

# **Columbus City Bulletin**



**Bulletin #26**  
**June 27, 2009**

# Proceedings of City Council

Saturday June 27, 2009



## SIGNING OF LEGISLATION

All Legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *June 22, 2009*; by Mayor Michael B. Coleman on Tuesday, *June 23, 2009*; and attested by the City Clerk, prior to Bulletin publishing.

### **The City Bulletin Official Publication of the City of Columbus**

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

# Council Journal (minutes)



# City of Columbus

## Journal - Final

### Columbus City Council

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

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

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Monday, June 22, 2009

5:00 PM

Columbus City Council

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Columbus City Council

Journal

June 22, 2009

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**REGULAR MEETING NO. 31 OF COLUMBUS CITY COUNCIL, JUNE 22, 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 Ginther, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

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

**C0017-2009**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY JUNE 17, 2009:

Transfer Type: D2, D2X, D3, D3A  
To: Jambo Grill Inc  
901 E Dublin Granville Rd  
Columbus OH 43229  
From: Clifford Boling Jr  
DBA Village Pub  
274 E Innis Av 1st Fl & Bsmt  
Columbus OH 43207  
Permit # 4226553

Transfer Type: C1, C2, D6  
To: Crystal Market LTD  
DBA Coughline Market  
1505 Schrock Rd  
Columbus OH 43229  
From: Anishi Inc  
DBA Coughlins Express Mart  
1505 Schrock Rd  
Columbus OH 43229

Permit # 1841962

Advertise: 6/27/2009

Return: 07/06/2009

**Read and Filed**

## RESOLUTIONS OF EXPRESSION

### PALEY

**0100X-2009** To declare Saturday, June 27, 2009 "Bean Dinner Day" in the City of Columbus.

Sponsors: Eileen Y. Paley

**A motion was made by Paley, 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

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FIRST READING OF 30-DAY LEGISLATION

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

AFFIRMATIVE: 7 NEGATIVE: 0

### DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

**0740-2009** FR To amend the 2009 Capital Improvements Budget; to authorize the transfer of cash between projects within the Northland and Other Acquisitions Fund; to authorize the Director of Development to enter into a Guaranteed Maximum Price Reimbursement Agreement with the Columbus Regional Airport Authority for the purpose of conducting a Traffic Impact Study considering NetJets facility expansion; and to authorize the expenditure of \$25,633 from the Northland and Other Acquisitions Fund. (\$25,633.00)

**Read for the First Time**

**0869-2009** FR To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive agreement with Syscom Advanced Materials, Inc. in consideration of Syscom's proposed investment of \$1.1 million, the retention of 14 full-time permanent employees and the creation of 10 permanent full-time jobs.

**Read for the First Time**

**0872-2009** FR To authorize the Director of Development to enter into an Enterprise Zone Agreement with WB Sports of Columbus, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a proposed \$7.0 million investment in acquisition costs and real property improvements.

**Read for the First Time**

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

**0756-2009** FR To authorize the Director of Public Utilities to enter into an agreement with

GE Fanuc Automation Americas Inc for Software Support and Maintenance for the Division of Sewerage and Drainage in accordance with the Sole Source provisions of Columbus City Code, and to authorize the expenditure of \$90,270.00 from the Sewerage System Operating Fund, (\$90,270.00)

**Read for the First Time**

- 0799-2009 FR To authorize the Director of Finance and Management to enter into a purchase order with CBS Arc Safe for the purchase of a Remote Racking System for the Division of Power and Water; and to authorize the expenditure of \$28,955.00 from the Electricity Operating Fund. (\$28,955.00)

**Read for the First Time**

- 0811-2009 FR To authorize the Director of Public Utilities to reimburse the Sawmill Athletic Club for over-payment of sewer commodity charges, to authorize a revenue reduction transaction of \$35,585.11. (\$35,585.11)

**Read for the First Time**

- 0819-2009 FR To authorize the Director of Finance and Management to establish a purchase order with Delaney and Associates Inc for the purchase of Penn Valley Pumps and Parts for the Division of Sewerage and Drainage; and to authorize the expenditure of \$59,419.00 from the Sewerage System Operating Fund. (\$59,419.00)

**Read for the First Time**

- 0829-2009 FR To authorize the Director of Public Utilities to enter into a service agreement in accordance with sole source provisions of the Columbus City Code with Tom Synnott Associates AKA tsa/Advet for software support of Falcon/DMS software for the Department of Public Utilities, to authorize the expenditure of \$9714.00 from the Sewerage System Operating Fund, \$8664.42 from the Water Operating Fund, \$2590.39 from the Stormwater Operating Fund, \$1362.19 from the Electricity Operating Fund. (\$22,331.00)

**Read for the First Time**

- 0840-2009 FR To authorize the Director of Public Utilities to contract with AA Programmed Janitorial and Building Maintenance, Inc. for Janitorial Services, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$174,192.00 from the Sewerage System Operating Fund (\$174,192.00).

**Read for the First Time**

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

- 0857-2009 FR To amend certain sections of Chapter 161 of the Columbus City Codes, 1959.

Sponsors: Michael C. Mentel

**Read for the First Time**

**CONSENT ACTIONS**

**RESOLUTION OF EXPRESSION**

- 0101X-2009 CA To recognize the 60th anniversary of the Maccabi Usa/Sports For Israel.

Sponsors: Eileen Y. Paley

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

**FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- 0848-2009 CA To authorize the Finance and Management Director to renew a contract with Kone, Inc. for the maintenance and service of elevators in various City facilities under the purview of the Facilities Management Division; to authorize the expenditure of \$156,800.00 from the General Fund; and to declare an emergency. (\$156,800.00)

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

- 0850-2009 CA To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Vehicle Preventive Maintenance (PM) Services from The McGlaughlin Oil Company/Fas Lube, Inc. and Valvoline Instant Oil Change; to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00)

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

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

- 0766-2009 CA To authorize the Director of Public Service to expend \$74,200.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund for the Division of Planning and Operations' use of the Franklin County 800 MHz and 450 MHz radio systems; and to authorize the Director of Public Service to modify the existing Public Service Radio System contract. (\$74,200.00)

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

- 0785-2009 CA To authorize the Director of Public Service to expend \$66,677.71 from the Federal-State Highway Engineering Fund for the purpose of making final payment to CSX for the costs incurred by CSX for the construction of the railroad bridge over Hard Road as part of the Hard Road phase B project. (\$66,677.61)

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

- 0802-2009 CA To authorize the Director of Finance and Management to establish purchase orders for the purchase of thermoplastic pavement marking materials, glass beads and sign materials for the Division of Planning and Operations per the terms and conditions of four existing citywide universal term contracts with four vendors; to authorize the expenditure of \$139,953.40 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$139,953.40)

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

Abstained: 1 - Craig

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

- 0880-2009 CA To authorize the Director of Public Service to execute all easements, permits and ancillary documents, between the City and Columbus Southern Power Company, an Ohio corporation, necessary for the relocation of its existing overhead transmission lines over various right of way, in the vicinity of Neil Avenue and Vine Street; to authorize the Director of Public Utilities to

execute a release of an existing general utility easement in a recorded Affidavit on Facts Relating to Title; and to declare an emergency.

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

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

- 0846-2009** CA To amend the 2009 Capital Improvements Budget; to authorize the City Auditor to transfer \$4,011.50 between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Mid Ohio Air Conditioning Corporation for installation of two (2) Veltron CFM controls at the Central Safety Building, 120 Marconi Boulevard; to authorize the expenditure of \$4,011.50 from the Safety Voted Bond Fund; and to declare an emergency. (\$4,011.50)

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

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

- 0838-2009** CA To accept the application (AN08-018) of Donald and Miriam Jordan for the annexation of certain territory containing 3.1 ± acres in Plain Township.

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

- 0861-2009** CA To authorize the submission of a petition to the Board of County Commissioners of Franklin County, Ohio, requesting a change in the boundary lines of Montgomery Township so as to make the boundary lines identical, with the corporate limits of the city of Columbus in the certain portions of Plain Township pursuant to the Annexation Agreement between the City of Columbus, Plain Township and New Albany; and to declare an emergency.

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

- 0876-2009** CA To authorize the Director of Development to modify various Empowerment Zone contracts with the Columbus Compact Corporation by extending the term of the contracts an additional 12 months; and to declare an emergency.

**A motion was made by Ginther, 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

**ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL**

- 0615-2009** CA To authorize the Director of the Department of Technology on behalf of the Department of Public Utilities, to modify an annual renewal contract with Ventyx Inc., formerly known as Indus Utility Systems, Incorporated for maintenance, support and related services; to authorize the expenditure of \$563,591.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$563,591.00)

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

- 0761-2009** CA To realign the City of Columbus, Department of Technology's 2009 budget appropriation; to re-allocate the Department of Technology (DoT) cost allocation formula utilized by the Department of Public Utilities; and to declare an emergency. (\$0.00)

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

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

0787-2009 CA To authorize and direct the Health Department to accept additional grant funds from the Ohio Department of Health in the amount of \$30,500; to authorize the appropriation of \$30,500 from the unappropriated balance of the Health Department Grants Fund. (\$30,500)

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

0826-2009 CA To authorize the Columbus Health Department to enter into a revenue contract with the City of Worthington for the provision of public health services in the amount of \$34,571, and to declare an emergency. (\$34,571)

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

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

0821-2009 CA To authorize and direct the Director of Recreation and Parks to enter into contract with Jack Conie & Sons Corp. dba Conie Construction Company for the Water Resource Restoration Sponsorship Program (WRRSP) Quarry Wetland Project, to authorize the transfer of appropriation within grant 517038, to authorize the expenditure of \$103,000.00 from the Recreation and Parks Grant Fund and the Recreation and Parks Special Purpose Fund; and to declare an emergency. (\$103,000.00)

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

**APPOINTMENTS**

A0063-2009 CA Appointment of James Panzer of 220 East Sycamore St. Columbus, Ohio 43206 to serve on the German Village Commission with a term expiration date of June 30, 2012 (resume attached).

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

A0064-2009 CA Appointment of Edward Thiell of 628 Mohawk St. Columbus, Ohio 43206 to serve on the German Village Commission with a term expiration date of June 30, 2012 (resume attached).

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

A0065-2009 CA Appointment of Terrance O'Donell of 615 City Park Ave. Columbus, Ohio 43206 to serve on the German Village Commission with a term expiration date of June 30, 2012 (resume attached).

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

**Passed The Consent Agenda**

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

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

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

**FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

**0079X-2009** To adopt the 2010 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County and to declare an emergency.

*TABLED UNTIL 07/06/09 PENDING PUBLIC HEARING*

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

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

**0868-2009** To authorize the Director of Finance and Management to apply for and to accept American Recovery and Reinvestment Act funding of up to \$7,403,500 in formula allocation to the City of Columbus under the U.S. Department for the Energy's Efficiency and Conservation Block Grant; and to declare an emergency. (\$0.00)

**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

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

**0781-2009** To authorize the Director of Public Service to enter into a contract with the Franklin County Engineer for construction of the Cooke Road over Adena Brook structure for the Division of Planning and Operations; to authorize the expenditure of \$170,000.00 from the Streets and Highways G.O. Bonds Fund; to waive competitive bidding provisions of Chapter 329 of the Columbus City Code; and to declare an emergency. (\$170,000.00)

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

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

**0796-2009** To authorize the Director of Public Service to enter into contract with the Complete General Construction Company for construction of the Williams Roadway and Stormwater Pump Station Replacement Project for the Division of Design and Construction; to authorize the transfer of \$758,939.15 within and from the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage to the State Issue II Street Projects Fund; to amend the 2009 Capital Improvements Budget; to authorize the expenditure of \$2,442,989.08 from the State Issue Two Street Projects Fund; and to declare an emergency. (\$2,442,989.08)

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

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

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

**0544-2009** To adopt the Urban, Community, and/or Regional Commercial Overlays for portions of the Lockbourne Road corridor, portions of East Main and East Broad Streets, portions of Fifth and Cleveland Avenues, and portions

of Bethel Road, SR 161, and Sawmill Road; and to adopt seven additional revisions to the commercial overlays to provide clarification on overlay applicability and extent and correct clerical discrepancies.

**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

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

**0820-2009**

To accept Memorandum of Understanding #2009-01 executed between representatives of the City of Columbus and the Columbus Municipal Association of Government Employees/CWA (CMAGE/CWA) Local 4502, which amends the Collective Bargaining Contract August 24, 2005 through August 23, 2008; and to declare an emergency.

**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

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

**0854-2009**

To authorize and direct the Finance and Management Director to modify and extend the UTC for the option to purchase Specialty & Industrial Gases with DeLille Oxygen Company, Airgas Great Lakes, Inc and Valley National Gases, Inc.; and to declare an emergency.

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

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

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

**0824-2009**

To authorize the appropriation of \$380,342 from the unappropriated balance of the General Government Grants Fund to the Health Department for the 2009 Housing Opportunities for Persons with AIDS (HOPWA) Program; and to declare an emergency. (\$380,342)

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

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

**0825-2009**

To authorize the Board of Health to enter into a revenue contract with the Columbus City Schools for the provision of physician services in an amount not to exceed \$65,000; and to declare an emergency. (\$65,000)

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

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

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

**0843-2009**

To authorize and direct the Director of Recreation and Parks to accept two

grants in the amount of \$450,874.00 and enter into seven (7) contracts for the expansion of congregate and home-delivered meals for older adults, to authorize an appropriation of \$450,874.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department; and to declare an emergency. (\$450,874.00)

**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

**0849-2009**

To authorize and direct the Director of Recreation and Parks to enter into contract with the Columbus Public Schools Food Service in conjunction with the 2009 Summer Food Services Program, to authorize the expenditure of \$2,214,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$2,214,000.00)

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

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

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

**0151-2009**

To amend sections in Chapter 3381 of the Columbus Zoning Code, Title 33, Chapter 4114 of the Columbus Building Code, Title 41, and various sections of Title 11, Water, Sewer and Electricity Code, in order to remove local testing requirements for locally registered contractors; to create a new classification of Water Contractor; and to provide for emergency permitting for the completion of work when an unlicensed contractor is removed from a work site.

Sponsors: Andrew Ginther

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

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

THERE WILL BE NO COUNCIL MEETING ON MONDAY, JUNE 29. THE NEXT REGULAR MEETING WILL BE MONDAY, JULY 6. HAVE A SAFE AND HAPPY 4TH OF JULY!

#### **ADJOURNMENT**

*ADJOURNED: 6:21 P.M.*

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

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



# City of Columbus

## Journal - Final

### Zoning Committee

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

*Priscilla Tyson, Chair; All Members*

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Monday, June 22, 2009

6:30 PM

Zoning Committee

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Zoning Committee

Journal

June 22, 2009

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**REGULAR MEETING NO. 32 OF CITY COUNCIL (ZONING), JUNE 22, 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 Ginther, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

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

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

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

**0662-2009**

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required, of the Columbus City Codes, for the property located at 657 SOUTH OHIO AVENUE (43205), to permit a youth and family services center with reduced development standards in the R-3, Residential District (Council Variance # CV08-041).

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

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

**0713-2009**

To rezone 2655 OAKSTONE DRIVE (43231), being 6.29± acres located at the southwest corner of Oakstone Drive and Newtown Drive, From: L-C-2, Limited Commercial District, To: L-C-2, Limited Commercial District. (Rezoning # Z08-069)

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

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

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

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

**0817-2009**

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.06, Aisle; 3342.08, Driveway; 3342.09, Dumpster area; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 374 EAST TOMPKINS STREET (43202), to conform an existing eight-unit apartment building with reduced development standards in the R-2F, Residential District (Council Variance #CV09-007).

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

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

**1310-2008**

To rezone 5157 NEW ALBANY ROAD (43054), being 0.31± acres located at the northwest corner of New Albany and Fodor Road, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z07-031)

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

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

ADJOURNED: 6:44 P.M.

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

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

# Ordinances and Resolutions

**City of Columbus  
City Bulletin Report**

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

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**Legislation Number:** 0100X-2009

**Drafting Date:** 06/17/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

**Title**

To declare Saturday, June 27, 2009 "Bean Dinner Day" in the City of Columbus.

**Body**

**WHEREAS**, bean dinners became popular events after the Civil War, as veterans from both the North and the South would gather for reunions and cook simple food in the style of the campaigns of the war-beans and coffee, and;

**WHEREAS**, previous to the 1930's, the Hilltop Business Association (then the Hilltop Businessman's Association) would sponsor yearly picnics at Buckeye Lake as a way to thank their customers for their business throughout the year, and;

**WHEREAS**, the idea of a bean dinner was put forth, and after a few years, the bean dinner was held for three straight days: Wednesday, Thursday, and Friday from noon until around 9:00 p.m. Beans were cooked in large pots on open fires, and any business owner could display goods and distribute samples, and;

**WHEREAS**, during the late 1950's and early 1960's, carnivals were added as attractions, drawing people from areas other than the Hilltop, and;

**WHEREAS**, after some time off, a renewed Hilltop Business Association restarted the Bean Dinner again in 1981. The first one was located at Franklin Heights High School. Expressing a desire to return to the Hilltop, permission was granted from the Columbus Recreation and Parks Department to hold the Bean Dinner in Westgate Park, and;

**WHEREAS**, the Hilltop Business Association, which was organized in 1926 with the purpose of developing and improving the Hilltop area of Columbus, Ohio, is celebrating 83 years of service, and;

**WHEREAS**, many people return to the Hilltop from around the city and state to visit and see old friends, and;

**WHEREAS**, the contemporary version of the Bean Dinner has been sponsored by the Hilltop Business Association for 28 years; now, therefore

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

That this Council does hereby proclaim Saturday, June 27, 2009 "Bean Dinner Day" in the City of Columbus.

**BE IT FURTHER RESOLVED:**

That a copy of this Resolution be presented to the leadership of the 2009 Bean Dinner as a token of our appreciation and esteem.

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**Legislation Number:** 0101X-2009

**Drafting Date:** 06/18/2009

**Current Status:** Passed

Version: 1

Matter Type: Resolution

### Title

To recognize the 60th anniversary of the Maccabi Usa/Sports For Israel.

### Body

WHEREAS, since its origination in 1932, Maccabi USA/Sports for Israel endeavors, through sports, to perpetuate and preserve the American Jewish community by encouraging Jewish pride, strengthening Jewish bonds and by creating a heightened awareness of Israel and Jewish identity; and

WHEREAS, as a volunteer organization, the Maccabi USA/Sports for Israel seeks to enrich the lives of Jewish youth in the United States, Israel and the Diaspora through athletic, cultural and educational programs; and

WHEREAS, often referred to as the "Jewish Olympics," the 18th Annual Maccabiah Games will be held July 12-23 in Israel, inviting the most outstanding Jewish athletes to participate in over 40 sporting events; and

WHEREAS, in the past 18 years, the Maccabiah Games grew to over 7000 athletes from over 60 countries making it the third largest sports event in the world; and

WHEREAS, the mission of the Maccabiah Games is to perpetuate and preserve the American Jewish community by encouraging Jewish Pride, strengthening Jewish bonds, and by creating a heightened awareness of Israel and Jewish Identity, Maccabi USA established a Pre Camp in Israel in 1989, including B'nai Mitzvah and touring of Israel; and

WHEREAS, Jewish Community Center Assistant Executive Director Tim Kauffman will be competing in the Masters Men's Softball Games, and JCC Tennis Pro Pam Libby will be competing on the Master's Women's 45+ tennis team; now, therefore

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

That this Council hereby recognizes the 60th anniversary of the Maccabi Usa/Sports For Israel, honors the 18th Annual Maccabiah Games, and wishes our area athletes the best of luck in Israel.

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Legislation Number: 0151-2009

Drafting Date: 01/27/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

### Explanation

**BACKGROUND:** This ordinance amends licensing sections in Chapter 3381 of the Columbus Zoning Code, Title 33, section of Chapter 4114 of the Columbus Building Code, Title 41, and various sections of Title 11, Water, Sewer and Electricity Code, in order to remove local testing requirements for locally registered contractors. This includes Home Improvement Contractors, Sign Erectors and Sewer Contractors. This change will not affect or change the requirements for becoming a Journeyman Plumber.

