Division of Power and Water has allocated \$18,392,110.00 for water treatment chemicals in the 2009 Budget.

\$ 14,180,166.32 was expended for chemicals during 2008.

\$ 12,394,189.00 was expended for chemicals during 2007.

Title

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for aluminum sulfate from an established Universal Term Contract with US Aluminate for the Division of Power and Water, to authorize the expenditure of \$200,000.00 from Water Systems Operating Fund; and to declare an emergency. (\$200,000.00)

Body

WHEREAS, the Purchasing Office has an established Universal Term Contract for aluminum sulfate, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Finance and Management to establish a Blanket Purchase Order for aluminum sulfate, in an emergency manner in order to receive an uninterrupted supply of water treatment chemicals, based on the above mentioned current Universal Term Contract, for the immediate 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 Finance and Management be and is hereby authorized to establish a Blanket Purchase Order, for aluminum sulfate from an established Universal Term Contract, for the Division of Power and Water, Department of Public Utilities.

SECTION 2. That the expenditure of \$200,000.00, 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 602417, Object Level 1: 02, Object Level 3: 2204.

Section 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency 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: 0458-2009

Drafting Date: 03/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z08-045

APPLICANT: HJB, Inc.; c/o Michael Spurlock, Atty.; 275 East State Street; Columbus, OH 43215.

PROPOSED USE: Manufacturing, commercial and/or office development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on February 12, 2009.

COLUMBUS SOUTH SIDE AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested M, Manufacturing District will allow manufacturing and/or commercial development. The site is one of few remaining residentially zoned properties along the High Street corridor, which is predominantly zoned in the M, Manufacturing or C-4, Commercial Districts. The proposed M, Manufacturing District is compatible and consistent with the zoning and development patterns of the area.

Title

To rezone **2195 SOUTH HIGH STREET (43207)**, being 0.79± acres located at the southwest corner of the intersection of South High Street and Becker Lane, **From:** M-2, Manufacturing and SR, Suburban Residential Districts, **To:** M, Manufacturing District (Rezoning # Z08-045).

Body

WHEREAS, application #Z08-045 is on file with the Building Services Division of the Department of Development

requesting rezoning of 0.79± acres from M-2, Manufacturing and SR, Suburban Residential Districts; and

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

WHEREAS, the Columbus South Side Area Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the proposed M, Manufacturing District is compatible and consistent with the zoning and development patterns of the area, now, therefore:

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

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

2195 SOUTH HIGH STREET (43207), being 0.79± acres located at the southwest corner of the intersection of South High Street and Becker Lane, and being more particularly described as follows:

Parcel I: (Zoned M-2 and consisting of Parcel Nos. 010-187698, 010-187697, 010-187696 and 010-187695)

Situated in the State of Ohio, County of Franklin, City of Columbus and being part of Lots 4 through 7 in Plat of John Becker vs. Margaret Becker, Plat "A" and being part of those lands conveyed to the City of Columbus by the Tremarco Corporation as recorded in Deed Book 2011, page 232, and being further described in metes and bounds as follows:

Beginning at a point in the South line of Becker Lane (50' wide) and the West line of South High Street, said point being located 55' West of the centerline of South High Street;

Thence Southerly with the west line of South High Street, parallel to and 55' West of the centerline of South High Street, a distance of 152.68' to a point in the North right-of-way of State Route #104;

Thence Westerly with the North right-of-way line of State Route #104, a distance of 114.95' to a point in the East line of a 20' alley;

Thence Northerly with the East line of the 20' alley, a distance of 152.68' to appoint in the South line of Becker Lane;

Thence easterly 114.95' to the beginning and containing 0.403 acres, more or less.

To Rezone From: M-2, Manufacturing District,

To: M, Manufacturing District

Parcel II: (Zoned SR and consisting of Parcel Nos. 010-112541, 010,112542, 010-112543, and 010-112544)

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

Being Lots Numbered Eighteen (18), Nineteen (19) , Twenty (20) and Twenty-one (21) of Plat "A" as made by order of the Court of Common Pleas, Franklin County, Ohio in Case No. 43894, styled John Becker, et. al., vs. Margaret Becker, et al., as shown in Complete Record Volume 238, page 372, et. seq., of said Court, and being further described in metes and bounds as follows:

Beginning at a point in the South line of Becker Lane (50' wide) and the West line of South High Street, said point being located 75' West of the centerline of South High Street;

Thence Southerly with the west line of South High Street, parallel to and 75 ' West of the centerline of South High Street, a distance of 152.68' to a point in the North right-of-way of State Route #104;

Thence Westerly with the North right-of-way line of State Route #104, a distance of 108.38' to a point in the East line of a 70' Service Road A.

Thence Northerly with the East line of the 70' Service Road A, a distance of 152.68' to a point in the South line of Becker Lane;

Thence easterly 108.38' to the beginning and containing 0.380 acres, more or less.

To Rezone From: SR, Suburban Residential District,

To: M, Manufacturing District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the M, Manufacturing District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division.

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

Legislation Number: 0459-2009

Drafting Date: 03/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

On February 23, 2009 Columbus City Council passed ordinance number 0222-2009 authorizing the Columbus City Treasurer's Office to modify and extend various banking services contracts, among which was a contract for credit card processing services, for the period of March 1, 2009 through February 28, 2010, on behalf of various city divisions. A contract modification is now needed to provide funding for the License Section of the Division of Support Services, Department of Public Safety. This ordinance increases the contract for credit card processing services. The current contract amount is \$684,400. The contract modification will increase the contract amount by \$20,000 to \$704,400.

FISCAL IMPACT: Sufficient resources are available for the increase in the contract amount on behalf of the License Section of the Division of Support Services, Department of Public Safety.

Emergency action is requested to allow the financial transaction to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

Contract Compliance: Huntington Merchant Services, 113328074, expiration 3/17/2011

Title

To authorize the City Treasurer to modify the existing contract for credit card processing services with Huntington Merchant Services; to authorize the expenditure of \$20,000 from the general fund; and to declare an emergency. (\$20,000.00)

Body

WHEREAS, the City Treasurer wishes to modify the existing contract for credit card processing with Huntington

Merchant Services, authorized by Columbus City Council on February 23, 2009 by ordinance number 0222-2009; and

WHEREAS, an additional \$20,000 is needed on the contract for credit card processing by the License Section of the Division of Support Services, Department of Public Safety; and

WHEREAS, as an emergency exists in the usual daily operation of City Treasurer, as it is immediately necessary to modify the existing contract with Huntington Merchant Services and authorize the changes to the expenditures as cited below, providing credit card processing services necessary for the daily operation of normal business activities of the City of Columbus, 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 City Treasurer is hereby authorized to modify the existing contract with Huntington Merchant Services for the provision of credit card processing services and to authorize the expenditure of \$20,000, or so much thereof as may be necessary, as follows:

Division: 3002 | Fund: 010 | OCA: 320103 | Object level one: 03 | Object level three code: 3348 | Amount: \$20,000.00
|Division of Support Services

SECTION 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0460-2009

Drafting Date: 03/18/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation1. BACKGROUND

This legislation authorizes the City of Columbus to enter into a contract in an amount up to \$4,237,055.83 for the Henderson Road Improvement project and to pay construction inspection costs up to \$338,964.47.

This improvement will rehabilitate the pavement at full depth between North High Street and the Olentangy River bridge, replace existing curbs and sidewalks, resurface the bridge deck, replace the existing bridge bikepath/walkway with a wider path, install new storm sewers, water lines and lighting, and install a new traffic signal at the intersections of Henderson Road and Olentangy River Road and Henderson Road at High Street. Work on this project will begin on the south side of the street then will move to the north side.

As part of this project 1.1 miles of 5 foot wide sidewalk will be added or reconstructed on the North and South sides of the road and 41 ADA ramps will be added or reconstructed. There are 5 bus stops and transit routes within the limits of this project. This project complies with the recommendation of the Pedestrian Thoroughfare Plan(PTP), because while the planned 5 foot sidewalks do not meet the 7 foot recommended width of the PTP, the PTP recommendations can be difficult to meet when retrofitting to existing conditions and a narrow right-of-way. Henderson Road in this area has a transit dependency which indicates that the pedestrian demand is low and that a 5 foot sidewalk should be adequate. Higher curbs than those existing will provide improved vertical separation from automobile traffic. Pedestrian generators and destinations impacting the proposed project include Whetstone High School, the Olentangy River banks and the Maple Grove Methodist Church.

Environmental "Green" materials or processes associated with this project include Best Management Practices approved by the OEPA for storm water runoff, erosion control measures, retention of existing trees and shrubs, and the planting of

new trees.

This project has been awarded a grant in the amount of \$711,550.00 and 20 year - 0% interest loan in the amount of \$239,000.00 by the Ohio Public Works Commission.

The estimated Notice to Proceed date is April 14, 2009. This project has been given 200 days to complete construction from the notice to proceed date. The project was let by the Office of Support Services and was advertised in the City Bulletin, Dodge Reports, and by the Builders Exchange. 2 bids were received on March 12, 2009 (2 majority, 0 minority) and tabulated on March 13, 2009 as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Nickolas Savko & Sons	\$4,237,055.83	Columbus, OH	Majority
Complete General Construction	\$4,354,537.81	Hilliard, OH	Majority

Award is to be made to Nickolas Savko & Sons, Inc., as the lowest, best, most responsive and most responsible bidder.

2. CONTRACT COMPLIANCE

Nickolas Savko & Sons' contract compliance number is 310907362 and expires 4/16/09.

3. EMERGENCY DESIGNATION

Emergency action is requested to allow immediate expenditure of the necessary funds so that construction may begin on or around April 14, 2009.

4. FISCAL IMPACT

There are several sources of funding for this project which has a construction cost of \$4,576,020.31. The Division of Design and Construction has been awarded a grant in the amount of \$711,550.00 and a 20 year - 0% interest loan in the amount of \$239,000.00 by Ohio Public Works Commission that it will share with Franklin County. The Division of Sewerage and Drainage share of this project is \$89,070.22. The Division of Power and Water (Water) Share of this project is \$543,224.70. The Department of Recreation and Parks share of this project is \$264,115.50. The Department of Recreation and Parks will provide partial funding now in the amount of \$175,000.00. The Division of Design and Construction will provide the remainder of the Department of Recreation Parks share in the amount of \$89,115.50 and be reimbursed at the end of the project. Franklin County's share of this project is \$598,998.06 less their share of the OPWC grant and loan in the amount of \$134,312.72, leaving \$464,685.34. This amount will be provided by the Division of Design and Construction and reimbursed by Franklin County at a later date. The Division of Design and Construction share of this project is \$3,080,611.83 less their share of the OPWC loan and grant in the amount of \$816,237.29 leaving \$2,264,374.54. They will also provide the funding for the Department of Recreation and Parks in the amount of \$89,115.50 and Franklin County in the amount of \$464,685.34 and be reimbursed at a later date for these amounts. These funds are available within the individual funding sources of each Division and Department and will be transferred to the Henderson Road grant in the State Issue II Street Projects Fund. The entire amount of the project, \$4,576,020.31, will be appropriated within that grant and be expended from the grant. This ordinance also declares the official intent of the City to accept a 20-year, 0% interest loan in the amount of \$239,000.00 from the Ohio Public Works Commission.

TitleTo authorize the Director of Public Service to enter into a contract with Nickolas Savko & Sons, Inc. for construction of the Henderson Road project for the Division of Design and Construction; to authorize the expenditure of \$4,576,020.31 from the State Issue Two Street Projects Fund; and to declare an emergency. (\$4,576,020.31)

BodyWHEREAS, bids were received on March 12, 2009, and tabulated on March 12, 2009, for the Henderson Road Improvement project and a satisfactory bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

WHEREAS, it is necessary to authorize the appropriation and transfer of funds for the project to proceed; and

WHEREAS, the Department of Public Service, Division of Design and Construction has been awarded a grant in the amount of \$711,550.00 and also has been offered the opportunity to borrow a total of \$239,000.00 for its Henderson Road project from North High Street to the Olentangy River Road by means of a 20 year, 0% interest loan; and

WHEREAS, it has been determined that it is in the best interests of the City to borrow said funds, and

WHEREAS, it is necessary to declare the official intent to borrow these funds to comply with the Internal Revenue Service, and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds from the Water System Reserve Fund to State Issue Two Street Projects Fund; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds from the Storm Sewer Reserve Fund to the State Issue Two Street Projects Fund; and

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

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that the contract should be awarded immediately so that the work can begin on April 14, 2009 without delay, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the Director of Public Service be and is hereby authorized to enter into a contract with Nickolas Savko & Sons, Inc., for the construction of the Henderson Road project in the amount of \$4,237,055.84, for the Division of Design and Construction in accordance with the specifications and plans on file in the office of the Director of Public Service, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with this project up to a maximum of \$338,964.47.