This change is a result of the current testing company no longer offering these tests and the limited number of applicants not being conducive to other companies entering this market. However, while the testing requirements are being removed, all other current standards for work experience remain and as such, work experience must be reviewed and approved by the appropriate board of review before a license would be issued. Language is being added to provide for emergency permitting for the completion of work when an unlicensed contractor is removed from a work site.

Code language creating a new license classification paralleling the existing Sewer Contractor is also being added for both Water Contractors and Combined Sewer and Water Contractors to better regulate those that work on water supply mains and lines prior to the meter and coverage under the scope of work that requires permits as plumbing related work.

These code changes were reviewed by the Columbus Building Commission at their January 20, 2009, meeting and the Columbus Building Commission recommended the changes for approval. Additionally, the Boards of Review for Sign Erectors, Plumbers, and Home Improvement Contractors have also reviewed and recommended approval of this code change.

**FISCAL IMPACT:** No funding is required for this legislation.

**Title**

To amend sections in Chapter 3381 of the Columbus Zoning Code, Title 33, Chapter 4114 of the Columbus Building Code, Title 41, and various sections of Title 11, Water, Sewer and Electricity Code, in order to remove local testing requirements for locally registered contractors; to create a new classification of Water Contractor; and to provide for emergency permitting for the completion of work when an unlicensed contractor is removed from a work site.

**Body**

**WHEREAS,** this ordinance amends licensing sections in Chapter 3381 of the Columbus Zoning Code, Title 33, sections of Chapter 4114 of the Columbus Building Code, Title 41, and various sections of Title 11, Water, Sewer and Electricity Code, in order to remove local testing requirements for locally registered contractors; and

**WHEREAS,** this change affects applicants for Home Improvement Contractor, Sign Erector and Sewer Contractor; and

**WHEREAS,** this change will not affect or change the requirements for becoming a Journeyman Plumber; and

**WHEREAS,** this change is a result of the current testing company no longer offering these tests and the limited number of applicants not being conducive to other companies entering this market; and

**WHEREAS,** while the testing requirements are being removed, all other current standards for work experience remain and as such, work experience must be reviewed and approved by the appropriate board of review before a license would be issued; and

**WHEREAS,** code language creating a new license classification paralleling the existing Sewer Contractor is also being added for Water Contractor to better regulate those that work on water supply mains and lines prior to the meter and coverage under the scope of work that requires permits as plumbing related work; and

**WHEREAS,** code language adds new requirements that persons working on sewer and/or water lines first obtain authorization from the Director of Public Utilities who is to adopt regulations setting forth minimum standards based on qualifications and experience for such work; and

**WHEREAS,** code language is being added that allows for the completion of work to be permitted and completed when it is found that the work was started by an unlicensed contractor and leaving such work in the uncompleted state would result in an emergency in the form of loss or damage to a property; and

**WHEREAS,** the Boards of Review for Sign Erectors, Plumbers, and Home Improvement Contractors have each respectively reviewed and recommended approval of this code change; and

**WHEREAS,** these code changes were also reviewed by the Columbus Building Commission at their January 20, 2009, meeting where the commission recommended these changes for approval and adoption; now, therefore,

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

**Section 1.** That the existing Section 4113.17 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4113.17 Fees--Refund.**

(A) Unless specifically indicated in the fee schedule, department refund policy or this code, all fees are not refundable.

(B) In the event of a refund, a refund service fee, as indicated in the fee schedule or department refund policy, and any costs for services already provided, shall be deducted from the amount to be refunded.

(C) The eligibility, process, and any required refund fee shall be as indicted in the Department refund policy. Any fee submitted to the department for property which is later determined to be located outside the city shall be eligible for a refund, minus any fees for services already provided including the refund fee as indicated in the fee schedule.

(D) The director, or designee, may waive the refund fee if he or she finds that the refund is necessary because of an error on the part of a city employee. In the event any refund due is less than the required refund fee, no balance shall be due or returned.

**Section 2.** That the existing Section 4113.37 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4113.37 Building permits.**

(A) General Construction. This section deals with permits for general construction and does not include permits required for the mechanical and electrical trades.

(B) Required.

(1) No person shall erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building or structure in the city, or cause the same to be done, without first obtaining a separate permit for each such building or structure from the building official and paying the fee prescribed in the fee schedule.

(2) Pre-approval(s) Required. When a certificate of zoning clearance, a certificate of appropriateness, or certificate of approval, is required, all that apply shall be obtained prior to filing for an application for a building permit. Failure to obtain the required pre-approval(s) prior to commencing an installation is subject to, but not limited by, the penalty provision of C.C. Chapter 3116. Referral(s) to the appropriate regulatory agency(s) may be obtained from the department.

(3) Maintenance Work. No building permit is required for maintenance work which is made of the same material of which the building or structure was originally constructed; however, such work shall in no way, be the type of work that could be considered an alteration or rehabilitation to the building or structure. Interior or exterior painting does not require a permit; however, a certificate of appropriateness shall be required for exterior painting of any building or structure listed on the Columbus Register of Historic Properties or is within an architectural review commission district. Within the university impact district, exterior painting and maintenance work involving replacement-in-kind does not require a certificate of approval.

(C) Parking Lot.

(1) No person shall commence to construct, enlarge, alter, improve or convert a parking lot in the city, or cause the same to be done without first obtaining a separate permit for each such parking lot from the building official and paying the fee prescribed in the fee schedule.

Exception: A separate permit need not be obtained for the construction of a parking lot if said parking lot is shown on the plans and included in the permit for the building or structure.

(2) Pre-approval Required. When a certificate of zoning clearance, certificate of appropriateness, or certificate of approval is required, all that apply shall be obtained prior to filing an application for a parking lot. Failure to obtain the required approval(s) prior to commencing an installation is subject to, but not limited by, the penalty provision of C.C. 3116. Referral(s) to the appropriate regulatory agency(s) may be obtained from the department.

(3) A permit is not required for the routine maintenance of a parking lot, such as patching holes, sealing, or striping without changing the number of available spaces.

(D) Not Required. A building permit is not required for the following types of installations; however, an installation within the scope of either subsection (D)(1) or (D)(3) of this section that is either listed on the Columbus register of historic properties or located within an architectural review commission district, requires a certificate of appropriateness in accordance with C.C. Chapter 3116:

(1) Playground equipment located on residential, commercial or public property;

(2) A mobile or manufactured home located in a mobile or manufactured home park which is licensed by the local or state board of health;

(3) An unheated, one (1) story, detached building that is accessory to a one (1), two (2), or three (3) family dwelling and contains less than one hundred sixty-nine (169) square feet of gross floor area.

(E) Building Permit Issuance. A building permit may be issued:

(1) To an appropriately licensed home improvement contractor duly licensed with the department or to the owner of a one (1), two (2), or three (3) family dwelling to do the work with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(2) To the owner of a single unit in an existing multi-family dwelling to do the structural work within his or her own unit with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(3) For a completed one (1), two (2), or three (3) family dwelling, to the general contractor duly registered with the department, who originally constructed the dwelling in order to remodel or construct an addition on that same dwelling;

(4) To the owner of any existing building other than a one (1), two (2), or three (3) family dwelling to do the structural work within his or her own unit with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(5) To a general contractor duly registered with the department for any building other than a one (1), two (2), or three (3) family dwelling to perform the structural work with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(6) Any person acting on the behalf of, or as an agent for, an owner to obtain a building permit shall be a general contractor duly registered with the department.

(F) Use of Name. No department licensed or registered contractor, or occupying homeowner shall allow the use of his or her name by any person, directly or indirectly, for the purpose of obtaining a building permit to do any work.

(G) Emergency Work.

(1) Where an emergency exists, work may be commenced prior to obtaining a building permit; however, application for a permit shall be made as soon as possible the same day or as soon as the department office is open for business. An emergency includes, but is not limited to, structural, mechanical or electrical system failures.

(2) Where an emergency exists, work may be commenced prior to obtaining a certificate of appropriateness or certificate of approval on any building or structure that is either listed on the Columbus register of historic properties, or is within an architectural review commission district or within the university impact district; however, an application for a certificate of appropriateness or a certificate of approval shall be made as soon as possible on the same day or as soon as the appropriate department office or section is open for business.

(H) Interim Permit. Where work is commenced by an unlicensed or unregistered contractor the chief building official may issue a one-time interim permit provided:

(1) The unlicensed or unregistered contractor makes application to the department on an application form prescribed for such license or registration, with proof of bonding and liability insurance together with the nonrefundable fee as prescribed by the fee schedule. The applicant shall possess the minimum qualifications as set forth in chapter 4114 of this code which shall be verified by the chief building official.

(2) The applicant satisfies the working without permit fee assessed against the work. The fee shall be as prescribed in the fee schedule.

(3) The work is inspected by a building inspector to determine code compliance.

(4) The applicant does not have a prior history of violating the building code.

This one-time interim permit may be revoked by the building official with due cause.

**Section 3.** That the existing Section 4114.107 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4114.107 Work of department-licensed contractor and licensed journeyman plumber.**

(A) It shall be unlawful to undertake or perform work of any department-licensed contractor, or trade, as defined in this Building Code within the corporate limits without first obtaining a department-issued license.

In addition, it shall be unlawful for any person other than an owner, officer, partner, or employee of a department-issued licensed contractor, to represent or advertise him or herself, for or without compensation, either publicly or privately, as being ready, willing or able to contract to undertake or offer to undertake, to plan for, lay out, supervise, install and/or make additions, alterations or repairs for any work within the scope of any department license required to perform such work, unless such work will be performed under the auspices of a department-issued license as required by this chapter. Such department-issued license shall have been authorized by the relevant board of review and subsequently issued by the department.

(B) The requirements of subsection (A) above shall apply to any work within the scope of a department-issued license for work in any new or existing building or structure, which shall include one (1) -, two (2) -, and three (3)-family dwellings, governed by either the Columbus Building Code or the Ohio Building Code (OBC) or the Residential Code of Ohio

(RCO).

(C) The department requires and issues licenses for the following types of contracting:

- (1) Home improvement - general contractor.
- (2) Home improvement - limited contractor.
- (3) Sewer contractor.
- (4) Water contractor.
- (5) Other contractors as specified in this chapter.

A department-issued home improvement contractor license in the specific craft or trade as defined hereafter in this chapter, is required to perform such work in, or on, any one (1)-, two (2)-, and three (3)-family dwelling within the corporate limits.

(D) The department requires and issues a license for journeyperson plumber.

- (1) No OCILB licensed specialty plumbing contractor shall employ any person to work at the trade of journeyperson other than a duly licensed journeyperson plumber licensed by the department.
- (2) No person shall engage in or work at the trade as journeyperson plumber until he or she shall have first procured a department-issued journeyperson plumber's license.
- (3) No department-licensed journeyperson plumber shall contract or carry out a contract for the construction, installation, repairing or altering of any plumbing, or furnish plumbing material therefor, within the corporation limits of the city, or represent or advertise himself, either publicly or privately, as being ready, willing or able to contract to perform such work or furnish such material within the corporation limits of the city.

(E) No home improvement general contractor license, home improvement limited contractor license, or sewer contractor license shall be required of any person when acting in the particular capacity or particular type of transaction set forth in this subsection as follows:

- (1) A tradesperson who performs labor or services for a department-licensed contractor for wages, salary, or compensation of any type, manner, or form provided such person is a direct employee or a legally leased tradesperson under the direct supervision of the department-licensed contractor.
- (2) Any retail clerk, clerical, administrative, or other employee of a department-licensed contractor.

**Section 4.** That the existing Section 4114.119 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4114.119 Work as a sub-contractor.**

(A) A department-licensed ~~or department-registered contractor~~ ~~home improvement general or limited contractor, a licensed sewer contractor, a registered OCILB licensed specialty contractor, a registered general contractor, a registered demolition contractor, and a registered certified fire alarm and detection and/or fire protection company,~~ with proper and current license or registration, may perform work as a sub-contractor of a primary contractor or registrant who has proper and current license or registration and who has a permit to perform the work. The sub-contractor shall not be required to obtain a second permit and pay fees based on the number of devices, etc., already paid by the primary contractor or registrant. The sub-contractor shall obtain a permit to perform that part of the work being sub-contracted and shall pay the relevant minimum fee indicated in the fee schedule.

(B) The registration and certification requirements of the subcontracting company shall coincide with that of the primary contracting company as required to cover that work being sub-contracted.

Exception: A licensed home improvement limited contractor duly licensed by the department may work as a sub-contractor of a home improvement general contractor, also duly licensed by the department, but only within the scope of work of the home improvement limited contractors licensure.

(C) The sub-contractor's permit application shall be made in the name of the sub-contractor and shall indicate all of the following information:

- (1) The work to be sub-contracted;
- (2) Shall identify the primary contractor or registrant;
- (3) The permit number issued to primary contractor or registrant; and
- (4) Under the miscellaneous space, state "sub-contractor."

(D) Both the primary contractor and the sub-contractor, or the primary registrant and the sub-registrant, shall be responsible for the work as regulated by the Columbus Building Code.

**Section 5.** That the existing Section 4114.303 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4114.303 Composition of boards.**

(A) Each board of review shall be composed of seven (7) voting members and a secretary. Four (4) voting members of a board in attendance at a meeting shall constitute a quorum.

Exception: The board of review of plumbing and sewer contractors and of journeyperson plumbers shall have eight (8) voting members. The eighth voting member of this board shall be the ~~administrator, or~~ designee of the Department of Public Utilities, of the division of sewerage and drainage.

(B) The building services inspection supervisor of the relevant trade and/or craft of the board of review shall be the secretary to such board. The secretary of a board of review is not a voting member of the board.

(C) All boards of review, except the board of review of general and home improvement contractors, shall have the following membership:

(1) Two (2) OCILB licensed specialty contractors, whose trade or craft shall be relevant to the business of the board of review on which they serve. Both contractors shall be duly registered with the department. In addition, such OCILB licensed specialty contractors shall be actively engaged in the type of contracting of their OCILB specialty license. Of the two (2) OCILB specialty contractors, one (1) shall operate their business under a collective agreement with a recognized labor organization, and one (1) shall not.

Exception: A department-licensed sewer, water or combined sewer/water contractor, with current, valid license and actively engaged in the business of sewer, water or combined sewer/water contracting, may occupy one (1) of the registered contractor positions in lieu of one (1) of the registered OCILB licensed specialty contractor position on the board of review of plumbing and sewer contractors and of journeyperson plumbers. The required labor organization relationship, however, shall not be compromised.

(2) Two (2) journeypersons, whose trade or craft shall be relevant to the business of the board of review on which they serve and, in addition, shall be actively engaged in such relevant craft or trade. Of the two (2) journeypersons, one (1) shall be employed under a collective agreement with recognized labor organization, and one (1) shall not.

(3) Three (3) public members, each of who are familiar with the construction industry relevant to the board of review on which they serve.

(D) The membership of the board of review of general and home improvement contractors shall be as follows:

(1) Two (2) department-licensed home improvement general contractors with current, valid licensure whom shall be actively engaged in home improvement general contracting.

(2) Two (2), department-licensed home improvement limited contractors with current, valid licensure whom shall be actively engaged in home improvement limited contracting.

(3) Two (2) department-registered general contractors with current, valid registration whom shall be actively engaged in the work of a registered general contractor. Of the two (2) registered general contractors, one (1) shall operate their business under a collective agreement with a recognized labor organization, and one (1) shall not.

(4) One (1) public member, who is familiar with the construction industry relevant to the board of review of general and home improvement contractors.

(E) No member of any board of review shall be employed or affiliated with the same business entity or entities of another. No public member shall have a direct or indirect interest, as defined in C.C. 501.02, in any thing, place or business that is required to be licensed by the Columbus City Codes.

(F) Except for the secretary, all members of a board of review shall be legal residents of the city or of the counties therein situated and appointed for a term of three (3) years by the director of the department. The term of each board member shall continue until a successor is appointed. The director may remove any member of the board, except the secretary and the administrator or designee of the division of sewerage and drainage, for incompetence, neglect of duty, malfeasance, or misconduct in office. Each voting board member, except for the administrator or designee of the division of sewerage and drainage, shall receive payment for each meeting attended in accordance with the administrative salary ordinance.

(G) If a board of review would be comprised of less than a majority of its voting members who are legal residents of the city by the appointment of a non-resident of the city, the director shall only appoint a legal resident of the city.

**Section 6.** That the existing Section 4114.305 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4114.305 Duties and powers of the boards of review.**

(A) General Duties and Powers. Each board of review shall have the following general duties and powers:

(1) To make, adopt, and from time to time, alter its own rules or procedures for the conduct of its meetings and proceedings;

(2) To select its own officers in accordance with the by-laws adopted by the board;

(3) To perform other related duties required either by this Building Code or as directed by the chief building official or the department;

(4) To adjudicate a complaint filed with the appropriate board of review against a department-registered OCILB licensed specialty contractor, the holder of a department-issued license or other department contractor registration. Such a complaint, however, shall be within the limits of the authority, competence, concern, intension, or responsibility of the board of review receiving the complaint;

(5) To suspend or revoke the relevant department-issued license or registration of a contractor who, after notification and hearing:

(a) Shall have been found to have violated the terms of this chapter, or

(b) Shall have failed to obtain proper permits or failed to obtain a registration certificate or failed to obtain inspection as provided by law as required by the applicable building code relating to the inspection and approval of such work, within the city; or

(c) Shall have been shown to be persistent and habitual violators of the laws of the state, the provisions of this Building Code or other ordinances of the city relating to the construction, installation, or repair of buildings within the city of Columbus.

(B) Specific Duties and Powers. The boards of review shall have the additional specific duties and powers as hereinafter indicated in this subsection:

(1) The board of review of general and home improvement contractors is authorized and empowered to review the qualifications as established in Section 4114.505, of all applicants who ~~have passed the appropriate written examination(s) and thereupon~~ have made proper application for the department's license to engage in the business of a general or limited home improvement contractor. For those applicants who the board has found to meet all such qualifications, the board shall certify their names to the department for the issuance of the appropriate home improvement contractor's license.

(2) The board of review of general and home improvement contractors shall review the qualifications as established in Section 4114.903, of all applicants who have made proper application to obtain a demolition contractor registration from the department. For those applicants who the board has found to meet all such qualifications, the board shall certify their names to the department for the issuance of a demolition contractor's registration.

(3) The board of review of general and home improvement contractors shall adjudicate matters pertaining to a department-issued home improvement general or limited licensed contractor, department-registered general contractor, and/or a department-registered demolition contractor.

(4) The board of review of plumbing and sewer contractors and of journeyman plumbers, is authorized and empowered to review the qualifications as established in Section 4114.505, of all applicants who ~~have passed the appropriate written examination(s) and thereupon~~ have made proper application for a department-issued license as a sewer, water or combination sewer/water contractor or a journeyman plumber. For those applicants who the board has found to meet all such qualifications, the board shall certify their names to the department for the issuance of the appropriate license for which the application was made.

(5) The board of review of plumbing and sewer contractors and of journeyman plumbers shall adjudicate matters pertaining to a department-issued licensed sewer contractor, a department licensed water contractor, a licensed journeyman plumber, a department-registered OCILB licensed plumbing contractor, a department registered backflow technician, and a department-registered fire protection/suppression company, ~~which result from Section 4114.537, Section 4114.727, or Section 4114.937 as applicable.~~

Exception: The board of review of warm air heating and air conditioning (HVAC) contractors shall adjudicate matters pertaining to a department-registered fire alarm and detection equipment and/or fire protection/suppression company pertaining to kitchen exhaust systems ~~resulting from Section 4114.937.~~

(6) The board of review of electrical contractors shall adjudicate matters pertaining to a department-registered OCILB licensed electrical contractor, and/or a registered fire alarm and detection equipment company, ~~resulting from Section 4114.727 or Section 4114.937 as applicable.~~

(7) The board of review of refrigeration contractors shall adjudicate matters pertaining to a department-registered OCILB licensed refrigeration contractor, ~~which result from Section 4114.727.~~

(8) The board of review of warm air heating and air conditioning (HVAC) contractors shall adjudicate matters pertaining to a department-registered OCILB licensed warm air heating and air conditioning contractor (HVAC), ~~and a department-registered OCILB licensed hydronics (steam and hot water) contractor, and a fuel gas piping contractor, -resulting from Section 4114.727.~~

(9) ~~The board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyman plumbers, are empowered to review, and recommend needed changes, in the content of~~

~~the examinations for a department-issued license authorized by them to the chief building official. However, before any change in the content of such examination is made, it shall require the approval of the chief building official.~~

~~In addition, the board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers may promulgate rules or procedures governing the filing, handling and disposition of complaints concerning and examination or the grading thereof.~~

~~(40)-The appropriate board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers, are empowered to review the qualifications, as established in Section 4114.505, of all applicants who have passed the relevant written examination(s) for a department-issued license for which they have filed a completed aption.~~

~~(C) In the event there ceases to be an aproved testing agency to provide the examinatin(s) equired by C.C. 4114, the director shall immediately notify, in writing, the board of review of generaland home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers of this fact. The director shall also issue a statemet, in writing, of poey and procedure to be used until such time an approved testing agency has been identified by the director.~~

**Section 7.** That the existing Section 4114.503 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4114.503 Application for department-issued license.**

(A) A person desiring to be a department-licensed ~~home improvement general or limited contractor, or sewer contractor, including or~~ a journeyperson plumber, shall apply to the department on an application form prescribed therefor for such license, together with the nonrefundable fee prescribed by the fee schedule.

(B) The application for a department-issued license shall be confirmed and signed under oath by the applicant. The application for a license shall contain the following information:

- (1) Name of the applicant;
- (2) Date of birth;
- (3) Current residence and business address(es) of the applicant;
- (4) Current residence and business telephone number(s) of the applicant;
- (5) Dates of previous licenses or registrations with the department, if any; and
- (6) Other information deemed necessary by the department.

(C) The application for a license, ~~that as a prerequisite requires an examination, or examinations, shall be submitted to the department no later than one (1) year after the date on which a passing score was achieved on any required examination given by an approved testing agency. After one (1) year from the date that a passing score was achieved on any required examination for a department-issued license, the passing score for that examination shall become invalid. When more than one (1) examination is required for a department-issued license, all examination scores shall be valid. Only valid examination scores shall be acceptable when making an application to the department. Additionally, the application shall be submitted at least seven (7) calendar days prior to the date of the meeting of the relevant board of review.~~

(D) In addition, the applicant shall also furnish a statement of experience with the application for a department-issued license. The statement of experience shall encompass the period of required experience as set forth in the qualifications for the type of license for which the application is made. The statement shall clearly and concisely provide the following information:

- (1) List of employer or projects with dates of same as applicable; and
- (2) Detailed work-related information about the employment or projects so listed; and
- (3) The length of time devoted to each such employment or project listed; and
- (4) The name of the employer or other responsible person with direct knowledge of the work performed by the applicant during such employment or project listed; and
- (5) A statement, made by the applicant, of the schooling and training the applicant has obtained shall also be included.

(E) The statement of experience shall be notarized.

(F) Before an application may be approved for any applicant ~~for a home improvement general or limited contractor's license, sewer contractor's license or a journeyperson plumber's license to be issued by the department,~~ the applicant shall meet the following requirements:

- (1) Be not less than eighteen (18) years of age; and
- (2) Be a United States citizen or national, a lawful permanent resident, or an alien authorized to work in the United States.

**Section 8.** That the existing Section 4114.505 of the Columbus City Codes. 1959, is hereby amended to read as follows:

**4114.505 Minimum experience qualifications for a department-issued license.**

(A) Home Improvement General Contractor License. The applicant for a home improvement general contractor license shall have a minimum of three (3) full years of "hands-on" installation experience in the one (1)-, two (2)-, and three (3) -family home improvement field.

(B) Home Improvement Limited Contractor License. The applicant for a home improvement limited contractor license in the following fields of specialization shall have a minimum of one (1) full year of "hands-on" installation experience in that field for which a license is applied for:

- (1) Residential roofing;
- (2) Residential siding, windows, and doors;
- (3) Residential wood deck installation;
- (4) Residential basement waterproofing;
- (5) Residential prefabricated fireplaces and wood or coal stoves;
- (6) Residential masonry fireplaces;
- (7) Residential fencing;
- (8) Residential sidewalks and driveway approaches;
- (9) Residential ex

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**Legislation Number:** 0544-2009

**Drafting Date:** 04/01/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This ordinance recommends the establishment of commercial overlays for portions of the Lockbourne Road corridor, Main and Broad streets in the Eastmoor neighborhood, portions of Fifth and Cleveland avenues in Milo-Grogan, and portions of Bethel Road, SR 161 and Sawmill Road in the Northwest area. While varying in detail, the Urban Commercial Overlay (UCO), Community Commercial Overlay (CCO), and Regional Commercial Overlay all include standards that work in conjunction with existing zoning to improve the character of commercial corridors.

Each of the proposed overlays is the result of adopted neighborhood plan recommendations and community requests. Overlay boundaries are illustrated on the attached maps (Exhibits A, B, C, and D). The 2002 *South Side Plan* recommends establishing development standards for commercial properties and codifying these standards as zoning overlays for Lockbourne Road. The 2007 *Eastmoor Main and Broad Corridor Revitalization Area Plan* recommends establishing the Community Commercial Overlay for portions of East Main and East Broad streets, and the 2007 *Milo-Grogan Neighborhood Plan* recommends establishing the Urban Commercial Overlay on Cleveland and Fifth avenues. The 2007 *Northwest Plan* recommends the Regional Commercial Overlay (RCO) be applied to Bethel Road from Sawmill to Olentangy River road, on Sawmill Road from Cranston Road to Saltergate Road and on SR 161 (Dublin-Granville Rd) from Sawmill Road to Federated Boulevard.

In addition to the proposed overlays, a number of revisions to the commercial overlays (UCO, CCO, and RCO) are recommended as part of this legislation to provide clarification on overlay applicability and extent and correct clerical discrepancies.

The Planning Division worked cooperatively with community stakeholders in each of the overlay areas to develop the proposed overlay designations. Public open houses were held in each area and impacted property owners were invited to the meetings. All overlays were recommended to the Development Commission by the given area commission or civic association. The Development Commission considered the proposed overlays at a February 25, 2009 policy meeting and recommended their approval by City Council. All of the associated code revisions were also considered and recommended for Council approval by the Development Commission at their January 22, 2009 and February 25, 2009 policy meetings.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS RECOMMENDATION:** Approval.

**FISCAL IMPACT:** None.

**Title**

To adopt the Urban, Community, and/or Regional Commercial Overlays for portions of the Lockbourne Road corridor, portions of East Main and East Broad Streets, portions of Fifth and Cleveland Avenues, and portions of Bethel Road, SR 161, and Sawmill Road; and to adopt seven additional revisions to the commercial overlays to provide clarification on overlay applicability and extent and correct clerical discrepancies.

**Body**

**WHEREAS**, Columbus City Council adopted the *South Side Plan* in 2002, the *Eastmoor Main and Broad Corridor Revitalization Area Plan* in 2007, the *Milo-Grogan Neighborhood Plan* in 2007, and the *Northwest Plan* in 2007 and these plans recommend the application of a commercial overlay to portions of: Lockbourne Road, East Main and East Broad Streets, Fifth and Cleveland Avenues, and Bethel Road, SR 161 and Sawmill Roads; and

**WHEREAS**, the creation of zoning overlays with additional and specific standards and requirements will serve to enhance these corridor's character, facilitate streetscape continuity, and encourage pedestrian-friendly development; and

**WHEREAS**, these standards will address building and parking setbacks, site redevelopment, pedestrian and site access, landscaping and screening, graphics, and site lighting; and

**WHEREAS**, the provisions contained in the overlays will apply to all properties described below and as identified on the attached maps (Exhibits A, B, C, and D); and

**WHEREAS**, code revisions to the UCO, CCO and RCO are necessary to provide clarification regarding the applicability and extent of commercial overlays and to correct clerical discrepancies; and

**WHEREAS**, the provisions contained in the UCO, CCO, and RCO will be reviewed and modified as appropriate and necessary in order to continue to meet the intended goals of the overlay; and

**WHEREAS**, the proposed overlays were reviewed by each of the given communities and recommended by the respective area commission or civic association, including the Columbus Southside Area Commission and the Livingston Avenue Area Commission (Lockbourne Road), Eastmoor Civic Association and Blockwatch (East Main and Broad Streets), Milo-Grogan Area Commission (Fifth and Cleveland Avenues), and the Northwest and Far Northwest Civic Associations (Bethel Road, SR 161, and Sawmill Road); and

**WHEREAS**, on February 25, 2009, the Columbus Development Commission recommended City Council adoption of the UCO, CCO, and/or RCO for the areas described above; and

**WHEREAS**, all of the associated code revisions were also considered and recommended for Council approval by the Development Commission at their January 22, 2009 and February 25, 2009 policy meetings; now, therefore,

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

**Section 1.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.675, which shall read as follows:

**3372.675 Lockbourne Road Urban Commercial Overlay**

The provisions of the Urban Commercial Overlay (UCO) shall apply to all properties indicated on Exhibit A, "Boundaries of the Lockbourne Road Urban and Community Commercial Overlays". There is hereby created in the city an urban

commercial overlay to be known as the Lockbourne Road urban commercial overlay consisting of the following areas and parcels:

- 1) Parcels in the area of the Lockbourne Road and East Whittier Street intersection, defined more specifically as those parcels fronting the north side of East Whittier beginning at a point approximately  $\pm 121'$  (feet) west of the centerline of Lockbourne Road extending east to a point approximately  $\pm 288'$  (feet) east of the centerline of Lockbourne Road, those parcels fronting on the south side of East Whittier beginning at a point approximately  $\pm 154'$  (feet) west of the centerline of Lockbourne Road extending east to a point approximately  $\pm 216'$  (feet) east of the centerline of Lockbourne Road, those parcels fronting the west side of Lockbourne Road beginning at a point approximately  $\pm 165'$  (feet) south of the centerline of East Whittier Road extending to a point approximately  $\pm 154'$  (feet) north of the centerline of East Whittier Road, those parcels fronting the east side of Lockbourne Road beginning at a point approximately  $\pm 164'$  (feet) south of the centerline of East Whittier Road extending to a point approximately  $\pm 175'$  (feet) north of the centerline of East Whittier Road;
- 2) Parcels in the area of the Lockbourne Road and Thurman Avenue intersection, defined more specifically as those parcels fronting the west side of Lockbourne Road beginning at a point approximately  $\pm 126'$  (feet) south of the centerline of Thurman Avenue extending to a point approximately  $\pm 96'$  (feet) north of the centerline of Thurman Avenue, those parcels fronting on the east side of Lockbourne Road beginning at a point approximately  $\pm 105'$  (feet) south of the easterly extension of the centerline of Thurman Avenue extending to a point approximately  $\pm 45'$  (feet) north of the easterly extension of the centerline of Thurman Avenue, and those parcels fronting the north side of Thurman Avenue from the centerline of Lockbourne Road extending to a point approximately  $\pm 178'$  (feet) west of the Lockbourne Road Centerline;
- 3) Parcels in the area of the Lockbourne Road and Frebis Avenue intersection, defined more specifically as those parcels fronting the west side of Lockbourne Road beginning at a point approximately  $\pm 220'$  (feet) south of the centerline of Frebis Avenue extending to a point approximately  $\pm 220'$  (feet) north of the centerline of Frebis Avenue, and those parcels fronting on the east side of Lockbourne Road beginning at a point approximately  $\pm 148'$  (feet) south of the centerline of Frebis Avenue to a point approximately  $\pm 265'$  (feet) north of the centerline of Frebis Avenue;

**Section 2.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.679, which shall read as follows:

**3372.679 Milo-Grogan Urban Commercial Overlay**

The provisions of the Urban Commercial Overlay (UCO) shall apply to all properties indicated on Exhibit C, "Boundaries of the Milo-Grogan Urban Commercial Overlay". There is hereby created in the city an urban commercial overlay to be known as the Milo-Grogan urban commercial overlay consisting of the following area and parcels: All parcels fronting on East Fifth Avenue from the first rail line west of Penny Street east to the first rail line east of St. Clair Avenue and all parcels fronting on Cleveland Avenue from the first rail line south of Reynolds Avenue north to the Interstate 71 underpass.

**Section 3.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.755, which shall read as follows:

**3372.755 East Broad Community Commercial Overlay**

The provisions of the Community Commercial Overlay (CCO) shall apply to all properties indicated on Exhibit B, "Boundaries of the Broad and Main Community Commercial Overlays". There is hereby created in the city a community commercial overlay to be known as the East Broad Street community commercial overlay consisting of the following areas and parcels:

- 1) all parcels fronting on Broad Street east of the City of Bexley border (Gould Road) and west of the City of Whitehall boundary, except those parcels on the south side of Broad Street beginning at a point approximately  $\pm 190'$  (feet) west of centerline of Harding Road extending east to Kellner Road;
- 2) all parcels fronting James Road north and south of Broad Street, defined more specifically as those parcels on the east side of James Road beginning at a point approximately  $\pm 410'$  (feet) north of the centerline of Broad Street extending to a point approximately  $\pm 535'$  (feet) south of the centerline of Broad Street as measured along the east right of way of James Road, and those parcels on the west side of James Road beginning at a point approximately  $\pm 260'$  (feet) north of the centerline of Broad Street to a point approximately  $\pm 406'$  (feet) south of the centerline of Broad Street as measured along the west right of way of James Road.

3) parcels fronting the east side of South Kellner Road, defined more specifically as those parcels fronting South Kellner Road from Broad Street to a point approximately  $\pm 323'$  (feet) south of the centerline of Broad Street.

**Section 4.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.757, which shall read as follows:

**3372.757 East Main Community Commercial Overlay**

The provisions of the Community Commercial Overlay (CCO) shall apply to all properties indicated on Exhibit B, "Boundaries of the Broad and Main Community Commercial Overlays". There is hereby created in the city a community commercial overlay to be known as the East Main Street community commercial overlay consisting of the following area and parcels: All parcels fronting on East Main Street east of the City of Bexley border (South Gould Road) and west of the City of Whitehall boundary.

**Section 5.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.763, which shall read as follows:

**3372.763 Lockbourne Road Community Commercial Overlay**

The provisions of the Community Commercial Overlay (CCO) shall apply to all properties indicated on Exhibit A, "Boundaries of the Lockbourne Road Urban and Community Commercial Overlays". There is hereby created in the city a community commercial overlay to be known as the Lockbourne Road community commercial overlay consisting of the following area and parcels: All parcels fronting on Lockbourne Road on the north side of Marion Road north to approximately  $\pm 148'$  (feet) south of the centerline of Frebis Avenue on the east side of Lockbourne Road and approximately  $\pm 220'$  (feet) south of the centerline of Frebis Avenue on the west side of Lockbourne Road.

**Section 6.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.860, which shall read as follows:

**3372.860 Bethel Road Regional Commercial Overlay**

The provisions of the Regional Commercial Overlay (RCO) shall apply to all properties indicated on Exhibit D, "Boundaries of the Northwest Regional Commercial Overlays". There is hereby created in the city a regional commercial overlay to be known as the Bethel Road Regional commercial overlay consisting of the following area and parcels:

- 1) all parcels fronting on Bethel Road between Sawmill Road and Olentangy River Road.
- 2) Those parcels not currently fronting Bethel Road, but within the area described generally as starting at the intersection of Bethel Road and Jasonway centerlines, extending south southeasterly along the Jasonway centerline approximately  $\pm 1500'$  (feet), then east northeasterly approximately  $\pm 620'$  (feet), then north northwesterly approximately  $\pm 1115'$  (feet) to the centerline of Bethel Road, then west approximately  $\pm 940'$  (feet) along the centerline of Bethel Road back to the point of beginning.

**Section 7.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.881, which shall read as follows:

**3372.881 Sawmill Road Regional Commercial Overlay**

The provisions of the Regional Commercial Overlay (RCO) shall apply to all properties indicated on Exhibit D, "Boundaries of the Northwest Regional Commercial Overlays". There is hereby created in the city a regional commercial overlay to be known as the Sawmill Road commercial overlay consisting of the following area and parcels: All parcels fronting on Sawmill Road between Cranston Road/Reflections Drive on the south and Saltergate Road on the north.

**Section 8.** That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new Section 3372.883, which shall read as follows:

**3372.883 SR 161 (Dublin-Granville Road) Regional Commercial Overlay**

The provisions of the Regional Commercial Overlay (RCO) shall apply to all properties indicated on Exhibit D, "Boundaries of the Northwest Regional Commercial Overlays". There is hereby created in the city a regional commercial

overlay to be known as the SR 161 (Dublin-Granville Road) commercial overlay consisting of the following area and parcels: All parcels fronting on SR 161 (Dublin-Granville Road) between Sawmill Road and the centerline of Federated Boulevard as extended south of SR 161 (Dublin-Granville Road).

**Section 9.** That Section 3372.602 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.602 Overlay areas.**

The boundaries of designated Urban Commercial Overlay areas are part of the Official Zoning Map and described in separate sections beginning with C.C. 3372.650 and ending with C.C. 3372.699. For the purposes and requirements of an Urban Commercial Overlay area, the term "primary street" means: Third Avenue, Fourth Street, Fifth Avenue, Fifth Street, Broad Street, Cleveland Avenue, Front Street, Indianola Avenue, High Street, Hudson Street, Lane Avenue, Livingston Avenue, Lockbourne Road, Long Street, Main Street, Mt. Vernon Avenue, Parsons Avenue, Summit Street, and, Whittier Street.

**Section 10.** That Section 3372.702 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.702 Overlay areas.**

The boundaries of the Community Commercial Overlay areas are part of the Official Zoning Map and shall be described in separate sections beginning with C.C. Section 3372.750 and ending with C.C. Section 3372.799. For the purposes and requirements of a Community Commercial Overlay area, the term "primary street" means: High Street, Main Street, Broad Street, James Road, Kellner Road, and Lockbourne Road.

**Section 11.** That Section 3372.802 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.802 Overlay areas.**

The boundaries of the Regional Commercial Overlay areas are part of the Official Zoning Map and shall be described in separate sections beginning with C.C. 3372.850 and ending with C.C. 3372.899. For the purposes and requirements of a Regional Commercial Overlay area, the term "primary street" means: Bethel Road, Morse Road, Olentangy River Road, SR 161(Dublin-Granville Road), and Sawmill Road.

**Section 12.** That Section 3372.606 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.606 Graphics.**

Graphics standards are as follows:

In addition to signs prohibited in Chapter 3375, the following types of signs shall not be permitted: off-premise signs, billboards, signs with flashing lights or bare bulbs, co-op signs, rotating signs, monopole signs, automatic changeable copy signs, ~~projecting signs~~ and roof-mounted signs.

**Section 13.** That Section 3372.706 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.706 Graphics.**

Graphics standards are as follows:

A. A graphic or sign for a commercial use shall comply with provisions, in particular the Table of Elements, as they pertain to a Commercial Planned Development District (CPD); i.e. using a mass factor of two (2) to determine the allowable graphic area.

B. In addition to signs prohibited in Chapter 3375, the following types of signs are not permitted: off-premise signs, billboards, signs with flashing lights or bare bulbs, co-op signs, rotating signs, monopole signs, automatic changeable copy signs, bench signs, ~~projecting signs~~ and roof-mounted signs.