Section 2. That the Appropriation and Transfer of monies within the following funds be authorized as follows:

Division of Design and Construction, Dept-Div 59-12:

Appropriate:

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

704 / 530208 / Federal/State Match / 10-5501 / 590047 / \$2,818,175.39

Department of Parks and Recreation Department, Dept-Div 51-01:

Transfer from:

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

702 / 510229 / Bikeway Improvements / 06-6600 / 644526 / \$175,000.00

Transfer to:

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

702 / 510229 / Bikeway Improvements / 10-5501 / 644526 / \$175,000.00

Section 3. That from the unappropriated monies in the Water system Reserve Fund No. 603, and from all monies

estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$543,224.70 is hereby appropriated to the Division of Power and Water: Division 60-09 | OCA Code 695056 | Object Level One 10 | Object Level Three 5502.

Section 4. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 3 above, and said funds are hereby deemed appropriated for such purposes.

Section 5. 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, 2009, the sum of \$89,070.22 is hereby appropriated to the Division of Sewerage and Drainage: Division 60-15 | OCA Code 690001 | Object Level One 10 | Object Level Three 5502.

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 under Section 5 above, and said funds are hereby deemed appropriated for such purposes.

Section 7. That the said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrators of the Division of Sewerage and Drainage and Power and Water.

Section 8. That the Transfer of monies between the following funds be authorized as follows:

Transfer from:

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

704 / 530208 / Federal/State Match / 10-5501 / 590047 / \$2,818,175.39 (59-12 Division of Design and Construction)

702 / 510229 / Bikeway Improvements / 10-5501 / 644526 / \$175,000.00 (51-01 Department of Recreation and Parks)

603 / (no project) / (no project name) / 10-5502 / 695056 / \$543,224.70 (60-09 Division of Power & Water)

690 / (no project) / (no project name) / 10-5502 / 690001 / \$89,070.22 (60-15 Division of Sewerage and Drainage)

Transfer to:

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

764 / 598014 / Henderson Road / 80/0886 / 598014 / \$2,818,175.39 (59-12 Division of Design and Construction)

764 / 598014 / Henderson Road / 80/0886 / 519014 / \$175,000.00 (51-01 Department of Recreation and Parks)

764 / 598014 / Henderson Road / 80/0886 / 608014 / \$543,224.70 (60-09 Division of Power & Water)

764 / 598014 / Henderson Road / 80/0886 / 615014 / \$89,070.22 (60-15 Division of Sewerage and Drainage)

Section 9. That the sum of \$4,576,020.31 be and hereby is appropriated from the unappropriated balance of Fund 764, the State Issue Two Street Projects 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, 2009 to the Henderson Road Grant, number 598014 as follows:

Division of Design and Construction, Dept-Div 59-12:

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

764 / 598014 / Henderson Road / 06-6631 / 598014 / \$2,818,049.95

764 / 598014 / Henderson Road / 06-6621 / 598014 / \$688,113.56

764 / 598014 / Henderson Road / 06-6687 / 598014 / \$262,561.88

Division of Power and Water, Dept-Div 60-09:

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

764 / 598014 / Henderson Road / 06-6629 / 608014 / \$496,922.15

764 / 598014 / Henderson Road / 06-6687 / 608014 / \$46,302.55

Division of Sewerage and Drainage, Dept-Div 60-15:

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

764 / 598014 / Henderson Road / 06-6621 / 615014 / \$81,477.42

764 / 598014 / Henderson Road / 06-6687 / 615014 / \$7,592.80

Department Parks and Recreation Department, Dept-Div 51-01:

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

764 / 598014 / Henderson Road / 06-6621 / 519014 / \$152,492.76

764 / 598014 / Henderson Road / 06-6687 / 519014 / \$22,507.24

Section 10. That the funds appropriated in Section 9 shall be paid upon the order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 11 That for the purpose of paying the cost of the contract and inspection, the sum of \$4,576,020.31 or so much thereof as may be needed, is hereby authorized to be expended from the State Issue Two Street Projects Fund, No. 764, as follows:

Division of Design and Construction, Dept-Div 59-12:

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

764 / 598014 / Henderson Road / 06-6631 / 598014 / \$2,818,049.95

764 / 598014 / Henderson Road / 06-6621 / 598014 / \$688,113.56

764 / 598014 / Henderson Road / 06-6687 / 598014 / \$262,561.88

Division of Power and Water, Dept-Div 60-09:

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

764 / 598014 / Henderson Road / 06-6629 / 608014 / \$496,922.15

764 / 598014 / Henderson Road / 06-6687 / 608014 / \$46,302.55

Division of Sewerage and Drainage, Dept-Div 60-15:

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

764 / 598014 / Henderson Road / 06-6621 / 615014 / \$81,477.42

764 / 598014 / Henderson Road / 06-6687 / 615014 / \$7,592.80

Department Parks and Recreation Department, Dept-Div 51-01:

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

764 / 598014 / Henderson Road / 06/6621 / 519014 / \$152,492.76

764 / 598014 / Henderson Road / 06/6687 / 519014 / \$22,507.24

Section 12. That on behalf of the State of Ohio, the City of Columbus reasonably expects to reimburse fund 764, the State Issue Two Street Projects Fund, for the Henderson Road project from North High Street to the Olentangy River Road in Appendix A of the project agreements with the proceeds of bonds to be issued by the State of Ohio.

Section 13. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by

the State of Ohio for reimbursement to the local subdivision is \$239,000.00.

Section 14. That the City Clerk of the City of Columbus is hereby directed to make a copy of this ordinance available for the inspection and examination of all persons interested therein and to deliver a copy of this ordinance to the Ohio Public Works Commission.

Section 15. That the City of Columbus finds and determines that all formal actions of this City concerning and relating to the passage of this ordinance were taken in an open meeting of the City of Columbus and that all deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

Section 16. 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 17. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 18. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 19. 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 \$543,224.70 (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 20. 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: 0471-2009

Drafting Date: 03/19/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation BACKGROUND: This ordinance is to authorize the Mayor of the City of Columbus to accept a Memorandum of Understanding and Interlocal Agreement between the City of Columbus and Franklin County, as is required by the U.S. Department of Justice, Bureau of Justice Assistance prior to receiving the FY 2009 Byrne Justice Assistance Grant (JAG). The Franklin County Office of Homeland Security and Justice Programs will act as the required sole applicant, administrator and fiscal agent for the grant. Therefore, the Interlocal Agreement states the County will administer the total allocation of \$4,209,588.00 for disbursement in accordance with the Memorandum of Understanding. A joint application for the aggregate of funds was submitted based on the disparate funding agreement. The Memorandum of Understanding and Interlocal Agreement must be approved by the City and County and be on file with the U.S.

Department of Justice prior to receiving the award.

The city's application for the Byrne/JAG grants will include funding for the Police recruit class, Community Crime Patrol, the Automated Fingerprint Identification System maintenance contract, finger printing at the Municipal Court, a Forensic Scientist for DNA testing, and an arraignment advocate for domestic violence cases.

Emergency Designation: Emergency legislation is necessary to receive proceeds of the award in the shortest possible time.

FISCAL IMPACT: The total amount of \$4,209,588 is part of the 2009 American Recovery and Reinvestment Act. The City's share of these funds will go to the Department of Public Safety and the City Attorney.

TitleTo accept the Memorandum of Understanding and Interlocal Agreement executed between representatives of the City of Columbus and Franklin County as required by the U.S. Department of Justice, Bureau of Justice Assistance prior to receiving the FY2009 Byrne Justice Assistance Grant (JAG); and to declare an emergency. (\$4,209,588)

Body**WHEREAS**, the U.S. Department of Justice, Bureau of Justice Assistance has awarded a FY 2009 Byrne Justice Assistance Grant (JAG) jointly to the City of Columbus and Franklin County in the amount of \$4,209,588.00; and

WHEREAS, representatives of the City of Columbus and Franklin County have entered into a Memorandum of Understanding and Interlocal Agreement, a copy of which is attached hereto, to meet the federal requirement prior to receiving the FY2009 Byrne Justice Assistance Grant; and

WHEREAS, the Franklin County Office of Homeland Security and Justice Programs will act as the required sole applicant, administrator and fiscal agent for the grant.

WHEREAS, an emergency exists in the usual and daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to accept the Memorandum of Understanding and Interlocal Agreement for the FY 2009 Byrne and receive proceeds of the award in the shortest possible time 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 Mayor and City Council, in the best interests of the City, hereby recognize and accept the Memorandum of Understanding and Interlocal Agreement for the FY 2009 Byrne Justice Assistance Grant (JAG), a copy of which is attached hereto, executed between representatives of the City of Columbus and Franklin County.

SECTION 2. That for reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from 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: 0472-2009

Drafting Date: 03/19/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

The goal of a Community Reinvestment Area is neighborhood revitalization and stabilization. The designation will allow for increased affordable rental housing within the City and will encourage rehabilitation of existing housing within the area.

This Ordinance will create the Petzinger Road Community Reinvestment Area (see Exhibit B) and provide for real property tax exemptions for residentially-zoned parcels within the area.

The Ordinance will provide an exemption from the increase in real property tax for new single family rental homes built on vacant lots and on the increase in valuation of existing single and multi-family housing units, resulting from renovation, within the established boundaries.

Fiscal Impact:

No fiscal impact. No funding is required for this legislation.

Title

To create the Petzinger Road Community Reinvestment Area and to authorize real property tax exemptions as provided in Sections 3735.65 to 3735.70 of the Ohio Revised Code.

Body

WHEREAS, The council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, as amended by Ordinance No. 1345-02, approved July 29, 2003, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A-1) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing buildings for residential use and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing housing units for residential use and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, the proposal is a public/private partnership intended to promote and expand conforming uses in the designated area, **NOW, THEREFORE**,

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

Section 1. The area depicted in Exhibit B constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. Pursuant to ORC Section 3735.66, The Petzinger Road Community Reinvestment Area is hereby established in the following described area:

Petzinger Road CRA - All residentially-zoned and used parcels encompassed within the area bounded on the:

- West:** James Road (only includes property lines bordering on the east side of James Road)
- South:** Parcels adjacent to Ravenswood Court, Easthaven Drive South, Glenbrook Drive, Meridian Road, Kinderly Drive, Kenaston Drive, Weyburn Road south to Clarkston Avenue, Clarkston Avenue and including parcel #010-287950.
- East:** Courtright Road (only includes property lines bordering on the west side of Courtright)
- North:** Petzinger Road (only includes property lines bordering on the south side of Petzinger)

The Community Reinvestment Area is approximately depicted as the area contained in the exhibit marked A-3 and on the map attached to this Ordinance, marked Exhibit B, and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations and variances thereto within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. A tax exemption on the increase in the assessed valuation, resulting from improvements as described herein, shall be granted upon proper application by the property owner and approval by the designated Housing Officer.

Abatement terms and percentages are as follows:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
- rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
- conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.
- conversion of existing commercial property containing not more than two units, to owner-occupied housing units upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

- owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
- existing rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
- conversion of rental housing to owner-occupied housing, containing more than two units, upon which the

remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

- conversion of existing commercial property containing more than two units, to owner-occupied housing units upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(c) Fifty percent (50%) for fifteen (15) years for newly built:

- construction of new owner-occupied and rental dwellings.
- construction of new owner-occupied and rental dwellings containing more than two housing units.

A pre-application will be required to insure the compatibility with neighborhood plans and to insure the maintenance of existing streetscape lines, style, scale setbacks and landscaping features compatible with neighborhood

Section 4. Eligibility for abatement under this Ordinance shall terminate on December 31, 2012, and the Housing Officer is hereby directed not to accept any applications after that date.

Section 5. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of those members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Council shall be for three years. An un-expired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made for the remainder of the term of the vacated seat.

Section 6. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 7. That this Council further hereby authorizes and directs the Mayor, the Clerk of Council, the Director of Development, or other appropriate officers of the City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Ordinance.

Section 8. This Ordinance shall take effect and be in force from and the earliest period allowed by law.

Legislation Number: 0474-2009

Drafting Date: 03/19/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

The City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the Alum Creek Drive Improvement Project. Alum Creek Drive serves as a major connector route between Rickenbacker International Airport, I-270, State Route 104 and I-70 and the proposed improvement will serve several commercial truck terminals and warehouse/distribution facilities located within the project corridor.