C. Ground Sign.

1. Only one ground sign is permitted per development parcel; however it may include then names of all the major tenants of that parcel.
2. Only a monument type ground sign is permitted.
3. The sign base shall be integral to the overall sign design and compliment the design of the building and landscape.
4. The setback for a ground sign shall be a minimum of fifteen (15) feet.

5. The height of a ground sign shall not exceed six (6) feet above grade.
6. When indirectly lighting a ground sign, the light source shall be screened from motorist view.

D. Wall Sign.

1. Multiple wall signs, including those for individual tenants, are permitted on the primary building frontage provided the aggregate graphic area does not exceed the allowable graphic area for its building frontage. Each tenant is permitted a wall sign of a size determined by the wall area corresponding to its individual frontage provided the aggregate graphic area of all individual tenant signs does not exceed the allowable graphic area for its corresponding building frontage.
2. For a use fronting on more than one (1) street, a wall sign with a maximum area of thirty (30) square feet is permitted on the secondary building frontage.

E. The following signs are permitted in addition to the primary sign:

1. Pickup unit menu board(s) with a total graphic area not to exceed twenty (20) square feet;
2. Temporary window signs with a total graphic area not to exceed ten (10) square feet provided they are not displayed for more than twenty (20) consecutive days and no more than five (5) times within a period of a year; and
3. Signs associated with identifying the sale of gasoline with a graphic area not to exceed five (5) square feet.

**Section 14.** That Section 3372.806 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.806 Graphics.**

Graphics standards are as follows:

- A. Sign information can contain only the name, address, logo of the establishment and a secondary message, such as a businesses primary function.
- B. All signs are limited to four (4) colors (black and white are considered colors). Registered corporate logos will not be limited in terms of color.
- C. In addition to signs prohibited in Section 3375.13, the following types of signs are not permitted: off-premise signs, billboards, signs with flashing lights or bare bulbs, co-op signs, rotating signs, monopole signs, automatic changeable copy signs, bench signs, ~~projecting signs~~ and roof-mounted signs.
- D. Pickup unit menu boards are permitted in addition to a use's primary sign but must not be visible from the public right-of-way or from adjacent residentially zoned property.
- E. General Standards:
  1. The sign must be set back a minimum of six feet from the right-of-way.
  2. The sign height must not exceed six (6) feet unless the sign is set back at least ten (10) feet from the right-of-way, in which case the sign can be eight feet in height.
  3. The overall sign area must not exceed sixty (60) square feet; with the graphic area not to exceed forty (40) square feet. If a sign qualifies to be eight feet in height, the overall sign area must not exceed eighty (80) square feet; with the graphic area not to exceed fifty (50) square feet.

a. Ground Signs.

- i. For Commercially zoned lots greater than five (5) acres an architectural sign may be permitted with the approval of the Graphics Commission.

The following standards must be met:

(A) Single-tenant buildings.

- (1) The sign must be set back a minimum of twenty (20) feet from the right-of-way.
- (2) The sign height must not exceed twenty (20) feet.
- (3) The overall sign area must not exceed one hundred sixty (160) square feet; with the graphic area not to exceed eighty (80) square feet.

(B) Multi-tenant buildings.

- (1) The sign must be set back a minimum of twenty (20) feet from the right-of-way.
- (2) The sign height must not exceed thirty (30) feet.
- (3) The overall sign area must not exceed three hundred twenty (320) square feet; with the graphic area not to exceed one hundred sixty (160) square feet.

- ii. The business address, or address range, must be clearly displayed on the sign. Minimum letter/number height is six (6) inches.

- iii. The sign base must be between eighteen (18) inches to thirty six (36) inches in height and as long and wide as the sign structure itself.

- iv. The sign base must be landscaped with either low shrubs or perennial plantings for a minimum two

(2) feet perimeter around the sign base.

v. The sign base shall be constructed of limestone or limestone veneer, horizontally coursed with flush raked mortar joints. Any caps on walls or piers (should be continuous natural stone caps) must be incorporated into the sign design. The stone must be used as the sign base, but is not limited to this part of the sign.

b. Cemetery Signs.

In lieu of a monument sign, a lot that is used specifically for a cemetery is permitted to incorporate a sign into an entrance gate or fence adjacent to the corridor.

**Section 15.** That Section 3372.603 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.603 Applicability and extent.**

The standards and requirements of the UCO apply as follows:

A. This overlay applies to retail, restaurant, office or medical office uses. Residentially-zoned properties and properties that are used exclusively as residences are exempt from the standards and requirements of this overlay.

B. The placement, construction, or reconstruction of a principal building is subject to all standards and requirements of this overlay, except as applied to non-conforming buildings as provided in Section 3391.01 and except as applied to routine maintenance and in-kind replacement of materials. Facade renovations or exterior renovations are not considered reconstruction of a principal building.

C. The expansion of a principal building's gross floor area by up to fifty (50) percent is subject to applicable provisions of C.C. 3372.605 and C.C. 3372.607 and the expansion of a principal building's gross floor area by more than fifty (50) percent is subject to all standards and requirements of this overlay.

D. The extension or expansion of a principal building toward a public street is subject to all applicable standards and requirements of this overlay.

E. Exterior alteration of a primary building frontage is subject to C.C. Section 3372.605, items A,C,D,E,F,G, and H. For purposes of this requirement, the placement of window shutters, fabric canopies and awnings and/or building-mounted signage is not considered to be exterior alteration.

F. The parking standards in C.C. Section 3372.609 apply to existing buildings, additions, and new construction.

G. The construction or installation of a new parking lot, graphic, exterior lighting, fence or other accessory structure is subject to all the applicable provisions herein. Overlay standards do not apply to the re-striping or reconfiguration of existing parking lots.

H. In architectural review commission districts properties are subject to C.C. Sections 3372.604, 3372.607, 3372.608 and 3372.609, and are not subject to Sections 3372.605 and C.C. 3372.606. Any standard or requirement of this overlay may be modified or waived by an architectural review commission for structures within that architectural review commission's given boundary.

I. The Graphics Commission may consider a variance request to any graphics standard or graphics requirement of this overlay. Nonconforming graphics and routine maintenance and in-kind replacement of materials are exempt from the graphics standards and requirements of this overlay and are subject to Section 3381.08.

J. The standards contained in the overlay are in addition to the regulations of the underlying zoning districts and the general requirements contained in the Columbus Zoning Code. Where a specific overlay standard is imposed, it is to be followed in lieu of a general provision of the Zoning Code: where the overlay does not address a required standard and it is otherwise contained in the Zoning Code, the Zoning Code standard shall be followed. Except as conditioned by City Council, the Board of Zoning Adjustment or Graphics Commission, the provisions of this overlay are deemed more restrictive.

**Section 16.** That Section 3372.703 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.703 Applicability and extent.**

The standards and requirements of the CCO apply as follows:

A. This overlay applies to retail, restaurant, office or medical office uses. Residentially-zoned properties and properties that are used exclusively as residences are exempt from the standards and requirements of this overlay, except in architectural review commission districts.

B. The placement, construction, or reconstruction of a principal building is subject to all standards and requirements of this overlay, except as applied to non-conforming buildings as provided in Section 3391.01 and except as applied to routine

maintenance and in-kind replacement of materials. Façade renovations or exterior renovations are not considered reconstruction of a principal building.

- C. The expansion of a building's gross floor area by more than fifty (50) percent is subject to all the provisions herein.
- D. The extension or expansion of a building towards a public street is subject to all the applicable provisions herein.
- E. Exterior alteration of a primary building frontage is subject to applicable provisions of C.C. Section 3372.705, items D.E.F.G.H, and I. For purposes of this requirement, the placement of window shutters, fabric canopies and awnings and/or building-mounted signage is not considered to be exterior alteration.
- F. The parking standards in C.C. Section 3372.709 apply to existing buildings, additions, and new construction.
- G. The construction or installation of a new parking lot, graphic, exterior lighting, fence, or other accessory structure is subject to all the applicable provisions herein. Overlay standards do not apply to the re-striping or reconfiguration of existing parking lots.
- H. In architectural review commission districts properties are subject to C.C. Sections 3372.704, 3372.707 and 3372.708, and C.C. 3372.709 and are not subject to Sections 3372.705 and C.C. 3372.706. Any standard or requirement of this overlay may be modified or waived by an architectural review commission for structures within that architectural review commission's given boundary.
- I. The Graphics Commission may consider a variance to any graphics standard or graphics requirement of this overlay. Nonconforming graphics and routine maintenance and in-kind replacement of materials are exempt from the graphics standards and requirements of this overlay and are subject to Section 3381.08.
- J. The standards contained in the overlay are in addition to the regulations of the underlying zoning districts and the general requirements contained in the Columbus Zoning Code. Where a specific overlay standard is imposed, it is to be followed in lieu of a general provision of the Zoning Code: where the overlay does not address a required standard and it is otherwise contained in the Zoning Code, the Zoning Code standard shall be followed. Except as conditioned by City Council, the Board of Zoning Adjustment or Graphics Commission, the provisions of this overlay are deemed more restrictive.

**Section 17.** That Section 3372.803 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.803 Applicability and extent.**

The standards and requirements of the RCO apply as follows:

- A. This overlay applies to retail, restaurant, office or medical office uses. Residentially zoned properties and properties that are used exclusively as residences are exempt from the standards and requirements of this overlay, except in architectural review commission districts.
- B. The placement, construction, or reconstruction of a principal building is subject to all standards and requirements of this overlay, except as applied to nonconforming buildings as provided in Section 3391.01 and except as applied to routine maintenance and in-kind replacement of materials. Façade renovations or exterior renovations are not considered reconstruction of a principal building.
- C. The expansion of a building's gross floor area by more than fifty (50) percent is subject to all provisions herein.
- D. The construction or installation of a new parking lot, graphic, exterior lighting, fence or other accessory structure is subject to any provisions herein. Overlay standards do not apply to the re-striping or reconfiguration of existing parking lots.
- E. The Graphics Commission may consider a variance request to any graphics standard or graphics requirement of this overlay. Nonconforming graphics and routine maintenance and in-kind replacement of materials are exempt from the graphics standards and requirements of this overlay and are subject to Section 3381.08.

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- F. The standards contained in the overlay are in addition to the regulations of the underlying zoning districts and the general requirements contained in the Columbus Zoning Code. Where a specific overlay standard is imposed, it is to be followed in lieu of a general provision of the Zoning Code: where the overlay does not address a required standard and it is otherwise contained in the Zoning Code, the Zoning Code standard shall be followed. Except as conditioned by City Council, the Board of Zoning Adjustment or Graphics Commission, the provisions of this overlay are deemed more restrictive.
- G. In architectural review commission districts properties are subject to C.C. Sections 3372.804, 3372.807, 3372.808 and 3372.809, and are not subject to Sections 3372.806. Any standard or requirement of this overlay may be modified or waived by an architectural review commission for structures within that architectural review commission's given boundary.

**Section 18.** That Section 3372.809 of the Columbus City Codes, 1959, is hereby amended to read as follows:

**3372.809 Parking and circulation.**

Parking, access and circulation standards are as follows:

- A. The number of parking spaces provided shall be within a range of plus or minus five percent ( $\pm 5\%$ ) of the minimum required in Chapter 3342.
- B. A pedestrian walkway shall be provided along the front of a building that contains multiple tenants.
- C. A pedestrian circulation system shall be created so that a pedestrian using a public sidewalk or shared-use path along a public street can access adjacent buildings on paths delineated with markings, crosswalks, and/or different materials, directing foot traffic and separating it from primary access drives.
- D. A lot or premises of two (2) acres or less, which has a single use, is limited to two (2) rows of parking spaces and one (1), two (2)-way maneuvering aisle in front of a principle building. The remaining parking shall be located behind the principle building's front building façade.
- E. A lot or premises of more than two (2) acres shall be designed and organized to clearly define pedestrian circulation. Parking adjacent to a primary street shall be minimized by placing at least half of the parking to the side or rear of the building or by reducing the amount of the site's frontage along the primary street by building behind existing or proposed buildings that are adjacent to the primary street. For principle buildings located to the rear of outparcels, the side and rear parking requirement does not apply. The parking standard does apply to the buildings developed on the outparcels.

**Section 19.** That prior existing sections 3372.602, 3372.702, 3372.802, 3372.606, 3372.706, 3372.806, 3372.603, 4472.703, 3372.803, 3372.809 and 3372.914 of the Columbus City Codes, 1959, are hereby repealed.

**Section 20.** That this ordinance shall take effect and be in force from and after the earliest period provided by law.

**Legislation Number:** 0615-2009

**Drafting Date:** 04/16/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**ExplanationBACKGROUND:** In 1994, The Department of Public Utilities initiated a contract (CT-15918) for software and services related to water and sewer information management system (WASIMS). The original contract, Section 12, provided for modifications and changes in scope of service. However, the original contract, in fiscal year 2000, was assumed by the Department of Technology along with the maintenance, modifications and services responsibilities provided by Indus Utility Systems, Inc. (Indus); now known as Ventyx, Inc; this name change was previously addressed in ordinance number 0649-2007.

This legislation authorizes the Department of Technology (DoT) on behalf of the Department of Public Utilities to modify an annual renewal contract with Ventyx Inc. This contract will allow the Department of Technology to continue utilizing services, provided by Ventyx Inc. associated with annual maintenance and support, for the Water and Sewer Information Management System (WASIMS); the Advantage, Customer Suite and Service Suite software and other related support services, utilizing the terms and conditions in accordance with the original contract. The coverage period for the services related to this modification is for twelve months commencing October 1, 2009 through September 30, 2010, in the amount of \$240,025.00.

Passage of this ordinance will also allow for services with the same company, provided by the same contract, for maintenance and support associated with the Archive Manager Software module, with a coverage period of July 1, 2009 through June 30, 2010, in the amount of \$320,776.00.

Also, this legislation request for funding that will allow for maintenance and support, provided by Ventyx, Inc., for the MicroFocus software, which is associated with WASIMS, Advantage Customer Suite and Service Suite; with a coverage period of November 1, 2009 through October 30, 2010 for \$2,790.00.

**FISCAL IMPACT:** The cost for the annual maintenance associated with Archive Manager for the year 2007 was

\$307,611.00 and \$320,008.00 in 2008, with the provider Ventyx Inc. The cost of maintenance for the Advantage, Customer Suite and Service Suite software, expended in the year of 2007 was \$223,599.00 and \$239,450.00 for 2008 along with \$228,004.00 for arrears payments. Additionally, the amount of \$2,783.00 was expended in 2008, for the first time, for an extension of a maintenance agreement associated with MicroFocus software, associated with WASIMS, Advantage Customer Suite and Service Suite. Funding for this legislation is available within the Department of Technology's Information Service's Fund as follows; the Advantage, Customer Suite and Service Suite software maintenance is \$240,025.00 with a coverage period from October 1, 2009 through September 30, 2010; the Archive Manager Software module, with a coverage period of July 1, 2009 through June 30, 2010, in the amount of \$320,776.00; and MicroFocus software maintenance with a coverage period of November 1, 2009 through October 30, 2010 for \$2,790.00, bringing the total amount requested for this ordinance to \$563,591.00 with the aggregate contract total being \$4,842,583.23.

**EMERGENCY:** Emergency action is requested to expedite authorization of this contract in order to facilitate and maintain uninterrupted services from the supplier.

**CONTRACT COMPLIANCE:** 94-3273443 Expiration: 6/30/2010

**Title**To authorize the Director of the Department of Technology on behalf of the Department of Public Utilities, to modify an annual renewal contract with Ventyx Inc., formerly known as Indus Utility Systems, Incorporated for maintenance, support and related services; to authorize the expenditure of \$563,591.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$563,591.00)

**Body**

**WHEREAS**, Indus Utility Systems, Inc. (Indus), currently known as Ventyx, and the Department of Public Utilities executed contract CT-15918 in 1994 under Ordinance 1996-94 for Technical Agreement (TCP Agreement) and Technical Currency Support Services, and

**WHEREAS**, the city needs Ventyx Inc. to maintain existing software with all current upgrades and revisions under the Advantage, Customer Suite and Service Suite and other related support services portion of this contract with payment coverage period from 10/1/07 to 9/30/08, and coverage for the forthcoming period from 10/1/08 to 9/30/09;and

**WHEREAS**, the city needs Ventyx, Inc. to maintain existing MicroFocus software, associated with WASIMS, the Advantage, Customer Suite and Service Suite, with a coverage period from 11/1/08 to 10/30/09, and

**WHEREAS**, without this agreement, the Division of Water will not receive upgrades and the capability to debug the system, negatively impacting the water and sewer billing system, and

**WHEREAS**, that an emergency exist within the Department of Technology, on behalf of the Department of Public Utilities, as there is an immediate need to modify an existing contract for maintenance and support services, provided by Ventyx Inc., thereby preserving the public health, peace, property, safety, and welfare; now, therefore;

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

**SECTION 1:** That the Director of the Department of Technology, on behalf of the Department of Public Utilities, be and is hereby authorized to modify a contract with Ventyx Inc. for maintenance, support and related services, associated with the Water and Sewer Information Management System (WASIMS). The Advantage, Customer Suite and Service Suite software maintenance is \$240,025.00 with a coverage period from October 1, 2009 through September 30, 2010. The Archive Manager Software module maintenance and support has a coverage period of July 1, 2009 through June 30, 2010, in the amount of \$320,776.00; and MicroFocus software maintenance has a coverage period of November 1, 2009 through October 30, 2010 for \$2,790.00, bringing the total amount requested for this

ordinance to \$563,591.00 with the aggregate contract total being \$4,842,583.23.

**SECTION 2:** That the expenditure of \$563,591.00 or so much thereof as may be necessary is hereby authorized to be expended from:

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 550| **OCA:** 514550| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$14,641.52 - Customer Suite - Advantage Software

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 600| **OCA:** 514600| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$93,129.70 - Customer Suite - Advantage Software

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 650| **OCA:** 514650| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$104,410.88 - Customer Suite - Advantage Software

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 675| **OCA:** 514675| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$27,842.90 - Customer Suite - Advantage Software

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 550| **OCA:** 514550| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$170.19 - Mircofocus

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 600| **OCA:** 514600| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$1,082.52 - Mircofocus

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 650| **OCA:** 514650| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$1,213.65 - Mircofocus

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 675| **OCA:** 514675| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$323.64 - Mircofocus

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 550| **OCA:** 514550| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$19,567.33 - Archive Manager Module

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 600| **OCA:** 514600| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$124,461.08 - Archive Manager Module

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 650| **OCA:** 514650| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$139,537.56 - Archive Manager Module

**Division: Div.:** 47-01| **Fund:** 514| **Subfund:** 675| **OCA:** 514675| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$37,210.03 - Archive Manager Module

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

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

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**Legislation Number:** 0662-2009

**Drafting Date:** 04/24/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**Council Variance Application # CV08-041**

**APPLICANT:** Directions for Youth & Families; c/o Robert Davis, Architect; 1466 Manning Parkway; Powell, Ohio 43065.

**PROPOSED USE:** Youth and family services center.

**LIVINGSTON AVENUE AREA COMMISSION RECOMMENDATION:** Approval.

**HISTORIC RESOURCES COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is developed with a nonconforming youth and family services center and is zoned in the R-3, Residential District. The building was originally constructed in 1959 as a parish center, and is currently leased to the applicant as a youth center by the City of Columbus. The center includes counseling, educational, recreational, and general office uses. The applicant is requesting a Council variance to conform the existing building and to allow an addition for a new entrance and elevator to comply with ADA requirements. The site is located within the boundaries of *The Near Southside Plan* (1997) which recommends that institutional uses maintain the residential and historic character of the neighborhood. The proposed addition has been approved by the Historic Resources Commission.

#### **Title**

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required, of the Columbus City Codes, for the property located at **657 SOUTH OHIO AVENUE (43205)**, to permit a youth and family services center with reduced development standards in the R-3, Residential District (Council Variance # CV08-041).