This project consists of the widening and reconstruction of approximately 2.07 miles of Alum Creek Drive from Williams

Road northward to Performance Way/Refugee Road South. The project has been designed to include the addition of curb and gutter, a closed drainage system and street lighting, as well as 2,275 feet of widening and reconstruction on Williams Road and 850 feet of widening and reconstruction on Watkins Road.

Pedestrian generators and destinations impacting this project include older established residential neighborhoods, newer subdivisions, apartment homes, senior residential facilities, churches, schools, day care facilities, and neighborhood oriented retail shops including fast food establishments and gas stations within the project corridor. Also included within the design of this project are the installation of 8 foot wide shared use paths on both sides of Alum Creek Drive within the project limits; installation of 6 foot wide sidewalks on those portions of each side street within the project limits; and the construction or reconstruction of handicap ramps at appropriate locations including intersections, service drives and driveways.

Successful completion of this project requires that the City acquire fee simple title and lesser interests in and to various properties located along the project corridor and that the City participate in the relocation of existing utilities along these roadways. This is a Federal/State/City participation project with 80% of the total right-of-way acquisition and utility relocation costs being paid for with Federal/State funds and 20% of the total costs being paid from City funds. Right of way acquisition costs for this project are estimated to be \$ 4,881,947.50 and utility relocations costs are estimated to be \$750,000.00 for a total of \$5,631,947.50. Ordinance 0386-2007, passed April 23, 2007, authorized the City Attorney's Real Estate Division to hire professional services and to expend \$1,200,000.00 on preliminary right-of-way acquisition for this project.

2. FISCAL IMPACT:

It is now necessary to increase the City Attorney's expenditure authority from \$1,200,000.00 to \$4,881,947.50 so that right-of-way acquisition can continue. The City share of the funds necessary for these acquisition expenses was authorized within Ordinance 0386-2007, passed April 23, 2007. It is now necessary to appropriate and authorize the expenditure of the additional funds needed for these acquisition activities. Funding for this activity will be accounted for within the Fed-State Highway Engineering Fund. As these funds are expended by the City Attorney's Real Estate Division the Department of Public Service will seek reimbursement from ODOT for 80% of the total dollars spent.

3. EMERGENCY DESIGNATION:

Emergency action is requested to allow the City Attorney's Real Estate Division to continue their efforts to acquire the additional rights-of-way needed for this project so that utility relocation and construction of this improvement can proceed as currently scheduled.

TitleTo authorize the City Attorney's Real Estate Division to continue their efforts to acquire the additional rights-of-way needed for the Alum Creek Drive Improvement project; to appropriate an additional \$3,681,947.50 to increase the City Attorney's expenditure authority from \$1,200,000.00 to \$4,881,947.50 from the Fed-State Highway Engineering Fund for acquisition related expenses; and to declare an emergency. (\$3,681,947.50)

Body**WHEREAS**, the City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the Alum Creek Drive Improvement Project; and

WHEREAS, Alum Creek Drive serves as a major connector route between Rickenbacker International Airport, I-270, State Route 104 and I-70 and the proposed improvement will serve several commercial truck terminals and warehouse/distribution facilities located within the project corridor; and

WHEREAS, this project consists of the widening and reconstruction of approximately 2.07 miles of Alum Creek Drive from Williams Road northward to Performance Way/Refugee Road South; and

WHEREAS, the project has been designed to include the addition of curb and gutter, a closed drainage system and street lighting, as well as 2,275 feet of widening and reconstruction on Williams Road and 850 feet of widening and reconstruction on Watkins Road; and

WHEREAS, pedestrian generators and destinations impacting this project include older established residential neighborhoods, newer subdivisions, apartment homes, senior residential facilities, churches, schools, day care facilities, and neighborhood oriented retail shops including fast food establishments and gas stations within the project corridor; and

WHEREAS, also included within the design of this project are the installation of 8 foot wide shared use paths on both sides of Alum Creek Drive within the project limits; installation of 6 foot wide sidewalks on those portions of each side street within the project limits; and the construction or reconstruction of handicap ramps at appropriate locations including intersections, service drives and driveways; and

WHEREAS, successful completion of this project requires that the City acquire fee simple title and lesser interests in and to various properties located along the project corridor and that the City participate in the relocation of existing utilities along these roadways; and

WHEREAS, this is a Federal/State/City participation project with 80% of the total right-of-way acquisition and utility relocation costs being paid for with Federal/State funds and 20% of the total costs being paid from City funds; and

WHEREAS, right of way acquisition costs for this project are estimated to be \$4,881,947.50 and utility relocations costs are estimated to be \$750,000.00 for a total of \$5,631,947.50; and

WHEREAS, Ordinance 0386-2007, passed April 23, 2007, authorized the City Attorney's Real Estate Division to hire professional services and to expend \$1,200,000.00 on preliminary right-of-way acquisition for this project; and

WHEREAS, it is now necessary to increase the City Attorney's expenditure authority from \$1,200,000.00 to \$4,881,947.50 so that right-of-way acquisition can continue without delay; and

WHEREAS, monies to pay 100% these costs are budgeted and available in the Fed-State Highway Engineering Fund; and

WHEREAS, as these funds are expended by the City Attorney's Real Estate Division the Department of Public Service will seek reimbursement out of Federal/State funds for 80% of the total dollars spent; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is immediately necessary to increase the City Attorney's expenditure authority from \$1,200,000.00 to \$4,881,947.50 so that right-of-way acquisition can continue without delay so that utility relocation and construction of this improvement can proceed as currently scheduled thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the City Attorney's Real Estate Division be and is hereby authorized to continue right-of-way acquisition related activities for the Alum Creek Drive Improvement project.

Section 2. That the sum of \$3,681,947.50 be and hereby is appropriated from the unappropriated balance of Fund 765, the Federal State Highway Engineering Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2009 to Dept-Div. 59-12, the Division of Design and Construction as follows:

fund / grant number / grant / O.L. 01-03 Codes / OCA / Amount
765 / 597015 / Alum Creek Drive / 06-6601 / 591294 / \$3,681,947.50

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

Section 4. That the City Attorney's Real Estate Division expenditure authority be and is hereby increased from \$1,200,000.00 to \$4,881,947.50 for the Alum Creek Drive Grant as follows:

fund / grant number / grant / Object Level 01-03 Codes / OCA / Amount
765 / 597015 / Alum Creek Drive / 06-6601 / 591294 / \$3,681,947.50

Section 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 0475-2009

Drafting Date: 03/19/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z08-058

APPLICANT: David Betz; 2475 Onandaga Drive; Columbus, Ohio 43221.

PROPOSED USE: Automobile sales.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on February 12, 2009.

FAR SOUTH COLUMBUS AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The proposed C-4 district would allow a range of commercial uses. The site is located within the boundaries of the *Scioto Southland Area Plan (2007)* which recommends commercial uses for the site. The request is compatible and consistent with the *Scioto Southland Area Plan (2007)*, zoning patterns and development in the area

Title

To rezone **2575 SOUTH HIGH STREET (43207)**, being 0.85± acres located west of the intersection of Loxley Drive and South High Street. **From:** C-5, Commercial District. **To:** C-4, Commercial District. (Rezoning # Z08-058)

Body

WHEREAS, application #Z08-058 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.85± acres from C-5, Commercial District, to the C-4, Commercial District; and

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

WHEREAS, the Far South Columbus Area Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the proposed C-4 district would allow a range of commercial uses. The site is located within the boundaries of the *Scioto Southland Area Plan 2007* which recommends commercial uses for the site. The request is compatible and consistent with the *Scioto Southland Area Plan (2007)*, zoning patterns and development in the area, now, therefore:

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

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

To rezone **2575 SOUTH HIGH STREET (43207)**, being 0.85± acres located west of the intersection of Loxley Drive and South High Street, and being more particularly described as follows:

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

Being Lot Number Eighteen (18), in MERIONS BROOK SIDE ADDITION, as the same is numbers and delineated upon the recorded plat thereof, of record in Plat Book 13, Page 20, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at the southeasterly corner of said Lot 18, on the westerly right-of-way line of South High Street (60 feet wide);

Thence North 86° 13' 58" West 226.92 feet along the southerly line of Lot 18 and the northerly line of Lot 17 of said subdivision to the easterly right-of-way line of a 20 foot wide Alley;

Thence North 00° 23' 08" East 163.20 feet along the westerly line of Lot 18 and said easterly right-of-way line, to a point;

Thence South 86° 13' 58" East 226.94 feet, along the northerly line of Lot 18 and the southerly line of Lot 19 of said subdivision to the northeasterly corner of Lot 18;

Thence South 00° 23' 30" West 163.20 feet, along the westerly right-of-way line of South High Street, to the Point of Beginning, containing 0.849 acres of land, more or less.

Bearings are used for the determination of angles only.

To Rezone From: C-5, Commercial District,

To: C-4, Commercial District

Section 2. That a Height District of thirty-five (35) feet is hereby established on the C-4, Commercial District on this property.

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

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

Legislation Number: 0477-2009

Drafting Date: 03/19/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance accepts 52 parcels previously held by the Columbus Urban Growth Corporation into the City Land Bank and managed in accordance with the policies and procedures of the Land Reutilization Program. The

Land Bank will maintain and market the properties for future redevelopment.

FISCAL IMPACT: No funding is required for this legislation. The maintenance of the parcels will be provided by contracts managed by the Land Redevelopment Office.

EMERGENCY JUSTIFICATION: Emergency action is requested to place the properties into the Columbus Land Bank as soon as possible in order to facilitate the rehabilitation, redevelopment or demolition of same.

Title

To authorize the acceptance of 52 parcels of land previously held by the Columbus Urban Growth Corporation to be held in the Land Bank inventory and managed in accordance with the policies and procedures of the Land Reutilization Program; and to declare an emergency.

Body

WHEREAS, the acceptance of 52 parcels which have been acquired pursuant to Section 5722.06 for this program and meets the Land Reutilization Program's Policies and Guiding Principles; and

WHEREAS, Columbus Urban Growth transferred the parcels to City of Columbus, this ordinance will accept the parcels into the Land Reutilization Program; and

WHEREAS, the properties will be held in the Land Bank Program and managed in accordance with the Land Reutilization Program's policies and procedures; and

WHEREAS, under 5722.07 "fair market value" means the appraised value of the nonproductive land made with reference to such redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may be otherwise applicable to such land; and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to place the properties into the Columbus Land Bank in order to facilitate the rehabilitation, redevelopment or demolition of same, all for the immediate preservation of the public health, peace, property, safety, and welfare; Now, Therefore;

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

Section 1. That the City of Columbus hereby accepts the property described herein as:

010-018964, 010-022018, 010-081956, 010-020921, 010-067264, 010-049862, 010-263043, 010-046157, 010-044535, 010-064976, 010-006397, 010-053795, 010-029522, 010-021992, 010-018541, 010-040386, 010-040384, 010-013914, 010-016816, 010-043211, 010-043212, 010-039180, 010-031849, 010-031850, 010-036321, 010-004231, 010-003161, 010-005981, 010-044238, 010-044236, 010-048951, 010-044235, 010-031482, 010-055487, 010-016710, 010-063498, 010-002239, 010-033367, 010-046926, 010-039387, 010-049803, 010-005340, 010-047738, 010-021419, 010-026084, 010-057064, 010-019436, 010-066976, 010-024069, 010-023403, 010-023402, 010-044237.

Section 2. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Acceptance Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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.

Drafting Date: 03/19/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to renew a service contract for the Facilities Management Division with The Metro Group, Inc. The service contract provides HVAC water treatment chemicals for the cooling towers. This contract was formally bid in 2007, with renewal options. This ordinance authorizes the third of four renewal options. The contract dates are from April 1, 2009 through March 31, 2010.

Fiscal Impact: The Facilities Management Division budgeted \$25,280.00 in the General Fund budget for HVAC water treatment chemicals. The amount of \$23,849.50 was spent on this contract in 2008.

Emergency action is requested to replenish chiller chemicals in a timely manner thereby ensuring proper maintenance of the HVAC equipment.

The Metro Group Contract Compliance Number 11-1076550 Expiration date March 21, 2010.