#### **Body**

**WHEREAS**, by application #CV08-041, the owner of property at **657 SOUTH OHIO AVENUE (43205)**, is requesting a Variance to permit a youth and family services center with reduced development standards in the R-3, Residential District; and

**WHEREAS**, Section 3332.035, R-3, Residential District, does not permit a youth center including counseling, educational, recreational and general office uses, while the applicant proposes to establish a youth and family services center in a building that was formerly used as a parish center with reduced development standards; and

**WHEREAS**, Section 3332.18 (D), Basis of computing area, requires that no dwelling shall occupy greater than fifty (50) percent of the lot area, while the applicant proposes no dwelling and will expand the existing nonconforming lot coverage of the building with a new entrance as depicted on the site plan; and

**WHEREAS**, Section 3332.21, Building lines, requires the setback to be the average distance of building setbacks on contiguous lots or parcels, but in no case less than ten (10) feet, while the applicant proposes a zero (0) foot building line along South Ohio Avenue; and

**WHEREAS**, Section 3332.27, Rear yard, requires a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes a rear yard of 5.95% as shown on the site plan; and

**WHEREAS**, Section 3342.28, Minimum number of parking spaces required, requires twelve (12) parking spaces for classroom use, fifty-nine (58) parking spaces for general office use, and one hundred ninety-nine (199) parking spaces for assembly use, or two-hundred sixty-nine (269) total parking spaces, while the applicant proposes to maintain zero (0) parking spaces; and

**WHEREAS**, Section 3342.29, Minimum number of loading spaces required, requires that office and institutional buildings that are twenty thousand (20,000) square feet or more but less than one hundred thousand (100,000) square feet provide one loading space, while the applicant proposes to maintain zero (0) loading spaces for the existing building; and

**WHEREAS**, this variance will permit a youth and family services center with reduced development standards in the R-3, Residential District; and

**WHEREAS**, the Livingston Avenue Area Commission recommends approval; and

**WHEREAS**, the Historic Resources Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the requested variance would conform an existing youth and family service center and allow an addition for a new entrance and elevator to comply with ADA requirements. The site is located within the boundaries of *The Near Southside Plan* (1997) which recommends that institutional uses maintain the residential and historic character of the neighborhood. The proposed addition has been approved by the Historic Resources Commission; 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 **657 SOUTH OHIO AVENUE (43205)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required, of the Columbus City Codes; is hereby granted for the property located at **657 SOUTH OHIO AVENUE (43205)**, insofar as said sections prohibit a youth and family services center with a greater than 50% lot coverage, a 0-foot building line along South Ohio Avenue, a 5.95% rear yard, a parking space reduction from 269 spaces to 0 spaces, and a loading space reduction from 1 space to 0 spaces; said property being more particularly described as follows:

**657 SOUTH OHIO AVENUE (43205)**, being 0.42± acres located at the northwest corner of South Ohio Avenue and Newton Street and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Half Section 23, Township 5, Range 22, Refugee Lands, being all of Lot Numbers 73, 74, and 75 of record in the plat of Rodenfels & Falkenbach's Subdivision of Geo. J. Rodenfels Subdivision of Joseph Falkenbach Assignee Subdivision, Plat Book 3, Page 365, Recorder's Office, Franklin County, Ohio and being that tract of land as conveyed to City of Columbus, Ohio by deed of record in Official Record 692j12, Recorder's Office, Franklin County, Ohio and being more particularly bounded and described as follows:

Beginning at a 3/4" iron pipe (set) at the intersection of the west right-of-way line of South Ohio Avenue (60 feet wide) with the north right-of-way line of Newton Street (50 Feet Wide) and said iron pipe being the southeast corner of the said Lot 75;

Thence North 86 degrees 08 minutes 06 seconds West, a distance of 150.04 feet along the north right-of-way line of said Newton street and also along the south line of the said Lot 75 to a pk nail (set) at the southwest corner of said Lot 75 and said pk nail being at the intersection of the north right-of-way line of said Newton Street with the east right-of-way line of

Granger Alley (20 feet wide);

Thence North 3 degrees 45 minutes 04 seconds East, a distance of 123.17 feet along the west line of the said Lots 75, 74, and 73, and also along the east right-of-way line of said Granger Alley to a point (said point being referenced by a 1/2" iron pipe found at North 24 degrees 01 minutes 23 seconds East, 1.09 Feet) at the northwest corner of the said Lot 73;

Thence South 86 degrees 07 minutes 33 seconds East, a distance of 149.99 feet along the north line of the said Lot 73 to a 3/4" iron pipe (set) (a 3/4" iron pipe found at North 84 degrees 42 minutes 41 seconds East, 5.10 Feet) at the northeast corner of the said Lot 73 and said iron pipe (set) being also in the west right-of-way line of said South Ohio Avenue;

Thence South 3 degrees 43 minutes 38 seconds West, a distance of 123.15 feet along the east line of the said Lots 73, 74, And 75 and also along the west right-of-way line of said South Ohio Avenue to the point of beginning, containing 0.424 acres, more or less, subject to all easements, restrictions, and rights-of-way of record. bearings are based on the grid bearing of South 87 degrees 56 minutes 16 seconds East between Franklin County Monument "Frank43" and its Azimuth Mark, Franklin County Monument "Frank143".

Description based upon deeds and plats of record in the Recorder's Office, Franklin County, Ohio and previous surveys of record in the Franklin County Engineer's Office, Franklin County, Ohio. A field survey of the premises was performed by Matmar, Inc., Columbus, Ohio in July, 2008.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used a youth and family services center including counseling, educational, recreational, and general office uses, or those uses permitted in the R-3, Residential District.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the sit plan titled, "**OHIO AVENUE ADDITION/RENOVATION**," drawn by Davis Wince Architecture, Ltd., dated April 15, 2009 and signed by Robert S. Davis, Architect/Agent for the Applicant. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and completion of engineering plans. Any slight adjustment to the plan shall be reviewed and may be approved 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 shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 0713-2009

**Drafting Date:** 05/06/2009

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

#### **Rezoning Application Z08-069**

**APPLICANT:** Oakstone Academy; c/o David L. Hodge, Attorney; 37 West Broad Street; Columbus, OH 43215.

**PROPOSED USE:** To allow child daycare as an additional permitted use.

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

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The Applicant's request for the L-C-2, Limited Commercial District to add child daycare as a permitted use is consistent with the zoning and development patterns of the area.

**Title**

To rezone **2655 OAKSTONE DRIVE (43231)**, being 6.29± acres located at the southwest corner of Oakstone Drive and Newtown Drive, **From:** L-C-2, Limited Commercial District, **To:** L-C-2, Limited Commercial District **and to declare an emergency.** (Rezoning # Z08-069)

**Body**

**WHEREAS**, application #Z08-069 is on file with the Building Services Division of the Department of Development requesting rezoning of 6.29± acres From: L-C-2, Limited Commercial District, To: L-C-2, 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 need to move forward with the zoning clearance plan so that the client will be ready for fall enrollment for the day care program 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 Applicant's request for the L-C-2, Limited Commercial District to add child daycare as a permitted use is consistent with the zoning and development patterns of the area; now, therefore:

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

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

**2655 OAKSTONE DRIVE (43231)**, being 6.29± acres located at the southwest corner of Oakstone Drive and Newtown Drive, and being more particularly described as follows:

LOCATED EAST OF CLEVELAND AVENUE AND SOUTH  
OF HOME ACRE DRIVE, IN THE CITY OF  
COLUMBUS, COUNTY OF FRANKLIN,  
STATE OF OHIO

(L-C2 AREA)

Situated in the State of Ohio, county of Franklin, City of Columbus, being in lot No.1, Section No. 2, Township No. 2, Range No. 17, United States Military Lands, containing 6.293 acres of land, more or less, 2.60 acres of said 6.293 acres being all of that tract of land described as PARCEL 2 in EXHIBIT B in the deed to Ramsey Taylor Corporation of record in Official Record 07525D10 and 3.693 acres of said 6.293 acres being out of that 8.109 acres tract of land described as PARCEL 1 in EXHIBIT A in said deed to Ramsey Taylor Corporation of record in the Recorder's Office, Franklin County, Ohio, said 6.293 acres of land being more particularly described as follows:

Beginning at the southwesterly corner of said PARCEL 2 in the centerline of Cleveland Avenue, said point also being the northwesterly corner of a 2.092 acre tract of land described in a deed to John D. Wright, of record in Deed Book 3719, Page 298, Recorder's Office, Franklin County, Ohio;

Thence N-2 degrees 16' 27" E, with the westerly line of said PARCEL 2 and the centerline of said Cleveland Avenue, a distance of 130.00 feet to the northwesterly corner of said 2.60 acre tract;

Thence S-87 degrees 33' 25" East, with the northerly line of said PARCEL 2, the same being the southerly line of Peppertree Condominium Section 1, the condominium plat of same being of record in Condominium Plat Book 2, Pages 639 through 642, Recorder's Office, Franklin County, Ohio, a distance of 870.68 feet to the northeasterly corner of said PARCEL 2, said corner being an angle point in the boundary of said Peppertree Condominium Section 1, said point also being in the westerly line of said PARCEL 1;

Thence N-1 degree 50' 02" E, with the westerly line of said Parcel 1 and with an easterly line of said Peppertree Condominium Section 1, a distance of 199.85 feet to the northwesterly corner of said PARCEL 1, said point also being an angle point in the boundary of said Peppertree Condominium Section 1;

Thence S-87 degrees 33' 18" E, with the northerly line of said PARCEL 1 and with a southerly line of said Peppertree Condominium Section 1, a distance of 526.99 feet to a point in an existing westerly right-of-way line for Newtown Drive;

Thence S-2 degrees 19' 17" W, a distance of 81.64 feet to a point of curvature;

Thence southwestwardly, with the arc of a curve to the right having a radius of 145.00 feet, a central angle of 29 degrees 29' 31" and a chord that bears S-17 degrees 04' 02" W, a chord distance of 73.81 feet to a point of tangency;

Thence S-31 degrees 48' 48" W, a distance of 202.99 feet to point in the southerly line of said PARCEL 1, said point also being in a northerly line of Blendon Park Section 3, the subdivision plat of same being of record in Plat Book 51, Pages 6 and 7, Recorder's Office, Franklin County, Ohio;

Thence N-87 degrees 33' 03" W, with, in part, the southerly line of said PARCEL 1, the southerly line of said PARCEL 2 and with, in part, a northerly line of said Blendon Park Section 3 and the northerly line of said 2.092 acre tract, a distance of 1277.15 feet to the point of beginning and containing 6.293 acres of land, more or less.

**To Rezone From:** L-C-2, Limited Commercial District,

**To:** L-C-2, Limited Commercial District

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-C-2, 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-2, 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 plans being titled, "**PROPOSED OFFICE PARK**," and "**AREA A SITE PLAN**," and text being titled, "**LIMITATION TEXT**," all signed by Jeffrey Brown, Attorney for the Applicant, all dated March 5, 2009, and reading as follows:

#### **Limitation Text**

**EXISTING DISTRICT:** L-C-2

**PROPOSED DISTRICT:** L-C-2

**PROPERTY ADDRESS:** 2655 Oakstone Drive

**OWNER:** Oakstone Academy

**APPLICANT:** Oakstone Academy

**DATE OF TEXT:** March 5, 2009

**APPLICATION NUMBER:** Z08 -069

**1. INTRODUCTION:** This property was rezoned in 1986 to provide for an office park. In 2002 this property was again rezoned to permit a school with a small addition and an outdoor play area. The applicant now wishes to add "daycare" to the list of permitted uses for only the 2655 Oakstone Drive building. The 2655 Oakstone Drive Building is identified as "Area A" and the balance of the site is identified as "Area B" in this text and submitted site plan.

**2. PERMITTED USES:** Office, private school (including preschool), and daycare and uses permitted under 3353.03 of the Columbus City Code. Private school, preschool and daycare uses shall be permitted in only the 2655 Oakstone Drive building. (Area A)

**3. DEVELOPMENT STANDARDS:** Unless otherwise indicated the applicable development standards are contained in Chapter 3353 of the Columbus City Code.

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

1. Total office and school space shall not exceed 45,000 square feet except the addition shown on the specific site plan for "Area A" shall not count against the permitted 45,000 square foot restriction.

2. Total structures not to exceed eight (8) buildings total from Areas A and B in total.

a. Seven (7) one story buildings.

b. One (1) two story building (not to exceed 30 feet in height).

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

Not applicable.

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

1. All trees must meet the following minimum size at the time of planting: Shade trees 2 ½ inch caliper; Ornamental trees 1 ½ inch caliper; Evergreen trees 5 feet in height. Tree caliper is measured six (6) inches from the ground.

2. Where practicable, maintain any existing trees or plants of substantial size that are adjacent to adjoining properties as well as interior lot areas. This section applies to Areas A and B.

3. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.

4. Traffic areas not buffered by existing trees or plants from adjacent properties to be improved with additional trees, plants, or wooden screening. This section applies to Areas A and B.

5. All streets are to be private and maintained by the condominium association. This section applies to Areas A and B.

6. The Home Acre Drive entrance must be landscaped with at least one evergreen and three shrubs on each side of the driveway as shown on the Proposed Office Park site plan.

7. Existing landscaping consisting of three evergreens and four shrubs must be maintained along the Cleveland Avenue frontage of parking area. This applies to Area B.

8. A gazebo and garden area to be designed and built where indicated on "Area B" site plan

9. Install guardrail on south property line and to rear of lots 186 and 187 Blendon Park Section 3. Exact design to be approved within reason, by those two adjacent property owners prior to installation.

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

Not applicable.

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

1. Utility meters and structures to be screened from view where possible with plants or wooden screening. This section applies to Areas A and B.

2. Lighting:

a. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage.

b. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers type to insure compatibility.

c. Light poles shall not exceed 14 feet within 100 feet of residentially zoned property, otherwise the maximum height is 18 feet.

d. All these items in lighting section shall apply to Areas A and B.

F. Graphics and / or Signage Commitments.

All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

G. Miscellaneous Commitments.

Areas A and B shall be developed in accordance with their respective site plans. The site plans may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

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**Legislation Number:** 0761-2009

**Drafting Date:** 05/18/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

This ordinance realigns the 2009 Department of Public Utilities (DPU) appropriation. Realigned responsibilities for street cleaning and snow removal have shifted cost to the Stormwater Enterprise Fund. Increased cost for provision of the Department of Technology services have also added to the cost within each of the enterprise funds of the Department of Public Utilities. In order to more accurately reflect the allocation of these increased costs to the department, a review of the internal cost allocation formula was done in January. The revised formula takes into consideration not only the customer counts within each enterprise but also considers the authorized strength and budget of each enterprise. This review shifts some cost responsibility from the Stormwater enterprise and allocates this cost to the Sanitary Sewer, Water and Electricity enterprise funds. No change in the total enterprise appropriations is required to accomplish the cost allocation change but the budget appropriation of the Department of Technology is affected. In order to properly identify and align the Department of Technology's (DoT) 2009 budget appropriation the following changes are requested.

**See Attachment: 2009Approp.A1.xls**

**Title**

To realign the City of Columbus, Department of Technology's 2009 budget appropriation; to re-allocate the Department of

Technology (DoT) cost allocation formula utilized by the Department of Public Utilities; and to declare an emergency. (\$0.00)

**Body**

**WHEREAS**, In order to accurately reflect the allocation of expenses related to services provided by the Department of Technology (DoT) to the Department of Public Utilities, a change in the Department of Technology's operating budget appropriation is necessary; and

**WHEREAS**, This requested appropriation change results from a review of and change to the internal cost allocation formula used by the Department of Public Utilities (DPU); and

**WHEREAS**, A change to the Department of Public Utilities cost allocation formula is necessary; and

**WHEREAS**, This ordinance realigns the 2009 Department of Public Utilities (DPU) appropriation; and

**WHEREAS**, This ordinance also realigns the Department of Technology's 2009 budget appropriation; and

**WHEREAS**, An emergency exists in the usual daily operation of the City of Columbus, Department of Technology in that it is immediately necessary to adjust the 2009 Department of Technology budget appropriation and the cost allocation formula utilized for the Department of Public Utilities, thereby preserving the public health, peace, property, safety and welfare, now, therefore:

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

**SECTION 1:** That the City Auditor is hereby authorized and directed to reallocate the Department of Technology 2009 budget appropriation and allocation formula as follows:

**See Attachment: 2009Approp.A1.xls**

**SECTION 2:** That the current Department of Technology (DoT) cost allocation formula for the Department of Public Utilities (DPU) is hereby reallocated by the following rates:

**See Attachment: 2009Approp.A1.xls**

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

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**Legislation Number:** 0766-2009

**Drafting Date:** 05/19/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

TitleTo authorize the Director of Public Service to expend \$74,200.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund for the Division of Planning and Operations' use of the Franklin County 800 MHz and 450 MHz radio systems; and to authorize the Director of Public Service to modify the existing Public Service Radio System contract. (\$74,200.00)

Body**WHEREAS**, the Division of Planning and Operations is responsible for routine and emergency maintenance and rehabilitation of the roadway system and for the installation and maintenance of roadway signage and lighting; and

**WHEREAS**, it is necessary that these vehicles be equipped with 800 MHz radios and GPS/AVL equipment; and

**WHEREAS**, the Planning and Operations Division has entered into an agreement with Franklin County to utilize their 800 MHz communications system; and

**WHEREAS**, it is necessary to modify the existing agreement to include the 450 MHz communications system;

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

**Section 1.** That for the purpose of paying for the use of the Franklin County 800 MHz and 450 MHz radio systems for the Division of Planning and Operations, the Director of Public Service be and hereby is authorized to expend \$74,200.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund, Fund 265, Department No. 59-11, Division of Planning and Operations, Object Level One Code 03, Object Level Three Code 3321 and OCA Code 591117.

**Section 2.** That the Director of Public Service is hereby authorized to modify the existing Public Service Radio System contract so as to include the 450 MHz communications system.

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

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**Legislation Number:** 0781-2009

**Drafting Date:** 05/21/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

This legislation authorizes the Director of Public Service to reimburse the Franklin County Engineer for the rehabilitation of the Cooke Road over Adena Brook structure. After recent inspections by City staff it was determined that this structure was in need of immediate rehabilitation to ensure the safety of the travelling public. Various engineering alternatives were discussed and it was determined that the most cost efficient and effective solution for the rehabilitation of the bridge was to retain the services of the Franklin County Engineer, who maintains staff capable of performing bridge work of this scale. Work to be performed includes total structure removal down to the footings except wingwalls, new abutments cast in place, and a new pre-cast deck. This work is estimated to take approximately 5 weeks, during which the total closure of the road is necessary.

**2. WAIVER OF COMPETITIVE BIDDING**

The Department of Public Service investigated several alternatives for the replacement and/or rehabilitation of the Cooke

Road Bridge, and determined that it would partner with the Franklin County Engineer's Office. This alternative allows for the rehabilitation of an excessively deteriorated bridge in an expedited time frame that will allow the work to be accomplished during the summer recess of Wattersen High School. While a full scale replacement of the bridge would have been the ultimate alternative, the current condition; budgetary considerations; detailed design services contract procurement and construction contract procurement process durations prohibit this alternative from being viable. It is therefore necessary to waive the competitive bidding requirements of the City Code for this project.

### **3. FISCAL IMPACT**

This ordinance authorizes the expenditure of \$170,000.00 or so much as thereby needed for reimbursement to the Franklin County Engineer. Funding for this project is available within the Streets and Highways G.O. Bonds Fund due to cancellation of encumbrances from completed projects.

### **4. EMERGENCY DESIGNATION**

Emergency action is requested to authorize reimbursement to the Franklin County Engineer for work to rehabilitate the Cooke Road over Adena Brook structure to ensure the safety of the travelling public.