Title

To authorize the Finance and Management Director to renew a contract with The Metro Group, Inc., for HVAC water treatment chemicals for various City buildings; to authorize the expenditure of \$25,280.00 from the General Fund; and to declare an emergency. (\$25,280.00)

Body

WHEREAS, the Facilities Management Division is responsible for the maintenance of various chillers within City buildings; and

WHEREAS, it is necessary to have such services in order to protect HVAC water cooling towers from scale build-up and corrosion of the metal components; and

WHEREAS, Purchase Order ED035123 was established on March 25, 2008, for HVAC water treatment chemicals; and

WHEREAS, it is necessary to authorize the Finance and Management Director to renew said contract for the Facilities Management Division; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to renew a contract with The Metro Group, Inc., for HVAC water treatment chemicals for various City buildings, so the chiller chemicals are replenished in a timely manner, thereby ensuring proper maintenance with less likelihood of malfunction, 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 to renew the service contract with The Metro Group, Inc., for HVAC water treatment chemicals.

SECTION 2. That the expenditure of \$25,280.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-07
Fund: 010
OCA Code: 450044
Object Level 1: 03
Object Level 3: 3372
Amount: \$25,280.00

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

Legislation Number: 0479-2009

Drafting Date: 03/20/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance amends the 2008 Capital Improvements Budget and authorizes the transfer of \$6,283.01 between projects within the Health G.O. Bond Fund. This ordinance also authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management for the renovation of the sub flooring and tile floors at the Columbus Health Department, (Drug and Alcohol Section) second floor, 240 Parsons Avenue.

The renovation shall include, but is not limited to, the demolition of the existing floors down to the existing floor joists and replacement of the flooring. The current flooring is deteriorating, which could lead to potential safety hazards.

Formal bids were solicited and six (6) companies submitted bids on January 13, 2009 as follows (1 ^FBE, 0 MBE):

Tyevco, Inc.	\$44,520.00
Steeltree Construction	\$44,985.00
Stratford Enterprises	\$47,741.47
Continental Flooring	\$48,795.52
General Maintenance	\$61,893.00
^Bomar Construction	\$62,910.00

Rogers Builders attempted to bid but did not bid the alternates and are therefore non-responsive. The bid was ruled incomplete by the City Attorney's office. The Office of Construction Management recommends the bid award be made to the most responsive, responsible, and best bidder, Tyevco, Inc.

EMERGENCY ACTION is requested so that the renovation can occur as quickly as possible to eliminate any potential safety hazards.

Tyevco, Inc. Contract Compliance Number 31-1626034 Expiration date January 14, 2010.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$44,520.00 from existing cash in the Health G.O. Bond Fund.

Title

To amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$6,283.01 between projects within the Health G.O. Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Tyevco, Inc. for the renovation of the sub flooring and tile floors at the Columbus Health Department, (Drug and Alcohol Section), second floor, 240 Parsons Avenue; to authorize the expenditure of \$44,520.00 from the Health G.O Bond Fund; and to declare an emergency. (\$44,520.00)

Body

WHEREAS, it is necessary to amend the 2008 Capital Improvements Budget and transfer cash between projects within the Health G.O. Bond Fund; and

WHEREAS, it is necessary to renovate the sub flooring and tile floors at the Columbus Health Department, (Drug and Alcohol Section), second floor, 240 Parsons Avenue; and

WHEREAS, the Office of Construction Management advertised formal bids for the flooring renovations; and

WHEREAS, the Office of Construction Management recommends Tyeveco, Inc as the most responsive and responsible and best bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract with Tyeveco, Inc., for the renovation of sub flooring and tile floors at the Columbus Health Department, second floor (Drug and Alcohol Section) so flooring renovations can occur as quickly as possible, eliminating any potential safety hazards, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

SECTION 1. That the 2008 Capital Improvements Budget is hereby amended as follows:

<u>Project/Project # CIB</u>	<u>CIB Amount</u>	<u>Revised</u>
South Dorm Renovations 500503 (Carryover)	\$100,000	\$93,717
Blind School Renovation 570053 (Carryover)	\$166,634	\$172,917

SECTION 2. That the City Auditor is hereby authorized and directed to transfer funds within the Health G.O. Bond Fund as follows:

FROM:

Dept/Div: 50-01 | Fund: 706 | Project Number 500503 |Project Name - South Dorm Renovations |OCA Code: 706503 | Amount: \$6,283.01

TO:

Dept/Div: 50-01| Fund: 706 | Project Number: 570053| Project Name - Blind School Renovation |OCA Code: 501713 | Amount: \$6,283.01

SECTION 3. That the Finance and Management Director is hereby authorized to enter into contract on behalf of the Office of Construction Management with Tyeveco, Inc., for the renovation of the sub flooring and tile floors at the Columbus Health Department, (Drug and Alcohol Section) second floor, 240 Parsons Avenue.

SECTION 4. That the amount of \$6,056.84 is hereby appropriated to the Health G. O. Bond Fund, Fund 706, Blind School Renovation - 570053, Object Level One 06, Object Level Three Code 6620, OCA Code 501713.

SECTION 5 That the expenditure of \$44,520.00, or so much thereof as my be necessary in regard to the action authorizes in SECTION 1, be and is hereby authorized and approved as follows:

Division: 50-01
Fund: 706
Project: 570053
OCA: 501713
Object Level 1: 06
Object Level 3: 6620
Amount: \$44,520.00

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

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

Legislation Number: 0485-2009

Drafting Date: 03/20/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: For the option to establish a UTC contract to purchase Infilco Bar Screen Parts for the Division of Sewerage and Drainage, the sole user. Bar screens sort solids and debris from the incoming wastewater at the Southerly Wastewater Treatment Plant.

The term of the proposed option contract is two (2) years, expiring May 31, 2011, with the option to renew for one (1) additional year. The Purchasing Office originally opened bids on January 29, 2009 (SA003150) and obtained bids on only a portion of the needed items. A contract was established for those items and a new bid (SA003189) was prepared for those items not previously bid or awarded. The Purchasing Office opened formal bids on March 12, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003189). Fifty-nine (59) bids were solicited: (M1A-0, F1-1, MBR-2). One bid was received (F1).

The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder:

360 Water, Inc., F1, CC# 311704111 expires 05/21/2010, \$1.00

Total Estimated Annual Expenditure: \$50,000.00, Division of Sewerage and Drainage, the sole user

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

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

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

Title

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Infilco Bar Screen Parts with 360 Water, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account, and to declare an emergency. (\$1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on March 12, 2009 and selected the lowest, responsive, responsible and best bidder; and

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

WHEREAS, in order to maintain a supply of Infilco Bar Screen Parts, this is being submitted for consideration as an

emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Infilco Bar Screen Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contract for the option to purchase Infilco Bar Screen Parts in accordance with Solicitation No. SA003189 for a term of approximately two (2) years, expiring May 31, 2011, with the option to renew for one (1) additional year, as follows:

360 Water, Inc., All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0486-2009

Drafting Date: 03/20/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

To authorize the Director of Public Service to enter into contract with Rumpke of Ohio, Inc., for a weekly, subscription yard waste collection program for all City of Columbus residents. This ordinance also authorizes the expenditure of \$1,000,000.00 from the General Fund for purposes of subsidizing this Rumpke yard waste program that will be administered by the Division of Refuse Collection. This contract includes a declining subsidy scale provision that reduces the city's cost incrementally, once the paid subscriber number reaches 30,000. This provision will eliminate the need for any subsidy once the paid subscriber number exceeds 69,000.

The City, through its Division of Refuse Collection, has provided Columbus residents with the weekly collection of yard waste through a contract since 1994. This separate collection is important to segregate yard waste that can be composted and recycled from the regular waste stream; this serves to extend the life of the landfill operated by the Solid Waste Authority of Central Ohio (SWACO) and decreases the Division's disposal fees that are paid from the City's Special Income Tax Fund. The current street-side yard-waste collection service contract with Rumpke expired on January 31, 2009.

A. Subscription Program:

This contract will subsidize a subscription yard waste program for a one-year period that will include two 6-month cycles. The first cycle will commence on or about April 20, 2009 and will last for a 6-month duration; the second one will commence on October 20, 2009 and will also last for a 6-month duration. Citizens wishing to subscribe will be required to pay a flat fee of \$49.50 for each of the the 6 month cycles. Each of these cycles will not be prorated, so the cost is the same whether they begin their subscription the first day or the last day of the cycle. Subscribers will be limited to 15 items per week.

B. Recent Yard-Waste Expenditure History:

The expenditure history for the expired, Rumpke yard-waste collection contract is as follows:

1. FY-2006 Expenditures: \$3,719,061.29
2. FY-2007 Expenditures: \$3,953,106.25

3. FY-2008 Expenditures: \$3,428,358.49

2. CONTRACT COMPLIANCE:

Rumpke of Ohio, Inc.'s contract compliance number is 31-1617611 and expires March 21, 2010.

3. FISCAL IMPACT

The Department of Public Service has requested funding authority for this expenditure within its FY 2009 Division of Refuse Collection Operating Budget.

4. EMERGENCY DESIGNATION:

The Department of Public Service is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate initiation of this subscription yard waste program, which is needed to divert the normally heavy spring yard waste generation activities of the city's residents.

5. WAIVER OF COMPETITIVE BIDDING REQUIREMENTS:

The Department of Public Service is requesting that the competitive bidding requirements be waived in order to allow the execution of this contract. Due to budgetary concerns, the Department was unable to extend its existing contract with Rumpke for FY 2009 services. Numerous options were developed and evaluated based upon a budgetary limitation of \$1 million dollars. Based upon the recommendation of the Department of Public Service, the Mayor's Office authorized the Director of Public Service to negotiate the terms and conditions of a weekly, subscription yard waste collection service contract with Rumpke Ohio, Inc. The Department has intentions of planning to competitively procure the replacement to this contract prior to its expiration.

Title To authorize the Director of Public Service to enter into a contract with Rumpke of Ohio, Inc. for a weekly, subscription yard-waste collection program; to authorize the expenditure of up to \$1,000,000.00, from the General Fund; to waive the competitive procurement provisions of the Columbus City Codes; and to declare an emergency. (\$1,000,000.00).

Body WHEREAS, the Division of Refuse Collection has provided Columbus residents with weekly collection of yard waste through a contract with Rumpke of Ohio, Incorporated, for many years; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Refuse Collection, in that it is immediately necessary to enter into a contract for weekly, subscription yard-waste collection program pursuant to the immediate commencement of contract execution, thereby preserving the public health, peace, property, safety and welfare, now, therefore,

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

Section 1. That the Director of Public Service is hereby authorized to enter into contract with Rumpke of Ohio, Incorporated, for weekly, subscription yard-waste collection program for a one-year period; and to authorize up to \$1,000,000.00 for the costs associated with this contract

Section 2. That for paying the cost of said yard waste collection contract, the sum of \$1,000,000.00 be and hereby is authorized to be expended from Fund 010, the General Fund, Department No. 59-02, the Division of Refuse Collection, Object Level One Code 03, Object Level Three Code 3336 and OCA Codes 593566 (\$1,000,000.00).

Section 3. That this Council finds to be in the best interests of the City of Columbus that the formal competitive bidding provisions of the City Code be waived and hereby waives Section 329 with respect to the award of this contract authorized within Section 1 herein.

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: 0490-2009

Drafting Date: 03/23/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Administrative and Presiding Judge of the Franklin County Municipal Court to accept an addendum to the grant from the State of Ohio, Department of Rehabilitation and Correction, for home confinement of indigents. This legislation also will appropriate an additional \$29,000 from the general government grant fund. Grant monies will fund the salaries and benefits as well as the service for home confinement monitoring in the Franklin County Municipal Court June 30, 2009.

EMERGENCY ACTION is requested in order for this new cycle of funding to be in place as close to April 1, 2009 as possible.

Title

To authorize the Administrative and Presiding Judge of the Franklin County Municipal Court to accept an addendum to the grant award from the State of Ohio, Department of Rehabilitation and Correction, for enhanced probationary services; to appropriate \$29,000 from the unappropriated balance of the general government grant fund; and to declare an emergency. (\$29,000.00)

Body

WHEREAS, it is in the city's best interest that the Franklin County Municipal Court continue to receive support for its enhanced probationary services for indigent offenders; and

WHEREAS, grant monies from the State of Ohio, Department of Rehabilitation and Correction, in the amount of \$29,000 are available to provide for salaries and benefits, as well as the service for home confinement monitoring; and

WHEREAS, an emergency exists in the usual daily operations of the city in that it is immediately necessary to accept the aforesaid grant addendum for enhanced probationary services, and to appropriate the aforementioned funds to assure that this grant cycle can and will be able to commence as close to April 1, 2009 as possible, 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. To authorize the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Department of Rehabilitation and Correction, for enhanced probationary services for indigent offenders.

SECTION 2. That from the unappropriated monies in the general government grant fund, fund 220 and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose ending June 30, 2009, the sum of \$29,000 is appropriated to the Franklin County Municipal Court, department number 2501, grant number 258002, oca 258002 as follows: \$15,000 to object level 1 - 01, object level 3 - 1101 and \$14,000 to object level 1 - 01, object level 3 - 3336

SECTION 3. That the grant submitted to City Council is hereby approved and accepted in all respects, and, the monies

appropriated in the foregoing Section 1 shall be paid upon order of the Administrative and Presiding Judge; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that these transactions are properly accounted for and recorded accurately on the city's financial records.

SECTION 5. That for the reasons stated in the preamble hereto which is hereby made a part hereof, this ordinance in 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: 0497-2009

Drafting Date: 03/23/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

In December 2006, the City purchased 1111 East Broad Street (now the Jerry Hammond Center, "JHC") as authorized by Ordinance No. 1005-2006, and passed by City Council on June 8, 2006. Pursuant to the terms of the purchase agreement, the City assumed a Facility Management Agreement ("FMA") for the professional management of the building and grounds that had five years remaining on its term. Paradigm Properties of Ohio, LLC (Paradigm), per Ordinance 0479-2008, is the company currently providing building management services under the FMA. This legislation authorizes funding for the third year of the five year FMA contract.

The FMA sets the annual building management fee and details the duties of the management company in the oversight of the daily building operations and maintenance of the JHC, the direct payment of all operating expenses except utilities (paid directly by City), and establishes standards for procuring services, preparing RFP's and soliciting bids for outside maintenance and repair services, and requires certain accounting and reporting procedures for all expenditures of building operating funds. The terms of the FMA, require the management company to establish and maintain a separate JHC building operating account from which all building services are paid. Per the terms of the FMA, each August the management company prepares and submits to the City an annual building operating budget projecting building operating expenses for the next contract year.

The 2009 funding for building operations, for the term May 1, 2009 through April 30, 2010, is \$925,000.00. The funding includes \$234,900 for payment of Paradigm Properties of Ohio, LLC for building management, \$640,100 for payment of building operating expenses, and a contingency of \$50,000 for any unforeseen and unbudgeted building expenses. Any expenditure from the contingency amount will require prior City approval.

Paradigm's Contract Compliance Number is 311609350, expiration 3/25/2010

Emergency action is requested to ensure that daily building services to the JHC continue without interruption.

Fiscal Impact: This ordinance authorizes the expenditure of \$925,000 for 2009 - 2010 building operating expenses to Paradigm Properties of Ohio, LLC, and includes a \$50,000 contingency for unforeseen building expenses and repairs. The funds have been appropriated for this purpose and are available in the 1111 East Broad Street Operations Fund. In 2008, the City spent \$1,129,808 for this FMA for a contract period of sixteen months. In 2007, the City spent \$808,556 for this FMA.

To authorize the expenditure of \$925,000 from the 1111 East Broad Street Operations Fund for payments to Paradigm Properties of Ohio, LLC for the third year of a Facilities Management Agreement for the Jerry Hammond Center; and to declare an emergency. (\$925,000)

Body

WHEREAS, it is necessary to authorize the expenditure of \$925,000.00 from the 1111 East Broad Street Operating Fund to provide payments to Paradigm Properties of Ohio, LLC for the third year of a five-year term building maintenance service contract, assumed by the City pursuant to the purchase agreement for 1111 East Broad Street, known as the Jerry Hammond Center, for payment of operating expenses for the building, except utilities; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Real Estate Management Office, in that it is immediately necessary to authorize the expenditure of \$925,000.00 for the third year of a building maintenance services contract for 1111 East Broad Street, the Jerry Hammond Center, and to ensure consistent and accurate accounting, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is authorized to establish a purchase order to make payments for the continuance of the Facilities Management with Paradigm Properties of Ohio, LLC, for the third year of a of a five year term.

SECTION 2. That the expenditure of \$925,000.00, or so much thereof as may be necessary, be and is hereby authorized and approved as follows:

Dept./Div.: 45-07
Fund: 294
Subfund: 001
OCA: 294001
Object Level 01: 03
Object Level 03: 3370
Amount: \$925,000.00

SECTION 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

Legislation Number: 0500-2009

Drafting Date: 03/24/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: One property currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of such real property. One parcel, 1003-5 Wilson Ave. (010-027870), will be sold to Family Missionary Baptist Church. The property will be transferred by deed and recorded in the Official Records of the County Recorder's Office.

FISCAL IMPACT: No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency action of this property is requested in order to expedite the transfer to Family Missionary Baptist Church who wishes to start improvements for community activities.

Title

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one vacant parcel of real property (1003-5 Wilson Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

Body

WHEREAS, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

WHEREAS, a proposal for the sale of one parcel which has been acquired pursuant to Sections 5722.03 for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved; and

WHEREAS, such parcel of real estate is being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07, competitive bidding is not required; and

WHEREAS, under 5722.07 "fair market value" means the appraised value of the nonproductive land made with reference to such redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may be otherwise applicable to such land; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

WHEREAS, emergency action of this property is necessary in order to expedite the transfer to Family Missionary Baptist Church who wishes to start improvements for community activities; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate, all for the immediate preservation of the public health, peace, property, safety and welfare; and now therefore,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

PARCEL NUMBER: 010-027870
ADDRESS: 1003-5 Wilson Avenue
PRICE: \$2,800 plus recording fee of \$28.00
USE: Side Yard Lot

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

Being lot Number Two Hundred Sixty-One(261) of Auburndale Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in plat book 5, pages 76 and 77, Recorder's Office, Franklin County, Ohio.

Section 2. That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

Section 3. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

Legislation Number: 0502-2009

Drafting Date: 03/24/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Automotive Parts Delivery Service for Fleet Management. Automotive Parts Delivery Service is used for the delivery of parts used to repair various City vehicles and/or equipment.

The term of the proposed option contracts is from the date of execution by the City up to and including July 31, 2011 with the right to extend for two (2) additional one year periods subject to mutual agreement by both parties. The Purchasing Office opened formal bids on February 12, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003166). Fourteen bids (14) were solicited; Five (5) bids were received.

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

Elite Expediting Corporation / Primary CC#260027465 (Expires 4-30-10)

Capitol Express Enterprises Inc. / Secondary CC#311420362 (Expires 12-19-11)

Total Estimated Annual Expenditure: \$50,000.00

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 these option contracts is budgeted in the Mail, Print Services and UTC Fund. Fleet Management 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 two (2) contracts for the option to purchase Automotive Parts Delivery Service from Elite Expediting Corporation and Capitol Express Enterprises Inc., to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund, and to declare an emergency. (\$2.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on February 12, 2009 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 Automotive Parts Delivery Service is used for the delivery of parts used to repair various City vehicles and/or equipment, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to enter into contracts for an option to purchase Automotive Parts Delivery Service, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Automotive Parts Delivery Service in accordance with SA003166 from the date of execution by the City up to and including July 31, 2011 with the right to extend for two (2) additional one year periods subject to mutual agreement by both parties:

Elite Expediting Corporation, All Items / Primary: Amount: \$1.00
Capitol Express Enterprises Inc., All Items / Secondary: Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 3395, 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: 0517-2009

Drafting Date: 03/26/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN09-002

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Prairie Township. This ordinance is required by the Ohio Revised Code (ORC) as enacted by the General Assembly of the State of Ohio. An annexation petition has been filed with Franklin County for this property. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. Should the petition be approved by the County Commissioners, a second City ordinance accepting the annexation will be required to complete the process. The time frames specified in the ORC require that this legislation be filed as emergency.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the city, annexation of land also has the potential to create revenue to the city.

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-002) of 0.172± acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Prairie Township was duly filed on behalf of Sari K. Silwani on March 26, 2009; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on April 28, 2009; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Big Darby Accord and West Columbus planning areas; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; **now, therefore**,

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

Section 1. That the city of Columbus will provide the following municipal services for 0.172 ± acres in Priarie Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: This site can be served by a proposed 12" City water main that is currently anticipated to be in place in 2010.

Sewer:

Sanitary Sewer:

There is an existing 8-inch sanitary sewer situated approximately 210 feet east of the northeast property line that was designed to provide service to this property. The sewer is within an easement and mainline extension is required to be constructed at the property owner's expense.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 0.172 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Prairie Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Prairie Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

Legislation Number: 1938-2008

Drafting Date: 11/24/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Department of Public Utilities entered into a contract with Decker Construction Company for the Utility Cut and Restoration Project, which includes heat welding, asphalt repairs, and concrete repairs. This contract was the result of a Director's bid received on December 13, 2007 (SA002731). Decker Construction Company was the only bid received and met all requirements of the specifications. The original contract was for a period of one year with a multi-year renewal option. The Department is pleased with their performance over the last year and would like to modify the original contract to enter into a second year, for a grand total of \$1,425,000.00.

Contract Compliance: 31-0983557, expires November 26, 2009

Decker Construction Company does not hold MBE/FBE status.

1. Amount of additional funds: The amount of additional funds needed for this contract is \$1,425,000.00. The original contract was established for \$1,235,000.00. The total cost of the original contract and this modification is \$2,660,000.00. The modification represents funding added during the contract period for costs related to the services provided. The need for increased funding is to cover anticipated contract billings during fiscal year 2009.
2. Reason additional needs were not foreseen: The need for additional funds was foreseen, an extension is provided for in the original contract. This legislation is to encumber the funds budgeted for fiscal year 2009 for the Division of Power and Water and the Division of Sewerage and Drainage.

3. Reason other procurement processes not used: The same exact service is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: \$1,425,000.00 is budgeted and needed for this purchase.

The following amounts were encumbered in 2007 and 2008 for similar services:

2007: \$760,000 Water; \$980,000 Sewerage; \$0.0 Electricity

2008: \$860,000 Water; \$600,000 Sewerage; \$25,000 Electricity

Title

To authorize the Director of Public Utilities to enter into a planned modification of the Utility Cut and Restoration Project contract with Decker Construction Company, for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of \$700,000.00 from Water Systems Operating Fund, \$25,000.00 from the Electricity Operating Fund, and \$700,000.00 from the Sewer Systems Operating Fund. (\$1,425,000.00)

Body

WHEREAS, the Department of Public Utilities has a contract with Decker Construction Company, for the Utility Cut and Restoration Project, and

WHEREAS, the vendor has agreed to extend EL007922 at current prices and conditions to and including June 30, 2010, and it is in the best interest of the City to exercise this option, and

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

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

Section 1. That the Public Utilities Director be and is hereby authorized and directed to modify and increase EL007922 with Decker Construction Company, to and including June 30, 2010. Total amount of modification No. 1 is ADD \$1,425,000.00. Total contract amount including this modification is \$2,660,000.00.

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

Section 3. That the expenditure of \$1,425,000.00 or so much thereof as may be needed, is hereby authorized from Object Level One 03, Object level Three 3375, Fund Names and Numbers, Departments, OCA Codes and amounts listed below, to pay the cost thereof.

<u>Dept/Div</u>	<u>Fund Name</u>	<u>Fund Number</u>	<u>OCA</u>	<u>Amount</u>
60-07	Electricity Operating	550 606764		25,000.00
60-09	Water Works Operating	600 602730		650,000.00
60-09	Water Works Operating	600 602722		50,000.00
60-05	Sewer Systems Operating	650 605089		<u>700,000.00</u>
				\$1,425,000.00

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

Legislation Number: 2048-2008

Drafting Date: 12/23/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:**

This ordinance authorizes the Director of the Department of Technology to modify a contract agreement with Gyrus Systems for the renewal of an annual license and support service, on behalf of the Human Resources Department for Training Wizard software. This software provides for the scheduling, tracking, data collection and reporting of training classes offered by the citywide training and development office and other city departments. Also, the license provides for unlimited administrative license users and assists in managing a learning environment, facilitating training events and records, learning management and skills development. The license also includes a full range of professional services including software support, web access for upgrades, updates and real-time downloads from other Gyrus technology applications such as Knowledgebase. Also, this agreement will provide the resources to ensure proper documentation of all class attendance as proof of compliance with various state and federal laws which require training as a proactive measure for compliance.

EMERGENCY DESIGNATION:

Emergency designation is being requested to immediately facilitate the support and license renewal contract critical to daily operations.

FISCAL IMPACT:

During fiscal year 2007 and 2008 the Department of Technology expended \$32,936.00 for each year's contract. Adequate funding for this modification is available within the Department of Technology's 2009 Information Service budget. The coverage period for this modification is from May 1, 2009 to April 30, 2010, with a cost of \$34,415.00; bringing the contract aggregate total to \$153,142.54.