Title To authorize the Director of Public Service to enter into a contract with the Franklin County Engineer for construction of the Cooke Road over Adena Brook structure for the Division of Planning and Operations; to authorize the expenditure of \$170,000.00 from the Streets and Highways G.O. Bonds Fund; to waive competitive bidding provisions of Chapter 329 of the Columbus City Code; and to declare an emergency. (\$170,000.00)

Body **WHEREAS**, the Division of Planning and Operations is responsible for maintaining the City's roadways and Bridges; and

**WHEREAS**, after inspection by City Staff it was determined that rehabilitation of the Cooke Road over Adena Brooke structure was necessary; and

**WHEREAS**, after various engineering alternatives were discussed it was determined that the best alternative for rehabilitation of this structure was to engage the services of the Franklin County Engineer for the work required; and

**WHEREAS**, work involved in the rehabilitation of this structure includes total structure removal down to the footings except wingwalls, new abutments cast in place, and a new pre-cast deck; and

**WHEREAS**, it is necessary to waive the competitive bidding provisions of Chapter 329 of the Columbus City Codes; and

**WHEREAS**, it is necessary to provide reimbursement to the Franklin County Engineer for the costs incurred in the rehabilitation of this structure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Planning and Operations, in that funding should be approved immediately so that the Franklin County Engineer can be reimbursed for this work at the earliest possible time, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Director of Public Service be and hereby is authorized to enter into a contract with and reimburse the Franklin County Engineer, 970 Dublin Road, Columbus, Ohio 43215, for the rehabilitation of the Cooke Road over Adena Brook structure for the Division of Planning and Operations.

**Section 2.** That for the purpose of paying the cost of this reimbursement, the sum of \$170,000.00, or so much thereof as may be needed, be and hereby is authorized to be expended from Fund 704, the Streets and Highways G.O. Bonds Fund, Department No. 59-11, Division of Planning and Operations as follows:

Project No. / Project / O.L. 01-03 Codes / OCA Code / Amount  
530301 / Bridge Rehabilitation / 06-6631 / 591142 / \$170,000.00

**Section 3.** That the formal consultant selection process provisions of Chapter 329 of the City Code be and hereby are waived.

**Section 4.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

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**Legislation Number:** 0785-2009

**Drafting Date:** 05/22/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

As part of the Hard Road Phase B Improvement project which was completed in 2006 the project included the construction of a new railroad bridge passing over the roadway. As part of the construction of this bridge CSX Transportation incurred costs for construction of this bridge. After negotiations between the City and the railroad for final costs for these expenses incurred it was determined that the amount owed to the railroad is \$66,677.61.

This legislation authorizes the final reimbursement to CSX Transportation for costs incurred in the Hard Road Phase B project.

**2. CONTRACT COMPLIANCE**

CSX contract compliance number is 546000720 and expires 5/20/11.

**3. FISCAL IMPACT**

This expenditure is eligible for reimbursement at 80% of the costs incurred for this railroad bridge by the Ohio Department of Transportation. Funds for this expenditure are available within the Federal-State Highway Engineering Fund. This ordinance authorizes the expenditure of \$66,677.61 from the Federal State Highway Engineering Fund.

TitleTo authorize the Director of Public Service to expend \$66,677.71 from the Federal-State Highway Engineering Fund for the purpose of making final payment to CSX for the costs incurred by CSX for the construction of the railroad bridge over Hard Road as part of the Hard Road phase B project. (\$66,677.61)

Body

**WHEREAS**, the Division of Design and Construction completed the construction of the Hard Road phase B roadway improvement project which included the construction of a railroad bridge carrying the railroad over Hard Road; and

**WHEREAS**, CSX Transportation incurred costs during the construction of the project that require reimbursement from the City; and

**WHEREAS**, it is necessary to provide payment to CSX for these costs in the amount of \$66,677.61; 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 reimburse CSX Transportation, 6735 Southpoint Drive South, Jacksonville, FL 32216 for construction of the Railroad Bridge associated with the Hard Road Phase B Improvement project in the amount of \$66,677.61 for the Division of Design and Construction in accordance with the documents on file in the Office of Support Services.

**Section 2.** That for the purpose of paying this reimbursement to CSX Transportation the sum of \$66,677.61, or so much thereof as may be necessary, be and hereby is authorized to be expended from the Federal State Highway Engineering Fund, Fund 765, Department No. 59-12, Division of Design and Construction as follows:

Fund / Grant# / Grant / O.L. 01-03 Codes / OCA Code/ Amount  
765 / 561001 / Hard Road Phase B / 06-6631 / 591285 / \$66,677.61

**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 Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against CSX Transportation.

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

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**Legislation Number:** 0787-2009

**Drafting Date:** 05/22/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Health Department has been awarded additional funds from the Ohio Department of Health for the TB Control/Prevention Program grant for the period January 1, 2009 through December 31, 2009. The TB Control/Prevention Program identifies persons with active TB disease to ensure that they complete an appropriate regimen of anti-TB medications; and identifies contacts to persons with active TB to ensure that they receive appropriate follow-up evaluation with treatment for identified disease or latent TB infection. This ordinance authorizes the acceptance of the additional grant award and the appropriation of \$30,500.

**FISCAL IMPACT:** This program is entirely funded by the Ohio Department of Health and will not generate revenue or require a City match.

**Title**

To authorize and direct the Health Department to accept additional grant funds from the Ohio Department of Health in the amount of \$30,500; to authorize the appropriation of \$30,500 from the unappropriated balance of the Health Department Grants Fund. (\$30,500)

**Body**

**WHEREAS,** additional grant funds have been made available through the Ohio Department of Health for TB Control/Prevention Program grant; and

**WHEREAS,** it is necessary to authorize the acceptance and appropriation of the additional grant award; Now, therefore,

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

**SECTION 1.** That the Health Department is hereby authorized and directed to accept an additional grant award of \$30,500 from the Ohio Department of Health for the TB Control/Prevention Program for the period January 1, 2009 through December 31, 2009.

**SECTION 2.** That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2009, the sum of \$30,500 is hereby appropriated to the Health Department, Department No. 50-01, as follows:

OCA: 509204; Grant: 509204; Object Level 1:01; Amount: \$30,500

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

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

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**Legislation Number:** 0796-2009

**Drafting Date:** 05/27/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

This legislation authorizes the City of Columbus to enter into a contract in an amount up to \$2,239,121.43 for the Williams Roadway and Stormwater Pump Station Replacement Project and to pay construction inspection costs up to \$180,962.15.

The City of Columbus, Department of Public Service, Division of Design and Construction, and the Department of Public Utilities, Division of Sewerage and Drainage, are engaged in the Williams Roadway and Stormwater Pump Station Replacement Project. This project will increase the vertical clearance from 13'-2" to 14'-6" on Williams Road at the railroad bridge located between Lockbourne Road and Groveport Road and will install a new storm system and pump station to relieve long standing flooding occurrences at this underpass.

The area is comprised of a mixture of commercial, industrial and older residential properties. The project plans were approved by the City in April, 2007 following a multi-year design effort. In 2008, the City established new requirements for bikeway facilities and sidewalks on its capital improvement projects through the adoption of the Complete Streets ordinance in December, 2008 and the subsequent promulgation of Rules and Regulations in March this year. Prior to the adoption of the Complete Streets ordinance, sidewalks and bikeway facilities were not routinely required on capital improvement projects, but were considered on a case by case basis. Sidewalks and bikeway facilities are not being installed as a part of this project due to the area being sparsely populated, and the embankment on the north side east of the railroad bridge is very steep down to the edge of pavement, and to install sidewalks involves considerable purchase of property in order to provide sufficient right-of-way for the installation of sidewalks. Much time has already been devoted to the design of this project, funds are not presently available for redesign or right-of-way acquisition, and the Ohio Public Works Commission has awarded significant funding to the City for this project. To change the scope of the project to include sidewalk and bikeway facilities will result in a loss of the OPWC funding.

This project has been awarded a grant in an amount up to \$502,000.00 and 20 year - 0% interest loan in an amount up to \$1,498,000.00 by the Ohio Public Works Commission.

The estimated Notice to Proceed date is estimated to be August 5, 2009. This project has been given 400 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. 4 bids were received on April 30, 2009 (4 majority, 0 minority) and tabulated on May 1, 2009 as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Complete General Construction	\$2,239,121.43	Columbus, OH	Majority
George J. Igel	\$2,551,657.85	Columbus, OH	Majority
The Righter Company	\$2,556,647.10	Columbus, OH	Majority
Shelly and Sands	\$2,795,004.24	Columbus, OH	Majority

Award is to be made to Complete General Construction Company, as the lowest, best, most responsive and most responsible bidder.

## 2. CONTRACT COMPLIANCE

Complete General Construction Company's contract compliance number is 314366382 and expires 1/30/10.

## 3. EMERGENCY DESIGNATION

Emergency action is requested to allow immediate expenditure of the necessary funds so that construction may begin and relieve severe flooding issues on this roadway.

## 4. FISCAL IMPACT

There are two sources of funding for this project which has a construction cost of \$2,442,989.08. The Division of Design and Construction has been awarded a grant of up to \$502,000.00 and a 20 year - 0% interest loan in an amount up to \$1,498,000.00 by Ohio Public Works Commission that it will share with Department of Public Utilities. The Division of Sewerage and Drainage share of the construction for this project is \$1,409,603.96 less their share of the grant and loan. The Division of Design and Construction share of this project is \$1,033,385.12 less it's share of the OPWC loan and grant. This amount includes \$22,905.50 of utility relocation work performed by the City of Columbus Division of Electricity that will be reimbursed to the Division of Electricity. The Division of Design and Construction share of this project will be funded by the OPWC grant. The Division of Sewerage and Drainage Funding is available within the Storm Sewer Bonds Fund. These monies will be transferred to the Williams Road grant in the State Issue II Street Projects Fund. The entire amount of the project, \$2,442,989.08, 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 \$1,498,000.00 from the Ohio Public Works Commission.

**Title**To authorize the Director of Public Service to enter into contract with the Complete General Construction Company for construction of the Williams Roadway and Stormwater Pump Station Replacement Project for the Division of Design and Construction; to authorize the transfer of \$758,939.15 within and from the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage to the State Issue II Street Projects Fund; to amend the 2009 Capital Improvements Budget; to authorize the expenditure of \$2,442,989.08 from the State Issue Two Street Projects Fund; and to declare an emergency. (\$2,442,989.08)

**Body****WHEREAS**, bids were received on April 30, 2009, and tabulated on May 1, 2009, for the Williams Roadway and Stormwater Pump Station Replacement 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 up to \$502,000.00 and also has been offered the opportunity to borrow a total of up to \$1,498,000.00 for its Williams Roadway and Stormwater Pump Station Replacement Project from Lockbourne Parkway to Groveport 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 Storm Sewer Bonds Fund to the State Issue Two Street Projects Fund; and

**WHEREAS**, it is necessary to authorize an amendment to the 2009 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Design and Construction in that the contract should be awarded immediately so that the work can begin on August 5, 2009 without delay in order to relieve flooding issues on this roadway, 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 the Complete General Construction Company, for the construction of the Williams Roadway and Stormwater Pump Station Replacement Project in the amount of \$2,239,121.43, 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; to reimburse the City of Columbus Division of Electricity up to \$22,905.50 for utility relocation work provided; and to obtain and pay for the necessary inspection costs associated with this project up to a maximum of \$180,962.15.

**SECTION 2.** That the Transfer of monies within the following funds be authorized as follows:

**Sewerage and Drainage Division (Stormwater), Dept-Div 60-15:**

Transfer from:

Fund / Project / Project Name / O.L. 01/03 Codes / OCA / Amount  
685 / 610542 / 6th, 7th, Rarig Avenue / 06 / 6621 / 685001 / \$300,103.60  
685 / 610960 / Bexvie / 06 / 6621 / 685960 / \$242,605.69  
685 / 610988 / Francisco Road / 06 / 6621 / 685988 / \$216,229.86

Transfer to:

Fund / Project / Project Name / O.L. 01/03 Codes / OCA / Amount  
685 / 610711 / ST-28 Williams Road PS / 10 / 5501 / 685711 / \$758,939.15

**Section 3.** That the said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**Section 4.** That the Transfer of monies between the following funds be authorized as follows:

**Sewerage and Drainage Division (Stormwater), Dept-Div 60-15:**

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
685 / 610711 / ST-28 Williams Road PS / 10-5501 / 685711 / \$758,939.15

Transfer to:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount  
764 / 598080 / Williams Road / 80/0886 / 608080 / \$758,939.15

**SECTION 5.** That the 2009 Capital Improvements Budget established within ordinance 0806-2009 be and hereby is amended as follows:

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

685 / 610542-100000 / 6th, 7th, Rarig Avenue / \$300,104 / - (\$300,104) / \$0  
685 / 610960-100000 / Bexvie / \$242,606 / - (\$242,606) / \$0  
685 / 610988-100000 / Francisco Road / \$219,818 / - (\$216,230) / \$3,588  
685 / 610711-100000 / ST-28 Williams Road PS / \$125,000 / + (\$758,940) / \$883,940

**Section 6.** That the sum of \$2,442,989.08 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 Williams Road Grant, number 598080 as follows:

**Division of Design and Construction, Dept-Div 59-12:**

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount  
764 / 598080 / Williams Road / 06-6600 / 598080 / \$1,033,385.12

**Division of Sewerage and Drainage, Dept-Div 60-15:**

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount  
764 / 598080 / Williams Road / 06-6600 / 608080 / \$1,409,603.96

**Section 7.** That the funds appropriated in Section 6 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 8.** That for the purpose of paying the cost of the contract, reimbursement to the Division of Electricity, and inspection, the sum of \$2,442,989.08 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 / 598080 / Williams Road / 06-6621 / 598080 / \$22,905.50  
764 / 598080 / Williams Road / 06-6631 / 598080 / \$933,932.58  
764 / 598080 / Williams Road / 06-6687 / 598080 / \$76,547.04

**Division of Sewerage and Drainage, Dept-Div 60-15:**

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount  
764 / 598080 / Williams Road / 06-6621 / 608080 / \$1,305,188.85  
764 / 598080 / Williams Road / 06-6687 / 608080 / \$104,415.11

**Section 9.** That this ordinance declares the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio(the borrower) to reimburse its State Issue Two Street Projects Fund for the Williams Roadway and Stormwater Pump Station Replacement Project(OPWC project number CC14L) with the proceeds of tax exempt debt of the State of Ohio.

**Section 10.** 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 Williams Roadway and Stormwater Pump Station Replacement Project from Lockbourne Parkway to Groveport Road Road in Appendix A of the project agreements with the proceeds of bonds to be issued by the State of Ohio.

**Section 11.** 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 \$1,498,000.00.

**Section 12.** 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 13.** 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 14.** 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 15.** 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 16.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**Section 17.** That Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Complete General Construction Company.

**Section 18.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0802-2009

**Drafting Date:** 05/28/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation1. BACKGROUND**

The Department of Public Service, Division of Planning and Operations requires thermoplastic pavement marking materials, glass beads, and sign materials to perform its mission of promoting pedestrian safety and traffic control. These items are available for purchase per the terms and conditions of four existing citywide universal term contracts (UTC's) with four vendors. This ordinance authorizes the purchase of thermoplastic pavement marking materials, glass beads to make the thermoplastic materials reflective, and sign materials to meet the Division of Planning and Operations' anticipated needs for part of 2009 with additional requests later in the year. The current request for these materials is as follows:

**Sherwin Williams** (total \$52,648.20)

Contract / Material / Quantity / Price

FL003989 / 90 mil White Thermoplastic / 132,000 lbs / \$52,648.20 Total

**Ennis Paints** (total \$31,110.00)

Contract / Material / Quantity / Price

FL003990 / 40 mil Thin line White Thermoplastic / 34,000 lbs. / \$14,960.00 Total

FL003990 / 40 mil Thin line Yellow Thermoplastic / 34,000 lbs. / \$16,150.00 Total

**Potters Industries** (total \$6,156.00)

Contract / Material / Quantity / Price

FL004255 / Extrude Beads / 11,400 lbs. / \$3,078.00 Total

FL004255 / Thin line Beads / 11,400 lbs. / \$3,078.00 Total

**J.O.Herbert** (total \$50,039.20)

Contract / Material / Quantity / Total Price

FL003693 / Type II 48" Sign Brackets / 100 / \$8,470.00

FL003693 / Type III 48" Sign Brackets / 130 / \$15,665.00

FL003693 / Type II 42" Sign Brackets / 102 / \$8,517.00

FL003693 / Type II 54" Sign Brackets / 60 / \$5,142.00

FL003693 / Type III 60" Sign Brackets / 44 / \$6,063.20

FL003693 / Type III 66" Sign Brackets / 44 / \$6,182.00

**Total \$139,953.40**

**2. FISCAL IMPACT**

Funding for these purchases is available within the Streets and Highways G.O. Bonds Fund due to cancellation of encumbrances from completed projects.

**3. CONTRACT COMPLIANCE**

Sherwin Williams' contract compliance number is 340526850 and it expires 8/19/10

Ennis Paints contract compliance number is 752657523 and it expires 4/1/11

Potters Industries contract compliance number is 221933307 and it expires 6/3/11

J.O.Herbert contract compliance number is 540938754 and it expires 4/8/11

**4. EMERGENCY DESIGNATION**

Emergency action is requested to assure the timely availability of thermoplastic pavement marking materials, glass beads and sign materials to promote pedestrian safety and traffic control.

Title To authorize the Director of Finance and Management to establish purchase orders for the purchase of thermoplastic pavement marking materials, glass beads and sign materials for the Division of Planning and Operations per the terms and conditions of four existing citywide universal term contracts with four vendors; to authorize the expenditure of \$139,953.40 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$139,953.40)

Body **WHEREAS**, the Division of Planning and Operations requires thermoplastic pavement marking materials, glass beads, and sign materials to perform its mission of promoting pedestrian safety and traffic control; and

**WHEREAS**, these items can be purchased per the terms and conditions of four existing citywide universal term contracts that were established by the Purchasing Office with four different vendors; and

**WHEREAS**, this ordinance authorizes the purchase of the Division of Planning and Operations anticipated needs for these commodities for part of 2009; and

**WHEREAS**, additional quantities will be requested at a later date to meet the Division's needs for the remainder of the year; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Planning and Operations, in that it is immediately necessary to purchase thermoplastic pavement marking materials, glass beads and sign materials to assure their timely availability for original installation and replacement purposes and to promote and enhance pedestrian and motorist safety, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

**Section 1.** That the Director of Finance and Management be and hereby is authorized to establish purchase orders per the terms and conditions of existing citywide contracts for the purchase of thermoplastic pavement marking materials, glass beads and sign materials:

**Project 540013 - Permanent Pavement Markings**

**Sherwin Williams** (total \$52,648.20)

Contract / Material / Quantity / Price

FL003989 / 90 mil White Thermoplastic / 132,000 lbs / \$52,648.20 Total

**Ennis Paints** (total \$31,110.00)

Contract / Material / Quantity / Price

FL003990 / 40 mil Thin line White Thermoplastic / 34,000 lbs. / \$14,960.00 Total

FL003990 / 40 mil Thin line Yellow Thermoplastic / 34,000 lbs. / \$16,150.00 Total

**Potters Industries** (total \$6,156.00)

Contract / Material / Quantity / Price

FL004255 / Extrude Beads / 11,400 lbs. / \$3,078.00 Total

FL004255 / Thin line Beads / 11,400 lbs. / \$3,078.00 Total

**Project 540008 - Sign Upgrades**

**J.O.Herbert** (total \$50,039.20)

Contract / Material / Quantity / Total Price

FL003693 / Type II 48" Sign Brackets / 100 / \$8,470.00

FL003693 / Type III 48" Sign Brackets / 130 / \$15,665.00

FL003693 / Type II 42" Sign Brackets / 102 / \$8,517.00

FL003693 / Type II 54" Sign Brackets / 60 / \$5,142.00

FL003693 / Type III 60" Sign Brackets / 44 / \$6,063.20

FL003693 / Type III 66" Sign Brackets / 44 / \$6,182.00

**Total \$139,953.40**

**Section 2.** That the expenditure of \$139,953.40 or so much thereof as may be needed be and hereby is authorized to be expended from Fund 704, the Streets and Highways G.O. Bonds Fund, Department No. 59-11, Division of Planning and Operations as follows:

Project / Project Name / O.L. 01-03 Codes / OCA / Amount

540013 / Permanent Pavement Markings / 06-6621 / 591147 / \$89,914.20

540008 / Sign Upgrades / 06-6621 / 540008 / \$50,039.20

**Section 3.** That Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Sherwin Williams, Ennis Paints, Potters Industries, and J.O. Herbert.