CONTRACT COMPLIANCE:

Vendor Name: Gyrus Systems, Inc.

CC#: 54-2061419

Expires: 03/05/2010

Title

To authorize the Director of the Department of Technology to modify a contract for the renewal of an annual license and support service with Gyrus Systems, on behalf of the Human Resources Department; and to authorize the expenditure of \$34,415.00 from the Information Services Fund; and to declare an emergency. (\$34,415.00)

Body

WHEREAS, this ordinance authorizes the Department of Technology to modify and renew an annual license and support service contract with Gyrus Systems on behalf of the Department of Human Resources, and

WHEREAS, the Gyrus Training Wizard software will provide resources to ensure proper documentation of all class attendance, as proof of compliance with various state and federal laws, which require training as a proactive measure for compliance, and

WHEREAS, an emergency exists in the usual and daily operation of the Department of Technology in that it is necessary to immediately modify and renew the software license and support contract for Training Wizard from Gyrus Systems, for the purpose of database record keeping of city-wide training class activities including attendance, costs, and compliance reports, for the preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify a contract, for the renewal of an annual software license and support for Training Wizard, from Gyrus Systems for the purpose of database record keeping of city-wide training class activities including attendance, costs, and compliance reports in the amount of \$34,415.00, with a coverage period of May 1, 2009 to April 30, 2010.

SECTION 2: That the expenditure of \$34,415.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-01|**Fund:** 514| **Sub fund** 010| **OCA Code:** 460047| **Object Level One:** 03| **Object Level Three:** 3369|Amount: \$34,415.00

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

SECTION 4: That 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.

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://finance.columbus.gov/AboutUs/Purchasing/VSFB.asp>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - April 16, 2009 11:00 am

SA003237 - SEATING/MISC ITEMS - WESTSIDE HEALTH CTR

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Division of Construction Management is obtaining formal bids for the purchase, assembly and installation of seating and miscellaneous items for use in the newly constructed Westside Family Health Center, 2300 West Broad Street, Columbus, Ohio 43204.

1.2 Classification: Bidder shall be able to warehouse, assemble, deliver and install seating and miscellaneous items. Bidder shall establish timeframes that will enable the Division to occupy furnished facility by estimated move-in date of July 15, 2009.

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: April 07, 2009

BID OPENING DATE - April 21, 2009 11:00 am

SA003238 - R&P Roof Replacement Various Fac 2009

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, April 21, 2009, and publicly opened and read immediately thereafter for:

Roof Replacement at Various Facilities - 2009

The work for which proposals are invited consists of the removal and replacement of roofing on the Windsor pool house - 1300 Windsor Ave, 43213, Maryland pool house - 3080 Atcheson, 43203, Marion Franklin pool house - 2699 Lockbourne Rd, 43207, Cultural Arts Center - 139 W. Main Street, 43215, Schiller Rec. Center - 1069 Jeager St., 43206, Tuttle Rec. Center - 240 W. Oakland, 43201, Antrim Park shelter house - 5800 Olentangy River Road, 43085 and Westgate Park shelter house - 3271 Wicklow, 43204 and other such work as may be necessary to complete the contract in accordance with the plans and specifications

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on 4/6/09 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Wes VanAutreve, 226-8886 or Rick Miller, 645-3385

ORIGINAL PUBLISHING DATE: April 04, 2009

BID OPENING DATE - April 22, 2009 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003241 - COLUMBUS WATERWAYS PUBLIC WARNING SIGNS

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, 4th Floor, 910 Dublin Road, Columbus, Ohio 43215, until 3:00 P.M. local time, on April 22, 2009 and publicly opened and read at the hour and place for construction of the Columbus Waterways - Public Warning Signage. The work for which proposals are invited consists of furnishing of all materials, equipment and labor necessary to fabricate and erect 105 miscellaneous public safety warning signs at various locations over and/or adjacent to several central Ohio waterways, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents are on file at office of the Water Supply Administrator, 910 Dublin Rd., 2nd Floor, Columbus, Ohio 43215 (614) 645-7100 and may be purchased by prospective bidders from Key Companies, 195 East Livingston Avenue, Columbus, Ohio 43215 at (614) 228-3285 or via Plankey at www.plankey.com upon payment of \$40.00 per set and are available on or after April 6, 2009. No refunds will be made. Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for:

Columbus Waterways - Public Warning Signage

CONTACT PERSON

The City of Columbus Contact person for this project is Jeff Brooks of the Division of Power & Water's Technical Support Section, Phone (614) 645-7100.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements, which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141 or may be viewed on-line at <http://pubserv.ci.columbus.oh.us/transportation/2002specbook/>.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of sixty (60) days after the bid opening, and/ or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

PRE-BID CONFERENCE:

A pre-bid conference for this project will be held on April 13, 2009 at 1:30 p.m., at the Watershed Headquarters, 7600 Sunbury Rd, Westerville, OH.

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 the 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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 \$20,000.00, 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.

ORIGINAL PUBLISHING DATE: April 04, 2009

SA003244 - ADA CURB RAMPS HIGH AND OP SAFEWALKS SHI

1.1 Scope: The City of Columbus, Department of Public Service, is receiving proposals until 3:00 P.M., April 22, 2009 for ADA CURB RAMPS - SOUTH HIGH CURB RAMPS AND OPERATION SAFEWALKS - SOUTH HIGH STREET (Obetz Rd. to Highview Blvd.), CIP Nos. 530087-100004 and 590955-100014, 1634 Drawer A and 1649 Drawer A. Proposals are being received at the Department of Public Service, Office of Support Services, 90 W. Broad St., Room 301, Columbus, OH, 43215. The scope of the project shall consist of building ADA curb ramps and sidewalks on South High Street from State Route 104 to Obetz Road. The contract duration is 60 days. The City will issue a Notice to Proceed on or about June 9, 2009. This project must be completed prior to the ODOT Resurfacing Project FRA-23-5.68 which begins August 15, 2009.

1.2 Classification: Prevailing wage rates apply. The bidder is required to submit a proposal bond in the form provided in the Bid Submittal documents. The amount of the guaranty shall be expressed in dollars and cents or as a percentage of the bid amount, and shall not be less than ten (10) percent of the bid, including all alternates submitted which increases the bid. Each offeror shall submit with its proposal an active City of Columbus Contract Compliance Certification Number, or a completed application for certification. Plans can be purchased at 109 N. Front St., Room 301 for \$15.00. There will not be a pre-bid meeting for this project. All questions concerning the project are to be sent to capitalprojects@columbus.gov. The last day to submit questions is April 16, 2009. Responses will be posted on the Vendor Services web site as an addendum and an e-mail will be sent to each firm who purchased plans. Phone calls will not be accepted.

For additional information concerning this bid go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov/e-proc/>) and view this solicitation number in the "open solicitations" listing.

Additional information:

It is highly recommended that proposals are hand delivered and not mailed as US Mail is not delivered directly to this building.

ORIGINAL PUBLISHING DATE: April 08, 2009

BID OPENING DATE - April 23, 2009 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003233 - Wallace & Tiernan Parts UTC

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Power & Water to obtain formal bids to establish a Universal Term Contract for the purchase of Parts for Wallace & Tiernan equipment for use by any City Agency for repair Wallace & Tiernan equipment through May 31, 2011.

1.2 Classification: This bid proposal and the resulting universal term contract will provide for the purchase and delivery of Wallace & Tiernan Parts. The City of Columbus will provide all installation requirements.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: March 26, 2009

SA003245 - PUBLIC SAFETY/PRE-OWNED VEHICLES

1.1 Scope: It is the intent of the City of Columbus to obtain proposals to establish a UTC contract(s) to supply pre-owned, unmarked motor vehicles up to and including November 30, 2011.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option of purchase of pre-owned, unmarked motor vehicles per bid document. The successful bidder shall be a dealer located in Franklin County or one contiguous to Franklin.

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: April 09, 2009

BID OPENING DATE - April 24, 2009 11:00 am

SA003236 - HEALTH/IUD CONTRACEPTIVES UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Public Health Department (CPH) to obtain formal bids to establish a universal term contract (UTC) for the purchase of IUD Contraceptives for use by the CPH Women's Health Program through 2012.

1.2 Classification: IUD's to be bid are: Paragard T380A IUD Contraceptives. Bids will be considered on a per IUD basis. All bidders must be licensed contraceptive distributors.

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: April 03, 2009

SA003234 - GIS DATA CONVERSION RFP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Ohio is soliciting a Request for Proposal (RFP) pursuant to Columbus City Code 329.14 from experienced professional consulting firms to assist the Department of Public Utilities, Division of Power and Water (Power) with conversion of electrical utility mapping from various sources into an integrated Graphical Information System (GIS).

Submittals must be received at the 910 Dublin Rd. Utilities Complex, 4th floor Director's office no later than 4:00 p.m. (EST) on Friday, April 24, 2009 in order to be considered. Late submittals will not be accepted. It is the sole responsibility of the Consultant to see that DPU properly receives its submittal before the deadline. Consultant shall bear all risk associated with private delivery services or delays in the U.S. Mail.

Submittals shall become the property of the DPU to be used in any manner and for any purpose the DPU determines is in their best interest. All submittals become a matter of public record at the conclusion of the selection process. All submittals will be regarded as public information with the exception, to the extent permitted by law, of those parts of each submittal which are defined by the Consultant as business or trade secrets and plainly marked as "trade secret".

The City of Columbus operates an electrical distribution system that provides power to approximately 13,500 customers as well as the City's street lighting system. It has been determined that the mapping and tracking of said system needs to be converted into an electronic Geographical Information System (GIS) to be available to relevant staff through the City's computer network. This RFP is intended to implement the conversion of the system mapping from paper, scanned images, job drawings, and other sources into a single integrated GIS. Upon completion, this GIS shall be fully functional, completely populated, and available across the network to permitted staff, and include the necessary training for core staff in order to operate it.

CLASSIFICATION: A pre-proposal meeting is scheduled for April 7, 2009 at 8:30 AM at the Department of Public Utilities in the first floor Auditorium 910 Dublin Road, Columbus Ohio 43215. A Performance Bond of 20% will be required. See Page 50.

Questions: Questions regarding the details and specifications of the RFP shall be in writing and sent to Larry Moore at LPMOORE@COLUMBUS.GOV

For additional information concerning this request, including obtaining procedures for obtaining a copy of the RFP, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: March 28, 2009

BID OPENING DATE - April 30, 2009 11:00 am

SA003235 - SPREAD SPECTRUM RADIO EQUIPMENT/TRANSPOR

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope:

The City of Columbus is seeking bids for 900 MHz Spread Spectrum Radio Transceivers, Omni Directional Antennas, Yagi Antennas, and associated equipment for use in wireless traffic signal controller data communication installations along roadways throughout the City of Columbus. It is the intent to issue a firm offer for sale blanket type contract(s). The contract(s) shall be in effect from and after its execution by the City to and including May 31, 2011.

1.2 Classification: Bids are requested for Transceivers, Antennas, Coaxial Cable, Surge Protectors and Accessories as specified.

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: March 31, 2009

SA003242 - REMO/RFP INS.BRK & RISK ENG SERVICES

Scope: The City of Columbus is seeking Request For Proposals (RFP) to identify qualified insurance brokers, insurance agencies, or insurance agents to provide insurance brokerage services for the City's Property and Casualty, Boiler & Machinery, and Aviation Insurance programs. The Contractor(s) will be responsible for soliciting underwriting to provide options and solutions that take every opportunity to contain cost and improve coverage for the City's property and casualty, boiler & machinery, and aviation insurance and to develop, recommend, and implement risk engineering and management programs for each area of insurance coverage. The qualified Contractor must possess the resources, flexibility, innovation, and commitment to service that provides the City with the highest level of service and value. The City requires that its Contractor(s) have the capability, expertise, and service commitment to negotiate equally with every insurance underwriter and to maintain strong, unbiased relationships with all underwriters, and to excel in all other areas of services requested in this RFP.

Qualified aviation insurance brokers, insurance agencies, or insurance agents may respond based on providing services for the City's aviation insurance program as a separate program. The City reserves the right to award brokerage services as a whole for its insurance programs, or to award aviation brokerage services separately should that result in the best benefit to the City.

Classification: The City requires all Responders to submit their proposals in the format outlined in Section 9.0, Proposal Format describing Qualifications, Risk Engineering/Loss Control Services, Ethics, Marketing Process, Compensation, and Conceptual Approach and providing a sample insurance binder, a list of a minimum of three references and contact information, a list of accounts where similar services are provided, and sample risk assessment reports.

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: April 04, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003243 - TRAFFIC CONTROL RETROREFLECTIVE SHEETING

1.0 SCOPE AND CLASSIFICATION:

1.1 Scope: The City of Columbus is seeking bids for Traffic Control Sign Sheeting for use in fabricating traffic control signage to be installed along roadways throughout the City of Columbus. It is the intent to issue a "firm offer for sale" blanket type contract(s). The contract(s) shall be in effect from and after its execution by the City to and including May 31, 2011.

1.2 Classification: The materials to be purchased shall be high-performance microprismatic reflective sheeting; super high intensity prismatic reflective sheeting; very high intensity prismatic reflective sheeting; fluorescent high performance microprismatic retroreflective sheeting; retroreflective truck and trailer conspicuity tape; traffic control non-reflective sheeting; reflective sheeting for reboundable traffic control devices; electronic cuttable film; and premium clear protective overlamine.

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: April 07, 2009

BID OPENING DATE - May 6, 2009 3:00 pm

SA003240 - Fairwood Facility HVAC Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CONTRACT F31: FAIRWOOD FACILITY HVAC IMPROVEMENTS

SCOPE: The City of Columbus Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for FAIRWOOD FACILITY HVAC IMPROVEMENTS. The work for which proposals are invited consists of the replacement of existing HVAC equipment at the Sewer Maintenance Operations Center (SMOC), as follows:

- 1) Replacement of one Rooftop Air Handler Unit located on the existing building located at 1250 Fairwood Avenue., Columbus, OH 43206.
- 2) Replacement of one boiler located in a mezzanine of the existing building located at 1250 Fairwood Avenue., Columbus, OH 43206. All work shall be completed within 120 days from date of Notice to Proceed.

CLASSIFICATION: There is a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid.

Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4015, until 3:00 p.m. Local Time on Wednesday, May 6, 2009 at which time they will be publicly opened and read.

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: April 04, 2009

BID OPENING DATE - May 13, 2009 3:00 pm

SA003239 - Janitorial Services

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 May 13, 2009, 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:

JANITORIAL SERVICES FOR SEWERAGE AND DRAINAGE FACILITIES

The City of Columbus' contact person for this project is Mark Hedrick, Facilities Equipment Maintenance Projects Coordinator of the Division of Sewerage and Drainage, (614) 645-7363. The work, for which Proposals are invited, consists in general of providing janitorial services for a number of City facilities, as follows:

Complete cleaning services will be provided for five Division of Sewerage and Drainage Facilities, or parts thereof. These facilities consist of the Jackson Pike Wastewater Treatment Plant, the Southerly Wastewater Treatment Plant, the Sewer Maintenance Operations Center, the Trucked Waste Disposal Site and the Compost Facility.

PROPOSAL SUBMITTAL: Proposals shall be submitted on the Proposal forms contained in Volume I, Bid Submittal Document, of the Contract Documents and the said Volume shall be submitted IN ITS ENTIRETY in a sealed envelope marked:

"BID FOR: JANITORIAL SERVICES FOR SEWERAGE AND DRAINAGE FACILITIES"

BASIS OF BIDS: Bids shall be on a Unit Price basis as shown in the Proposal (Section 00 40 00 of the Contract Documents).

BID SUBMITTAL DOCUMENTS: Copies of the Contract Documents as defined in the Instructions to Bidders (Section 00 20 00) and the Special Provisions (Section 00 70 00) are or will be on file and may be examined at the following location:

Division of Sewerage and Drainage
Treatment Engineering Section
1250 Fairwood Avenue, Room 0020
Columbus OH 43206-3372
(614/645-7363)

One copy of the Contract Documents is available at no charge to prospective Bidders upon application to the Maintenance Management Program Section.

PRE-BID CONFERENCE: There will be a Pre-bid Conference held at 1250 Fairwood Avenue, Lower Level, Room 0004, on Tuesday, April 28, 2009, beginning at 9:00 AM. Following the pre-bid meeting, a tour will be conducted by City Personnel to allow prospective Bidders to inspect typical project areas and existing facilities. Transportation on the tour, and safety during the tour, shall be the Bidders' responsibility. The tour will conclude at approximately 2:00 PM. Bidders are strongly advised to attend this conference

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and tour, in addition to any personal examinations of the work sites they may make separately.

BIDDER'S QUALIFICATIONS: Bidders shall provide proof of their qualifications to perform the Work as described in the Instructions to Bidders (Section 00 20 00).

CONTRACT PERIOD: The duration of a contract for this work is expected to be two years with the option to renew for an additional two years upon mutual agreement between the parties and approval by the Columbus City Council. Funding of this contract will be on an incremental basis, as described in the Instructions to Bidders (Section 00 20 00).

PROPOSAL GUARANTY: Each Bidder is required to submit a Proposal Guaranty, consisting of either a Proposal Bond, in the form provided in the Bid Submittal Document with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten percent of the bid. All bonds signed by an agent of a surety must be accompanied by a certified copy of the agent's authority to act.

CONTRACT PERFORMANCE AND PAYMENT BOND: A Contract Performance and Payment Bond of 100 percent of the amount of the Contract, with a satisfactory surety or sureties, as described in Section 00 70 00, will be required to assure the faithful performance of the Work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS (CMSC): Certain numbered paragraphs to which reference may be made in the Contract Documents refer to the City of Columbus, Ohio Construction and Materials Specifications (CMSC), latest edition, and are part of the terms and conditions of any contract to be awarded pursuant to this bidding. Said Specifications are hereby made a part of the Contract Documents to the extent to which reference to specific parts of the CMSC is made in the Contract Documents. Section 100 of the CMSC is included in the Contract Documents only to the extent delineated in the Special Provisions (Section 00 70 00). Copies of the CMSC may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, OH 43215 (614/645-8290); at the office of the Division of Transportation, 1800 E. 17th Avenue, Columbus, OH 43219 (614/645-3182); or at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, OH 43215 (615/645-6141).

CONTRACT COMPLIANCE CERTIFICATION REQUIREMENTS: Each responsive bidder shall submit, with its Bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS: The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel this Advertisement for Bids, to reject any and/or all Bids, to waive technicalities, to hold Bids for a period of 180 days after the bid opening, and/or to advertise for new Proposals, when such action is deemed by the Director to be in the best interests of the City.

LICENSING OF CORPORATIONS: Particular attention by Bidders is called to the statutory requirements of the State of Ohio relative to licensing of entities incorporated under the laws of any other state.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

"CITY BULLETIN" PUBLICATION DATES:

1. April 11, 2009
2. April 18, 2009

["Bids Wanted - Other Divisions" Header Provisions of the "City Bulletin" - also part of this Advertisement, follow:]

Each Proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if the Bidder is a corporation, the name and address of the President and Secretary thereof.

EQUAL OPPORTUNITY CLAUSE:

- (1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.
- (2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.
- (3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.
- (4) The contractor shall permit access to any relevant and pertinent reports and documents by the Executive Director of the Equal Business Opportunity Commission Office for the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Executive Director by the contractor shall be considered confidential.
- (5) The contractor will not obstruct or hinder the Executive Director or the Executive Director's deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.
- (6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.
- (7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.
- (8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City,

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

such contract must contain the provisions found in Section 361.35 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

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 the 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 purposes 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 \$ 20,000.00, 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 the Secretary of State, State of Ohio; or (b) holds 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.

ENVIRONMENTALLY PREFERRED PURCHASING: In evaluation of this bid pursuant to the City of Columbus Code (329.31 Environmentally Preferable Purchasing) preference shall be given to an environmentally preferable bidder. The bidder that will be considered environmentally preferred will have (but not limited to) products with one or more of the following certifications: Green Seal, ISO14001, Energy Star, SCS or other Eco-Friendly certification determined by the City as relevant. Vendor is encouraged to provide products, information, training and/or programs that will help the City comply with its' environmental initiative

CAMPAIGN CONTRIBUTIONS: Contractor hereby certifies that all applicable parties listed in Division (I)(3) or (J)(3) of O.R.C. Section 3517.13 are in full compliance with Divisions (I)(1) and (J)(1) of O.R.C. Section 3517.13.

ORIGINAL PUBLISHING DATE: April 04, 2009

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: PN0002-2009

Drafting Date: 12/26/2008

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: PN0034-2009

Drafting Date: 10/02/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 Meeting Schedule - City of Columbus Records Commission

Contact Name: Toya Johnson, Records Commission Coordinator

Contact Telephone Number: 645-7293

Contact Email Address: tjjohnson@columbus.gov

Body

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2009 are scheduled as follows:

Monday, February 2, 2009

Monday, May 4, 2009

Monday, September 21, 2009

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room (226). They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7380.

Legislation Number: PN0059-2009

Drafting Date: 03/02/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 Recreation and Parks Committee/Administration Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a Recreation and Parks Committee Meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:30 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall. Members of the general public wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers from 5:30 until 6:00 P.M. on the day of the meeting.

- Thursday, April 16, 2009
- Thursday, May 21, 2009
- Thursday, June 18, 2009
- Thursday, July 16, 2009
- Thursday, September 17, 2009
- Thursday, October 15, 2009
- Thursday, November 19, 2009

Meeting dates and times subject to change

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: PN0090-2009

Drafting Date: 03/26/2009

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

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

Property Maintenance Appeals Board

Monday, April 13, 2009

1:00 PM - 757 Carolyn Avenue

Hearing Room

1. Approval of prior meeting minutes

2. Case Number PMA-169

Appellant: Trent Edmunds
Property: 4848 Richland Road
Inspector: Mike Schwab
Order #: 08475-07192

3. Case Number PMA-185

Appellant: Norman H. Fadis
Property: 1270-1272 Atcheson Street
Inspector: Noell Rader
Order #: 01440-06514

4. Case Number PMA-186

Appellant: Ramadan Islam
Property: 1492 Cottonwood
Inspector: Troy Hardgrow
Order #: 09441-00353

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: PN0092-2009

Drafting Date: 04/01/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Downtown Commission Meeting Schedule

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Body

Downtown Commission

The Downtown Commission will change the monthly meetings to the fourth Tuesday of each month for the remainder of the year or until notified. Meetings are held at 109 N. Front Street, Training Center starting at 8:30am. Here is the NEW 2009 schedule:

April 28, 2009

May 26, 2009

June 23, 2009

July 28, 2009

August 25, 2009

September 22, 2009

October 27, 2009

November 24, 2009

December 22, 2009

For more information contact: Daniel Thomas (614-645-8404) or djthomas@columbus.gov

A Sign Language Interpreter will be made available for anyone with a need for this service, provided the Planning Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Legislation Number: PN0093-2009

Drafting Date: 04/01/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 04/13/2009

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

**REGULAR MEETING NO. 16
CITY COUNCIL (ZONING)
APRIL 13, 2009
6:30 P.M.
COUNCIL CHAMBERS**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0498-2009

To rezone 115 NORTH 17TH STREET (43203), being 0.16± acres located on the west side of North 17th Street, 22± feet south of East Long Street, From: R-2F, Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z08-055).

0503-2009

To grant a variance from the provisions of Sections 3333.04, Permitted uses; 3342.08, Driveway; 3342.15, Maneuvering; 3342.23, Striping and marking; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 1400 EAST BROAD STREET (43205) to permit an event facility and accessory storage with reduced development standards in the AR-O, Apartment Residential Office District (Variance CV08-037).

Legislation Number: PN0094-2009

Drafting Date: 04/08/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Zoning Adjustment Public Hearing April 28, 2009

Contact Name: David J. Reiss

Contact Telephone Number: (614) 645-7973

Contact Email Address: djreiss@columbus.gov

Body

See attached:

BZA April 28, 2009 Public Hearing Regular Agenda

BZA April 28, 2009 Public Hearing Appeals Agenda



Legislation Number: PN0095-2009

Drafting Date: 04/08/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 04/20/2009

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695
Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 18
CITY COUNCIL (ZONING)
APRIL 20, 2009
6:30 P.M.
COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0154-2009

To grant a Variance from the provisions of Section 3356.03, C-4 Permitted Uses, of the Columbus City Codes for the property located at 253 EAST ELEVENTH AVENUE (43201), to conform a single-unit dwelling in the C-4, Commercial District. (Council Variance #CV08-038)

1420-2008

To rezone 5598 OLENTANGY RIVER ROAD (43235), being 4.51± acres located east of the intersection of Olentangy River Road and Meeklyn Drive, From: R , Rural, RR, Rural Residential, LRR, Limited Rural Residential, and R-1, Residential Districts, To: L-R-1, Limited Residential District (Rezoning # Z08-033).