**Section 4.** That the City Auditor is authorized to make any accounting changes to revise the funding source for any 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.

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**Legislation Number:** 0817-2009

**Drafting Date:** 05/29/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**Council Variance Application: CV09-007**

**APPLICANT:** Chris Freiheit; c/o Craig W. Murdick; Architect, Ltd.; 1441 Kingsgate Road; Columbus, Ohio 43221.

**PROPOSED USE:** Eight-unit apartment building.

**UNIVERSITY AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant requests a Council variance to conform an existing eight-unit apartment building in the R-2F, Residential District. In addition, the applicant plans to construct a front porch. Variances for existing conditions such as building lines, yard standards, aisle width, driveway, dumpster area, parking space size, and a three-space parking reduction are included in the request. Staff recommends approval because the existing development is consistent with the surrounding land use pattern and has posed no detrimental effects on the surrounding neighborhood during its existence.

### **Title**

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.06, Aisle; 3342.08, Driveway; 3342.09, Dumpster area; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at **374 EAST TOMPKINS STREET (43202)**, to conform an existing eight-unit apartment building with reduced development standards in the R-2F, Residential District (Council Variance #CV09-007).

### **Body**

**WHEREAS**, by application #CV09-007, the owner of property at **374 EAST TOMPKINS STREET (43202)**, is requesting a Variance to permit an existing eight-unit apartment building with reduced development standards in the R-2F, Residential District; and

**WHEREAS**, Section 3333.037, R-2F, Residential District, does not permit an eight-unit apartment building in the R-2F, Residential District; and

**WHEREAS**, Section 3332.18 (D), Basis of computing area, requires that no dwelling shall occupy greater than fifty percent (50%) of the lot area, while the applicant proposes to increase the existing nonconforming lot coverage of the building and parking areas with a covered porch as depicted on the site plan; and

**WHEREAS**, Section 3332.21, Building lines, requires a twenty-five foot (25') building line on East Tompkins Street, while the applicant proposes to maintain the existing building line of twenty-one feet two inches (21' 2"); and

**WHEREAS**, Section 3332.25, Maximum side yards required, requires the sum of the width of the side yards to be no less than twelve feet (12'), while the applicant proposes to maintain the current total side yard width of zero feet (0'); and

**WHEREAS**, Section 3332.26, Minimum side yard permitted, requires side yards to be no less than five feet (5'), while the applicant proposes to maintain the current side yards of zero feet (0'); and

**WHEREAS**, Section 3332.27, Rear yard, requires a rear yard totaling no less than twenty-five percent (25%) of the total lot area, while the applicant proposes a rear yard of zero percent (0%); and

**WHEREAS**, Section 3342.06, Aisle, requires a minimum aisle width of thirteen feet (13') for parallel parking, while the applicant intends to provide an aisle of seven feet nine inches (7' 9") wide; and

**WHEREAS**, Section 3342.08, Driveway, requires a minimum driveway width of twenty (20) feet and shall be designed so that vehicles entering or exiting the parking lot will be traveling in a forward motion while the applicant intends to provide a driveway of ten feet nine inches (10' 9") wide for both forward and backward motion; and

**WHEREAS**, Section 3342.09, Dumpster area, requires that a dumpster be screened from view on all four sides, while the applicant proposes to screen the dumpster on the west side only; 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, while the applicant proposes five parking spaces that are seven feet six inches (7' 6") in width and fourteen feet (14') in length as shown on the site plan; and

**WHEREAS**, Section 3342.28, Minimum number of parking spaces required, requires two (2) parking spaces per dwelling unit, or sixteen (16) spaces, while the applicant proposes thirteen (13) parking spaces; and

**WHEREAS**, The University Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the existing development configuration is consistent with the surrounding land use pattern and has posed no detrimental effects on the surrounding neighborhood during its existence; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits for the proposed porch construction; and

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **374 EAST TOMPKINS STREET (43202)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.06, Aisle; 3342.08, Driveway; 3342.09, Dumpster area; 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 **374 EAST TOMPKINS STREET (43202)**, insofar as said sections prohibit an eight-unit apartment building, with a building line of twenty-one feet two inches (21' 2"), a maximum side yard of zero (0) feet, minimum side yards of zero feet (0'), a rear yard of zero percent (0%), an aisle width of seven feet nine inches (7' 9"), a driveway width of ten feet nine inches (10' 9") for both forward and backward motion, a dumpster with screening on the west side only, five parking spaces that are seven feet six inches (7' 6") in width and fourteen feet (14') in length, and a parking space reduction from sixteen (16) required spaces to thirteen (13) spaces; said property being more particularly described as follows:

**374 EAST TOMPKINS STREET (43202)**, being 0.2± acres located on the north side of East Tompkins Street, 170± feet west of Summit Street, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus: Being Lot Number Fourteen (14) and ten (10) feet off of the east side of Lot Number Fifteen (15) in Samuel Doyle's Summit Street Addition, as the same is numbered and

delineated upon the recorded plat thereof, of record in Plat Book No. 2, Page 282, Recorder's Office, Franklin County, Ohio.

Parcel Number 010-001105

Property Address: 373 East Tompkins Street, Columbus, Ohio 43202

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for an eight-unit apartment building, or those uses permitted in the R-2F, Residential District.

**SECTION 3.** That this ordinance is further conditioned on general conformance with the site plan titled, "**SITE PLAN**," drawn and signed by Craig W. Murdick, Architect for the Applicant, dated May 27, 2009. The Subject Site shall be developed in accordance with the site plans and exhibits. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development or engineering plan completion. Any slight adjustment to the plans shall be reviewed and may be approved 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 for the proposed porch construction.

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

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**Legislation Number:** 0820-2009

**Drafting Date:** 05/29/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

Memorandum of Understanding (MOU) #2009-01 was executed by representatives of the City and the Columbus Municipal Association of Government Employees/CWA (CMAGE/CWA) Local 4502. MOU #2009-01 has been executed by the parties in an effort to avoid further layoffs as a result of the \$13 million 2009 budget deficit. The passage of this ordinance indicates Council's acceptance of MOU #2009-01, a copy of which is attached hereto.

The estimated savings from this action is \$827,000.

#### **Title**

To accept Memorandum of Understanding #2009-01 executed between representatives of the City of Columbus and the Columbus Municipal Association of Government Employees/CWA (CMAGE/CWA) Local 4502, which amends the Collective Bargaining Contract August 24, 2005 through August 23, 2008; and to declare an emergency.

#### **Body**

**WHEREAS**, the City wishes to avoid further layoffs as a result of the \$13 million 2009 budget deficit; and

**WHEREAS**, the City and CMAGE/CWA Local 4502 agree, in lieu of a five (5) day layoff which the City could impose, to forfeit forty (40) hours of pay; and

**WHEREAS**, the employees listed in Memorandum of Understanding #2009-01, a copy of which is attached hereto, will be required to observe forty (40) hours of unpaid time.

**WHEREAS**, representatives of the City and the Columbus Municipal Association of Government Employees/CWA (CMAGE/CWA) Local 4502 entered into Memorandum of Understanding (MOU) #2009-01, a copy of which is attached hereto, to amend the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2005 through August 23, 2008; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Contract between the City and CMAGE/CWA, by accepting MOU #2009-01 so that implementation can proceed at the earliest possible date, thereby preserving the public peace, property, health, safety and welfare; Now Therefore

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

**Section 1.** That MOU #2009-01 amends the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2005 through August 23, 2008.

**Section 2.** That City Council , in the best interests of the City, hereby recognizes and accepts MOU #2009-01, a copy of which is attached hereto, executed between representatives of the City and CMAGE/CWA, to be effective with the passage of this ordinance by City Council.

**Section 3.** All Appointing Authorities are required to report selected unpaid days off to the Director of Human Resources no later than Monday, July 13, 2009.

**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 (10) days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0821-2009

**Drafting Date:** 05/29/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

Bids were received by the Recreation and Parks Department on May 19, 2009 for the Water Resource Restoration Sponsorship Program (WRRSP) Quarry Wetland Project, as follows:

	<u>Status</u>	<u>Amount</u>
Conie Construction	Majority	\$76,016.00
SG Loewendick & Sons	Majority	\$94,000.00
McDaniels Construction	MBE	\$111,180.00
ProCon Professional Construction Services	Majority	\$131,587.00
Storts Excavation	Majority	\$137,089.00
The Righter Company	Majority	\$166,800.00

The amount of \$26,984.00 is included in the price for project contingency.

The work for which proposals were invited consists of the removal of pathway mounds, demolition and removal of six docks, and removal of three walks; one wooden boardwalk to be hand removed and saved, one stone walk to be hand removed, and one stone walk to be removed. Alternate #2 includes the planting of trees in designated locations. The Ohio EPA is requiring the City to remove these items because they are within a high quality wetland.

We held a joint meeting with Watershed and the homeowners association to discuss the work that will be performed. There were some concerns about the fence that we were proposing, so concessions were offered that if encroachments were corrected by the adjacent property owners we would not install the fence.

The Contract Compliance Number for Jack Conie & Sons Corp. dba Conie Construction Company is #310800904. Contract compliant through: 11/10/10.

**Title**To authorize and direct the Director of Recreation and Parks to enter into contract with Jack Conie & Sons Corp. dba

Conie Construction Company for the Water Resource Restoration Sponsorship Program (WRRSP) Quarry Wetland Project, to authorize the transfer of appropriation within grant 517038, to authorize the expenditure of \$103,000.00 from the Recreation and Parks Grant Fund and the Recreation and Parks Special Purpose Fund; and to declare an emergency. (\$103,000.00)

**Body**WHEREAS, bids were received by the Recreation and Parks Department on May 19, 2009, and the contract for the Water Resource Restoration Sponsorship Program (WRRSP) Quarry Wetland Project was awarded on the basis of the lowest and best responsive and responsible bidder; 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 so project can begin immediately to allow for completion during the current construction season, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

**Section 1.** That the Director of Recreation and Parks be and is hereby authorized and directed to enter into contract with Jack Conie & Sons dba Conie Construction Company for the Water Resource Restoration Sponsorship Program (WRRSP) Quarry Wetland Project in accordance with plans and specifications on file in the Recreation and Parks Department.

**Section 2.** That the transfer of appropriation within Grant 517038 be authorized as follows:

**Transfer from:** Dept 51/ **Fund:** 286/ **Obj. Level 3:** 3000/ **OCA:** 517038/ **Grant:** 517038/ **Amount:** \$148,000  
**Transfer to:** Dept 51/ **Fund:** 286/ **Obj. Level 3:** 6600/ **OCA:** 517038/ **Grant:** 517038/ **Amount:** \$148,000

**Section 3.** Sufficient funds are available in the following funds:

**Fund:** Special Purpose Fund / **Div:** 51-01 / **Fund:** 223 / **Subfund:** 025 / **Obj. Level 3:** 6621 / **OCA:** 511220 / **Amount:** \$4,000.00  
**Fund:** Recreation and Parks Grant Fund / **Div:** 51-01 / **Fund:** 286 / **Obj. Level 3:** 6621 / **OCA:** 517038 / **Grant title:** Quarry Wetland Restoration / **Amount:** \$99,000.00

**Section 4.** That for the purpose of paying for any contingencies which may occur during this project, the amount of \$26,984.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

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

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**Legislation Number:** 0824-2009

**Drafting Date:** 06/01/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The 2009 Consolidated Plan Action Plan Budget and the annual filing of the plan application with the U. S. Department of Housing and Urban Development was authorized by Ord 1604-2008. The Columbus Health

Department has been awarded a grant from the U.S. Department of Housing and Urban Development (HUD), in the amount of \$667,342. Ordinance No. 0058-2009 authorized the appropriation of \$287,000 in grant money. This ordinance is needed to appropriate an additional \$380,342 in grant money to fund the Housing Opportunities for Persons with AIDS (HOPWA) grant program.

The HOPWA program provides for the implementation of long-term comprehensive strategies for meeting the housing needs of low income persons with HIV/AIDS and their families. Eligible activities include providing housing information services; resource identification; acquisition, rehabilitation, conversion, lease, and repair of facilities to provide housing and services; new construction of housing units; project or tenant-based rental assistance; short-term rent, mortgage and utility payments; supportive services; technical assistance and administrative support.

This grant is for the period January 1, 2009 through December 31, 2009.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

**FISCAL IMPACT:** This program is entirely funded by HUD and does not generate revenue or require a City match.

**Title**

To authorize the appropriation of \$380,342 from the unappropriated balance of the General Government Grants Fund to the Health Department for the 2009 Housing Opportunities for Persons with AIDS (HOPWA) Program; and to declare an emergency. (\$380,342)

**Body**

**WHEREAS**, the Columbus Health Department has received funding from the U.S. Department of Housing and Urban Development for the implementation of comprehensive strategies for meeting the housing needs of persons with HIV/AIDS under the HOPWA program; and,

**WHEREAS**, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to appropriate these funds for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing program services; Now, therefore,

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

**SECTION 1.** That from the monies in the Fund known as the General Government Grants Fund, Fund No. 220, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2009, the sum of \$380,342 is hereby appropriated to the Health Department, Department No. 50-01, as follows:

OCA: 509276; Grant: 508274; Object Level 1: 01; Amount: \$ 20,020

OCA: 509277; Grant: 508274; Object Level 1: 03; Amount: \$360,322

**SECTION 2.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 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.

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**Legislation Number:** 0825-2009

**Drafting Date:** 06/01/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Board of Health and the Columbus City Schools have collaborated to offer quality health services to Columbus City School employees and students that are both efficient and responsive to the district's needs. It is necessary to enter into a revenue contract to provide the foundation for an innovative coordinated school health program that is being developed cooperatively by the Columbus City Schools and the Board of Health. Under this revenue contract, the Columbus City Schools will reimburse the Board of Health for the provision of physician services, in an amount not to exceed \$65,000, for the period of July 1, 2009 through June 30, 2010.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

**FISCAL IMPACT:** The Columbus City Schools will reimburse the Board of Health for costs related to the services provided by the physician. The revenue from the Columbus City Schools will be deposited into the Health Special Revenue Fund.

**Title**

To authorize the Board of Health to enter into a revenue contract with the Columbus City Schools for the provision of physician services in an amount not to exceed \$65,000; and to declare an emergency. (\$65,000)

**Body**

**WHEREAS,** it is necessary to enter into a revenue contract to offer quality health services to Columbus City School employees and students that are both efficient and responsive to the district's needs; and,

**WHEREAS,** it is necessary to enter into a revenue contract to provide the foundation for an innovative coordinated school health program that is being developed cooperatively by the Columbus City Schools and the Board of Health; and,

**WHEREAS,** an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to appropriate these funds for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing program services; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized to enter into a revenue contract with the Columbus City Schools for the provision of physician services, in an amount not to exceed \$65,000, for the period of July 1, 2009 through June 30, 2010.

**SECTION 2.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0826-2009

**Drafting Date:** 06/01/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** Section 3709.08 of the Ohio Revised Code permits a city constituting a city health district to enter into a contract with another city constituting a city health district to provide public health services for its citizens. The City of Worthington has elected to enter into a contract with the Columbus Health Department in the amount of \$34,571 to provide public health services. Under the contract, Worthington reimburses the Health Department for all direct and indirect costs incurred. Emergency action is requested in order to ensure timely reimbursement to the City.

**FISCAL IMPACT:** Expenditures and revenues to provide these services are budgeted in the 2009 Health Special Revenue Fund, Fund No. 250.

**Title**

To authorize the Columbus Health Department to enter into a revenue contract with the City of Worthington for the provision of public health services in the amount of \$34,571, and to declare an emergency. (\$34,571)

**Body**

**WHEREAS**, Section 3709.08 of the Ohio Revised Code permits a city constituting a city health district to enter into a contract with another city constituting a city health district to provide public health services for its citizens; and,

**WHEREAS**, the City of Worthington has a need to provide various public health services for its citizens; and,

**WHEREAS**, the City of Worthington has approved a contract with the City of Columbus for the provision of various public health services; and,

**WHEREAS**, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a revenue contract with the City of Worthington for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

**SECTION 1.** That the Columbus Health Department is hereby authorized to enter into a revenue contract for the provision of various public health services for the City of Worthington in the amount of \$34,571 through the period ending December 31, 2009.

**SECTION 2.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

**Legislation Number:** 0838-2009

**Drafting Date:** 06/02/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**AN08-018**

**BACKGROUND:** This ordinance approves the acceptance of certain territory (AN08-018) by the City. The Ohio Revised Code stipulates that the once an annexation has been approved, it must be accepted by the receiving municipality within 120 days (but not sooner than 60 days) of receipt by the City Clerk of the approval notice from the county. Should City Council not take such action, the annexation will not take place. This petition was filed with Franklin County on

February 10, 2009. City Council approved a service ordinance addressing the site on February 23, 2009. Franklin County approved the annexation on March 3, 2009 and the City Clerk received notice on April 3, 2009.

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

**Title**

To accept the application (AN08-018) of Donald and Miriam Jordan for the annexation of certain territory containing 3.1 ± acres in Plain Township.

**Body**

**WHEREAS**, a petition for the annexation of certain territory in Plain Township was duly filed by Donald and Miriam Jordan on February 10, 2009; and

**WHEREAS**, said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 3, 2009 ; and

**WHEREAS**, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 3, 2009; and

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

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

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

**Section 1.** That the proposed annexation as applied for in the petition of Donald and Miriam Jordan being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on February 10, 2009 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 3, 2009 be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain and lying in Section 3, Township 2, Range 16, United States Military Lands, and being all of that tract as conveyed to Donald W. Jordan and Miriam J. Jordan by Deed of record in Official Record 05832J02 (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 northerly right-of-way line of Warner Road with the easterly right-of-way line of Limerock Drive, being the southwest property corner of the property described herein, and being in the existing City of Columbus Corporation Line by Ordinance Number 432-04 and of record in Instrument Number 200407190166446;

Thence northerly, a distance of approximately 561 feet to the northwest property corner of the property described herein, along the existing City of Columbus Corporation Line by Ordinance Number 62-02 and of record in Instrument Number 200205220127027;  
also being the southwest property corner of Lot 43, Village at Albany Crossing, Section 1, Part 1, of record in Plat Book 106, Page 61, conveyed to Friendly Confines LLC by Deed of record as Instrument Number 200611280237108;

Thence easterly, along the south line of the aforesaid tract conveyed to Friendly Confines LLC and the south line of Reserve D, Village at Albany Crossing, Section 1, Part 1, as conveyed to Albany Crossing Master Association by Deed of record as Instrument Number 200710090175964, a distance of approximately 230 feet to the northeast property corner of the property described herein, and along the existing City of Columbus Corporation Line by Ordinance Number 62-02 and of record in Instrument Number 200205220127027;

Thence southerly, along the west line of that approximately 2-acre tract as conveyed to Eugene T. Carty and Myra L. Carty by Deed of record in Official Record 13138111, a distance of approximately 561 feet to the southeast property corner of the property described herein, a point in the northerly right-of-way of Warner Road and in the existing City of Columbus Corporation Line by Ordinance Number 432-04 and of record in Instrument Number 200407190166446;

Thence westerly, a distance of approximately 236 feet along the northerly right-of-way line of Warner Road and in the existing City of Columbus Corporation Line by Ordinance Number 432-04 and of record in Instrument Number 200407190166446, to the point of beginning;

Being all of Parcel Number 220-001035-00, containing 3.1 acres, more or less

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

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

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**Legislation Number:** 0843-2009

**Drafting Date:** 06/03/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation** Background:

This ordinance will enable the Director of Recreation and Parks to accept two grants, enter into various contracts and to provide for the appropriation of said funds to the Recreation and Parks Grant Fund.