Legislation Number: PN0097-2009

Drafting Date: 04/09/2009

Current Status: Clerk's Office for Bulletin

Version: 1

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
April 21, 2009 - 1:00 p.m.
757 CAROLYN AVENUE
HEARING ROOM - LOWER LEVEL

1. **ROLL CALL**
2. **APPROVAL OF FEBRUARY 17, 2009 MEETING MINUTES**
3. **PUBLIC HEARING**
Legislation to update Building Code Corrections and Changes.
4. **ADJUDICATION ORDER A/O2009-008FXR**

**EAGLE SPECIALTY REMODELING
2041 CARDINGTON AVENUE**

5. 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: PN0307-2008

Drafting Date: 12/22/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 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 14, 2009 -1111 East Broad Street, 43205

Wednesday, February 11, 2009 -1111 East Broad Street, 43205

Wednesday, March 11, 2009 -- 1111 East Broad Street, 43205

Wednesday, April 8, 2009 -- 1111 East Broad Street, 43205

Wednesday, May 13, 2009 - 1111 East Broad Street, 43205

Wednesday, June 10, 2009 - Gillie Recreation Center, 4625 Morse Centre Drive, 43229

Wednesday, July 8, 2009 - Westgate Shelterhouse, 3271 Wicklow Road, 43204

August Recess - No meeting

Wednesday, September 9, 2009 - Schiller Recreation Center, 1069 Jaeger Street, 43206

Wednesday, October 14, 2009 - Mentel Golf Course, 6005 Alkire Road, Galloway, 43119

Wednesday, November 11, 2009 - 1111 East Broad Street, 43205

Wednesday, December 9, 2009 - 1111 East Broad Street, 43205

**AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS, OHIO
APRIL 28, 2009**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, APRIL 28, 2009 at 6:00 P.M.** in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter will be made available for anyone in need of this service. To request an interpreter, please contact the City of Columbus, Building Services Division at 645-4522 at least four (4) hours before the scheduled meeting time.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M., AFTER ANY APPEAL(S):

- Application No.:** 09310-00028
Location: 1802-04 CLEVELAND AVE. (43212), located at the southeast corner of 20th Ave. and Cleveland Ave.
Area Comm./Civic: South Linden Area Commission
Existing Zoning: C-3, Commercial District
Request: Variance(s) to Section(s):
3342.28, Minimum number of parking spaces required
To reduce the minimum number of parking spaces from 34 to 7.
Proposal: A change of use from retail to a church.
Applicant(s): Pastor Allan A. Reynolds
2525 North Wold
Columbus, OH 43231
Property Owner(s): Preston O. Ford
564 E. Weber Road
Columbus, OH 43202
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#

2. **Application No.:** 09310-00029
Location: 3219 WEST CASE ROAD (43017), located on the south side of Case Rd. the terminus of Thatcher Dr., between Kingstree Dr. and Newgate Rd.
Area Comm./Civic: Northwest Civic Association
Existing Zoning: AR-12, Apartment Residential District
Request: Variance(s) to Section(s):
3332.30, Vision clearance.
To allow the installation of a fence that exceeds 25% opacity and 2.5 ft. in height to be erected at vehicular access points at a residential lot and to allow the same 6 ft. fence to be installed at a 0 ft. setback instead of 12 ft.
3342.25, Vision clearance.
To allow the installation of a fence that exceeds 25% opacity and 2.5 ft. in height to be erected at vehicular access points at a residential lot and to allow the same 6 ft. fence to be installed at a 0 ft. setback instead of 12 ft.
Proposal: To install a 6 ft., 100% opaque fence at a 0 ft. setback along the Case Rd. frontages of condominium units.
Applicant(s): Hayden Falls I Condominium Association; c/o Tom Bashaw
3271 W. Case Rd.
Dublin, Ohio 43017
Property Owner(s): Hayden Falls I Condominium Association
5740 Kingstree Dr.
Dublin, Ohio 43017
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov#
3. **Application No.:** 09310-00033
Location: 4787 CLEVELAND AVE. (43231), located at the southwest corner of Vining Drive and Cleveland Ave.
Area Comm./Civic: None
Existing Zoning: R-1, Residential District
Request: Variance(s) to Section(s):
3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5' to 0'.
Proposal: A variance to legitimize an existing carport.
Applicant(s): Lang Le
4787 Cleveland Ave.
Columbus, OH 43231
Property Owner(s): Applicant
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#

- 4. Application No.:** 09310-00034
Location: 3496-3540 WEST DUBLIN-GRANVILLE ROAD (43235), located at the northwest corner of Federated Blvd. & W. Dublin-Granville Rd.
Area Comm./Civic: Far Northwest Coalition
Existing Zoning: CPD, Commercial Planned District
Request: Variance(s) to Section(s):
3342.28, Minimum number of parking spaces required.
To reduce the required number of additional parking spaces from 30 to 0 for a restaurant use.
Proposal: To convert 3,200 sq. ft. of existing commercial space into a restaurant use.
Applicant(s): Che & Yen Hsu; c/o Jackson B. Reynolds III; Smith & Hale, L.L.C
37 W. Broad St., Suite 725
Columbus, Ohio 43215
Property Owner(s): Che & Yen Hsu
5087 Stonecroft Ct.
Hilliard, Ohio 43026
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov#
- 5. Application No.:** 09310-00035
Location: 4820 CENTRAL COLLEGE ROAD (43081), located on the north side of Central College Rd. at Caplinger Ave., approximately 1/2 mile east of the Ulry Rd./Lee Rd. intersection with Central College Rd.
Area Comm./Civic: Rocky Fork/Blacklick Accord
Existing Zoning: NG, Neighborhood General; R, Rural and; NE, Neighborhood Edge District
Request: Variance(s) to Section(s):
3320.15 A. 1. and B. 7., Thoroughfares.
To allow the thoroughfare type C0-60-32 to be used in a NE (Neighborhood Edge) district instead of those otherwise permitted.
3320.19 B. 19., Private buildings. (Mandatory Elements.)
To allow the development of double-width driveways on lots of 50 ft. in width with the garage setback two (2) ft. from the front façade of the main building instead of requiring the lot to be 55 ft. in width or greater for the same proposed development.
3320.19 B. 20., Private buildings. (Mandatory Elements.)
To permit double-width driveways with a garage setback two (2) ft. from the front façade of the main building instead of a garage setback of twenty (20) ft. from the front façade of the main building on 50 ft.-wide or bigger lots.
Proposal: To vary standards for allowable thoroughfare types and garage setbacks for dwellings in a Traditional Neighborhood Development (TND) district.
Applicant(s): M/I Homes of Central Ohio, L.L.C.; c/o Jeffrey L. Brown or David L. Hodge; Smith & Hale, L.L.C.
37 W. Broad St., Suite 725
Columbus, Ohio 43215
Property Owner(s): M/I Homes of Central Ohio, L.L.C.
3 Easton Oval, Suite 340
Columbus, Ohio 43219
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov#

6. **Application No.:** 09310-00036
Location: 1439 GRANDVIEW AVE. (43211), located at the southwest corner of Ida Ave. and Grandview Ave.
Area Comm./Civic: 5th/Northwest Area Commission
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
3342.28, Minimum number of parking spaces required
To reduce the minimum number of additional parking spaces from 13 to 0.
Proposal: A change of use from retail to restaurant.
Applicant(s): Tony Colosimo, 3d Group, Inc.
266 North 4th Street.
Columbus, OH 43215
Property Owner(s): DeRoberts Family, LP.
1070 Goodale Blvd.
Columbus, Oh 43212
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#
7. **Application No.:** 09310-00039
Location: 1293 LIVINGSTON AVE. (43205), located at the southeast corner of Lockbourne Rd. and E. Livingston Ave.
Area Comm./Civic: Livingston Area Commission
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
3372.604 A, Setback requirements
To allow a building setback to be greater than 0'.
3372.604 B, Setback requirements
To allow a parking lot to be located at the side of the principal building.
3372.605 B, Building design standards
To allow the width of a principal building along a primary building frontage to be less than sixty (60) percent of the lot width.
3372.605 C, Building design standards
To not include vertical piers or other vertical visual elements on a building frontage that exceeds a width of fifty (50) feet.
3342.29, Minimum number of loading spaces required.
To reduce the minimum number of loading spaces to 0.
Proposal: A change of use from retail to a medical office.
Applicant(s): Dr. John E. Ratliff
1289 E. Livingston Ave.
Columbus, OH 43205
Property Owner(s): Applicant
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#

8. **Application No.:** 08310-00375
Location: 1480 WEYBRIDGE ROAD (43220), located at the northeast corner of Weybridge Road and McBane Street.
Area Comm./Civic: Northwest Civic Association
Existing Zoning: RR, Rural Residential District
Request: Variance(s) to Section(s):
3332.38, Private garage
To increase the maximum allowable lot area devoted to private garage from 720 sq. ft. to 930 sq. ft.
3342.11, Landscaping
To allow the area between the right-of-way line and the parking setback line to be paved for other than a necessary driveway.
3342.15, Maneuvering
To allow a parking space to not have sufficient access and maneuvering area.
3342.18, Parking setback line
To reduce the parking setback line from 25 feet to 0 ft. along Weybridge Road.
3342.19, Parking space
To allow a parking space between the parking setback line and the street right-of-way line without meeting the stacking requirement.
Proposal: To legitimize a garage addition and driveway expansion that were built without first obtaining zoning clearance.
Applicant(s): Robert D. Chafin, Jr. & Mariann Chafin
1480 Weybridge Rd.
Columbus, OH 43220
Property Owner(s): Applicants
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov#
9. **Application No.:** 09310-00069
Location: 1250 SUNBURY ROAD (43219), located on the east side of Sunbury Rd., approximately 250 ft. north of Woodward Ave.
Area Comm./Civic: North Central Area Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
3342.28, Minimum number of parking spaces required.
To reduce the required number of parking spaces from 48 to 0 for a new science building.
Proposal: To construct a new science building.
Applicant(s): Jeffrey T. Kring, A.I.A., B.H.D.P. Architecture
274 Marconi Blvd., Suite 200
Columbus, Ohio 43215
Property Owner(s): Ohio Dominican University
1216 Sunbury Rd.
Columbus, Ohio 43219
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov#

**APPEALS AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS
APRIL 28, 2009**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, APRIL 28, 2009** at **6:00 P.M.** in the First Floor Hearing Room of the Building Services Division Offices, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building and Development Services Section, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter 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 prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

1. 09312-00042
1625 FRANK ROAD
None
L-M, Limited Manufacturing

To Appeal Zoning Code Violation Order No. 09470-00201 issued on 2/3/2009 for:

1. 3342.24, Surface.
2. 3305.01, Certificate of zoning clearance.
3. 3305.03, Authority and compliance.

City Staff: Jim Lee

City Staff Phone: 645-3655

Appellant: XTRA Lease, L.L.C., 1801 Park 270 Dr., St. Louis, Missouri 63146

Owner: Same as appellant

Attorney/Agent: Thomas M. Tepe, Jr.; c/o Keating, Muething, & Klekamp, P.L.L., One East Fourth Street, Cincinnati, Ohio 45202

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THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

2. 09312-00065
786 S. TERRACE AVE.
GREATER HILLTOP
R-4, Residential

To Appeal Zoning Code Violation Order No. 09470-00372 issued on 2/3/2009 for:

1. 3305.01, Certificate of zoning clearance.
2. 3390.02, Portable Building

City Staff: Heather Truesdell

City Staff Phone: 645-6306

Appellant: Frank Buck, 786 S. Terrace Ave., Columbus, Ohio 43204

Owner: Judy Long, 786 S. Terrace, Columbus, Ohio 43204

**APPEALS AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS
APRIL 28, 2009**

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THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

3. 09312-00072
1900 SULLIVANT AVE.
GREATER HILLTOP
C-4, Commercial

To Appeal Zoning Code Violation Order No. 09470-00542 issued on 3/5/2009 for:

1. 3342.24, Surface.
2. 3342.225, Parking or keeping inoperable vehicle
3. 3332.289, Prohibited uses and activities
4. 3305.03, Authority and compliance.

City Staff: Jim Lee

City Staff Phone: 645-3655

Appellant: Betty Roney, 1894 Sullivant Ave., Columbus, Ohio 43223

Owner: Same as appellant.