Grant funding is being made available by the Ohio Department of Aging to the Central Ohio Area Agency on Aging in connection with the American Recovery and Reinvestment Act (ARRA) of 2009 through the U.S. Department of Health and Human Services. These funds are to be used to provide congregate and home-delivered meals to seniors in need of food, restore nutrition services that have been cut and restore positions which may have been eliminated or reduced.

Contracts are being awarded to the seven (7) existing nutrition providers, per the attached contract list, who currently provide congregate and home-delivered meals under the Older American's Act.

Emergency action is being requested so that the expansion of congregate and home-delivered meals can be available to older adults as soon as possible in accordance with the conditions of the grants.

**Fiscal Impact:**

\$450,874.00 in grant funding will be used to expand congregate and home-delivered meals to older adults in Central Ohio. The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Funds appropriated balance by \$450,874.00. The expenditure of \$450,874.00 is budgeted in the Recreation and Parks Grant Fund.

**Title**To authorize and direct the Director of Recreation and Parks to accept two grants in the amount of \$450,874.00 and enter into seven (7) contracts for the expansion of congregate and home-delivered meals for older adults, to authorize an appropriation of \$450,874.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department; and to declare an emergency. (\$450,874.00)

and Parks Department, two grants for the expansion of congregate and home-delivered meals to older adults in Central Ohio in connection with the American Recovery and Reinvestment Act (ARRA) of 2009; and

**Whereas**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept said grants, appropriate said funds and enter into various contracts, per the attached list, so that the expansion of meals can be available to older adults in a timely manner 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 Recreation and Parks be and he is hereby authorized and directed to accept two grants from the Ohio Department Department of Aging in the amount of \$450,874.00. and enter into seven (7) contracts for the period July 1, 2009 through September 30, 2010.

Section 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286 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 \$450,874.00 is appropriated to the Recreation and Parks Department, Department 51-01, Grant Fund No. 286, to pay the cost thereof as follows:

<u>Grant Title</u>	<u>Grant No.</u>	<u>OCA</u>	<u>Obj. Level 1</u>	<u>Amount</u>
Aging Congregate Nutrition Services		519201	519201 03	\$298,627.00
Aging Home-Delivered Nutrition Services		519200	519200 03	\$152,247.00
<b>Total Appropriation</b>				<b>\$450,874.00</b>

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

Section 4. That the expenditure of \$450,874.00 or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level Three, 3337, to pay the cost thereof as follows:

Grant Title: Aging Congregate Nutrition Services  
Grant No. 519201  
OCA: 519201  
Amount: \$298,627.00

Grant Title: Aging Home-Delivered Nutrition Services  
Grant No. 519200  
OCA: 519200  
Amount: \$152,247.00

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 legislation.

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 passage and approval by the Mayor, or ten days after passage if the Mayor neither approves no vetoes same.

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**Legislation Number:** 0846-2009

**Drafting Date:** 06/04/2009

**Current Status:** Passed

**Explanation**

**BACKGROUND:** This ordinance amends the 2009 Capital Improvements Budget and authorizes the transfer of \$4,011.50 between projects within the Safety Voted Bond Fund. This ordinance also authorizes the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Mid Ohio Air Conditioning Corporation for the installation of two (2) Veltron CFM controls at the Central Safety Building, 120 Marconi Boulevard. The controls measure airflow in the air handler, which in turn, communicates to the variable speed drive to save energy by allowing the volume of air moved to match the system demand. This equipment is running at 100% speed at the moment and should modulate within ranges below 100% once installed. This is replacing a similar control system that has failed.

The contract was formally bid (SA003169) for emergency service and repair of various building heating, ventilating and air conditioning systems under the purview of the Division of Facilities Management. The term of the contract is April 1, 2009 through March 31, 2010 with, four renewal options. The modification is necessitated because the original contract was established in the General Fund. This particular project is more suitably funded by the Safety Voted Bond Fund, thereby saving scarce General Fund dollars for future unexpected HVAC breakdowns.

**Emergency action** is requested to allow installation of the HVAC controls, resulting in energy and cost savings to the City.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$4,011.50 with Mid Ohio Air Conditioning Corporation from the Safety Voted Bond Fund.

Mid Ohio Air Conditioning Corporation, Contract Compliance #31-0732219 expiration date May 15, 2010.

**Title**

To amend the 2009 Capital Improvements Budget; to authorize the City Auditor to transfer \$4,011.50 between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to modify a contact on behalf of the Facilities Management Division with Mid Ohio Air Conditioning Corporation for installation of two (2) Veltron CFM controls at the Central Safety Building, 120 Marconi Boulevard; to authorize the expenditure of \$4,011.50 from the Safety Voted Bond Fund; and to declare an emergency. (\$4,011.50)

**Body**

**WHEREAS**, it is necessary to amend the 2009 Capital Improvements Budget and transfer cash between projects within the Safety Voted Bond Fund; and

**WHEREAS**, the Facilities Management Division has a contract for emergency service and repair of various building heating, ventilating and air conditioning systems; and

**WHEREAS**, Bid SA003169 was awarded to Mid Ohio Air Conditioning Corporation in 2009; 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 modify the contract for the installation of two (2) Veltron CFM controls at the Central Safety Building, 120 Marconi Boulevard resulting in cost savings to the City, thereby preserving the public health, property, safety, and welfare, now, therefore:

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

**SECTION 1.** That the 2009 Capital Improvements Budget is hereby amended as follows:

<u>Project/Project # CIB</u>	<u>CIB Amount</u>	<u>Revised</u>
Police Heliport 330032-100000	\$41,856	\$37,844

Police Facility Renovation 330021-100000 \$755,626 \$759,638

**SECTION 2.** That the City Auditor is hereby authorized and directed to transfer funds within the Safety Voted Bond Fund as follows:

**FROM:**

Dept/Div: 30-03| Fund: 701| Project Number 330032-100000|Project Name - Police Heliport |OCA Code: 644476| Amount: \$4,011.50

**TO:**

Dept/Div: 30-03| Fund: 701 | Project Number: 330021-100000| Project Name - Police Facility Renovation |OCA Code: 644476| Amount: \$4,011.50

**SECTION 3.** That the Finance and Management Director is hereby authorized to modify a contract on behalf of the Facilities Management Division with Mid Ohio Air Conditioning Corporation for the installation of two (2) Veltron CFM controls at the Central Safety Building, 120 Marconi Boulevard.

**SECTION 4.** That the expenditure of \$4,011.50, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Division: 30-03  
Fund: 701  
Project: 330021  
OCA Code: 644476  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$4,011.50

**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.

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**Legislation Number:** 0848-2009

**Drafting Date:** 06/05/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This ordinance authorizes the Finance and Management Director to renew a contract with Kone, Inc. for the maintenance and service of elevators in various city facilities under the purview of the Facilities Management Division. This contract was authorized by City Council by Ordinance No. 1230-2008 on July 21, 2008, in the amount of \$141,000.00. Kone, Inc. maintains and services 41 elevators in 15 buildings. Required maintenance and services on elevators is necessary to maintain the State of Ohio Elevator Operating Certificate and ensuring no disruption in service, thereby protecting the safety of elevator users. This ordinance authorizes the first of five renewal options.

**Emergency action** is requested so that required maintenance and service on elevators is not delayed, ensuring no disruption in service, thereby protecting the safety of elevator users.

**Fiscal Impact:** The Facilities Management Division budgeted \$156,800.00 in the 2009 General Fund Operating Budget. The cost of the elevator contract in 2008 was \$141,000.00. The cost of the renewal authorized by this ordinance is

\$156,800.00.

Kone, Inc. Contract Compliance #36-2357423, expiration date July 15, 2010.

**Title**

To authorize the Finance and Management Director to renew a contract with Kone, Inc. for the maintenance and service of elevators in various City facilities under the purview of the Facilities Management Division; to authorize the expenditure of \$156,800.00 from the General Fund; and to declare an emergency. (\$156,800.00)

**Body**

**WHEREAS**, Ordinance No. 1230-2008, passed by City Council on July 21, 2008, authorized the Finance and Management Director to enter into a contract with Kone, Inc. for the maintenance and service of elevators; and

**WHEREAS**, the contract with Kone, Inc. contains an option to renew the existing agreement for five one-year periods; and

**WHEREAS**, it is necessary to renew and modify this contract with Kone, Inc.; 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 Kone, Inc. for the maintenance and service of elevators so that required maintenance and service on elevators is not delayed, ensuring no disruption in service, thereby protecting the safety of elevator users 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 a contract with Kone, Inc. for maintenance and service of elevators in various City facilities under the purview of the Facilities Management Division.

**SECTION 2.** That the expenditure of \$156,800.00, 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: 3370  
Amount: \$156,800.00

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

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

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**Legislation Number:** 0849-2009

**Drafting Date:** 06/08/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes and directs the Director of Recreation and Parks to enter into contract with the Columbus Public Schools Food Service for the operation of the 2009 Summer Food Service Program. The contract will be awarded in compliance with Section 329.02 of Columbus City Codes. The Summer Food Service Program is administered by the U.S. Department of Agriculture through the Ohio Department of Education. The program provides nutritionally balanced breakfasts, lunches and snacks to qualified children in need during the summer months. Thousands of children will be served through this program at nearly 160 sites throughout the greater Columbus area.

Emergency legislation is required so that the contract can be in place for the beginning of this program on June 9, 2009.

Contract compliance for Columbus Public Schools is 31-6400416.

**Fiscal Impact:** \$2,214,000.00 is required and budgeted in the Recreation and Parks Grant Fund to meet the financial obligation of this contract.

**Title**

To authorize and direct the Director of Recreation and Parks to enter into contract with the Columbus Public Schools Food Service in conjunction with the 2009 Summer Food Services Program, to authorize the expenditure of \$2,214,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$2,214,000.00)

**Body**

**WHEREAS**, the contract for the 2009 Summer Food Service program will be awarded to the Columbus Public Schools Food Service in compliance with Section 329.02 of the Columbus City Codes; 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 said contract so payment can be made in a timely manner and the program can begin June 9, 2009; 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 a contract with the Columbus Public Schools Food Service in conjunction with the 2009 Summer Food Service Program, in accordance with the specifications on file in the Recreation and Parks Department.

**SECTION 2.** That the expenditure of \$2,214,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Dept. 51-01, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Grant No.</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Grant	519016	3337	519016	\$2,214,000.00

**SECTION 3.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

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**Legislation Number:** 0850-2009

**Drafting Date:** 06/08/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

BACKGROUND: For the option to purchase Vehicle Preventive Maintenance (PM) Services for Fleet Management. Vehicle Preventive Maintenance Services are needed to provide preventive maintenance for various City vehicles.

The term of the proposed option contract is from the date of execution by the City up to and including March 31, 2012 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 May 21, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003253). One hundred and seven bids (107) were solicited; Three (3) bids were received.

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

The McGlaughlin Oil Company/Fas Lube, Inc. / All Items / Primary: CC#314412774 (Expires 8-5-10)

Valvoline Instant Oil Change / All Items / Secondary: CC#200865835 (Expires 7-10-10)

Total Estimated Annual Expenditure: \$70,000.00

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

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The Fleet Management Division will be required to obtain approval to expend from their own appropriations for their estimated annual expenditure.

### Title

To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Vehicle Preventive Maintenance (PM) Services from The McGlaughlin Oil Company/Fas Lube, Inc. and Valvoline Instant Oil Change; 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 May 21, 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 Vehicle Preventive Maintenance (PM) Services are used to provide preventive maintenance for various City vehicles for the Fleet Management Division, 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 Vehicle Preventive Maintenance (PM) Services, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for option to purchase Vehicle Preventive Maintenance (PM) Services in accordance with SA003253 from the date of execution by the City up to and including March 31, 2012 with the right to extend for two (2) additional one year periods subject to mutual agreement by both parties:

The McGlaughlin Oil Company/Fas Lube, Inc. / All Items / Primary: Amount: \$1.00  
Valvoline Instant Oil Change / 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: 3373, OCA: 451130, to pay the cost thereof.

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

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**Legislation Number:** 0854-2009

**Drafting Date:** 06/09/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

BACKGROUND: To modify and extend existing city-wide UTC contracts for the option to purchase Specialty & Industrial Gases for various City of Columbus agencies including the Division of Sewerage and Drainage, the largest user, to and including November 30, 2010. Extensions of these contracts are necessary to maintain a supply of Specialty and Industrial Gases essential to the operations of the various City Agencies. Formal bids were opened by the Purchasing Office on June 8, 2006. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA002024). Three contracts were established to expire on November 30, 2009, with the option to extend upon mutual agreement and the approval of City Council through November 30, 2010.

FL003233, DeLille Oxygen Company, CC# 310682727 Expires 4/4/2010 (MAJ)  
FL003234, Airgas Great Lakes, Inc. CC# 382518089 Expires 7/30/2010 (MAJ)  
FL003235, Valley National Gases, Inc. CC# 550460738 Expires 4/16/2011 (MAJ)

1. Amount of additional funds: The estimated annual expenditure for these contracts is \$70,000.00. The various City of Columbus agencies and the Division of Sewerage and Drainage will obtain separate approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing, terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

None of the companies listed are debarred according to the Federal Excluded Parties Listing or the State Auditor's

Findings For Recovery Database.

FISCAL IMPACT: No funding is required to extend the option contracts. Various City agencies must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of Specialty & Industrial Gases for various City of Columbus agencies including the Division of Sewerage and Drainage using the Universal Term Contract, this ordinance is being submitted as an emergency.

**Title**

To authorize and direct the Finance and Management Director to modify and extend the UTC for the option to purchase Specialty & Industrial Gases with DeLille Oxygen Company, Airgas Great Lakes, Inc and Valley National Gases, Inc.; and to declare an emergency.

**Body**

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bidders; and

WHEREAS, vendors have agreed to extend FL003233, FL003234, and FL003235 at current prices and conditions to and including November 30, 2010, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide Specialty & Industrial Gases for various City of Columbus agencies and the Division of Sewerage and Drainage , this is being submitted for approval as an emergency measure; and

WHEREAS, these Specialty Gases are necessary for the continued operations of various City of Columbus agencies including the Division of Sewerage and Drainage; and

WHEREAS, an emergency exists in the usual daily operation of the various City of Columbus agencies including the Division of Sewerage and Drainage in that it is immediately necessary to extend FL003233, FL003234 and FL003235 for an option to purchase Specialty & Industrial Gases thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to modify and extend FL003233 with DeLille Oxygen; FL003234 with Airgas Great Lakes and FL003235 with Valley National Gases Inc to and including November 30, 2010.

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

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

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**Legislation Number:** 0861-2009

**Drafting Date:** 06/09/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** Portions of Plain Township were annexed to Columbus from 2002 to the present using the Expedited Type Two annexation petition process. This process, outlined in the Ohio Revised Code (ORC 709.023), does not

generally allow municipalities to conform the boundaries of the newly annexed territory. As a consequence, annexed lands remain in the township even though they have been annexed by the City - thereby having a "dual" status with respect to such things as tax obligations and elections. An exception to the boundary conformance prohibition is permitted (ORC 709.023(H)) if an annexation agreement between the municipality and township addresses the matter. The City of Columbus, Village of New Albany, and Plain Township entered into an annexation agreement in early 2008 (authorized by ordinance 2262-2006) which stipulates that Columbus will conform the boundaries of any township areas annexed after October 26, 2001 in the area designated as "City Growth Zone West." This area is depicted on an attached map and includes all territory south of Walnut Street in Plain Township that is currently in Columbus or becomes part of Columbus through annexation. Twenty-five annexations, totaling about 615 acres have taken place under the Type Two process. Under the terms of the agreement the boundaries of these sites must be conformed. Boundaries for any future annexations in this area must also be conformed.

Boundary conformance to Columbus involves the extension of Montgomery Township's boundaries to incorporate the subject areas. This ordinance seeks authorization to submit a petition to the Board of Franklin County Commissioners to undertake this process for those areas annexed from 2002 to present under the Expedited Type Two process. The petition will be filed in accordance with Section 503.07 of the Ohio Revised Code.

The annexation agreement requires that the City take expeditious steps to conform these areas creating the necessity for emergency legislation in order to allow for submission of the petition as soon as possible.

**FISCAL IMPACT:** No funding is required for this legislation.

#### **Title**

To authorize the submission of a petition to the Board of County Commissioners of Franklin County, Ohio, requesting a change in the boundary lines of Montgomery Township so as to make the boundary lines identical, with the corporate limits of the city of Columbus in the certain portions of Plain Township pursuant to the Annexation Agreement between the City of Columbus, Plain Township and New Albany; and to declare an emergency.

#### **Body**

**WHEREAS**, portions of Plain Township were annexed to Columbus from 2002 to the present using the Expedited Type Two annexation petition process (see attached map); and

**WHEREAS**, this process does not generally allow municipalities to conform the boundaries of the newly annexed territory, resulting in annexed territory having a "dual" status of being with both the city and township; and

**WHEREAS**, an exception to the conformance prohibition is permitted under ORC 709.023(H) if an annexation agreement between the municipality and township addresses the matter; and

**WHEREAS**, the City of Columbus, Village of New Albany and Plain Township entered into an annexation agreement in early 2008 which stipulates that Columbus will conform the boundaries of any township areas annexed after October 26, 2001 in the area designated as "City Growth Zone West"; and

**WHEREAS**, the same parties have just entered into the first amendment (as authorized on June 15, 2009 by ordinance 0845-009) to said annexation agreement for the purpose of clarifying the geographical extent of the Columbus responsibility to conform boundaries; and

**WHEREAS**, Columbus boundary conformance requires the extension of Montgomery Township boundaries to match those of the City; and

**WHEREAS**, such an action requires approval by the Board of Franklin County Commissioners; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately

necessary to present this petition to the Franklin County Board of Commissioners in compliance with the referenced annexation agreement 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 pursuant to the provisions of ORC Section 503.07 the Director of Development is hereby authorized and directed on behalf of the city of Columbus to present to the Board of Franklin County Commissioners, a petition requesting such changes to the boundary lines of Montgomery Township so that said township may include that portion of Plain Township which has, by order of the Board of Franklin County Commissioners, been annexed to the city of Columbus from 2002 to present using the Expedited Type Two annexation process, so as to make the boundary lines of Montgomery Township co-extensive with the corporate limits of the said city of Columbus in accordance with the maps attached to said petition.
- Section 2.** That this boundary conformance is permitted by ORC Section 709.023 (H) and is required pursuant to the terms of the existing annexation agreement between Columbus, New Albany and Plain Township.
- Section 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0868-2009

**Drafting Date:** 06/10/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:** The Energy Efficiency and Conservation Block Grants (EECBG) Program, was funded for the first time by the American Recovery and Reinvestment Act (ARRA) of 2009, and represents a Presidential priority to deploy the cheapest, cleanest, and most reliable energy technologies we have - energy efficiency and conservation - across the country.

The Program, authorized in Title V, Subtitle E of the Energy Independence and Security Act (Ais modeled after the Community Development Block Grant program administered by the Department of Housing and Urban Development (HUD). It is intended to assist U.S. cities, counties, states, territories, and Indian tribes to develop, promote, implement, and manage energy efficiency and conservation projects and programs designed to:

- Reduce fossil fuel emissions;
- Reduce the total energy use of the eligible entities;
- Improve energy efficiency in the transportation, building, and other appropriate sectors; and
- Create and retain jobs.

Through formula and competitive grants, the Program empowers local communities to make strategic investments to meet the nation's long-term goals for energy independence and leadership on climate change.

Funding for the EECBG Program under the AARA totals \$3.2 billion. Of this amount, approximately \$2.7 billion will be awarded through formula grants. The City of Columbus has been awarded a grant of \$7,403,500. The formula for determining allocations to cities and counties is based on two weighted factors - resident population, and daytime (commuter) population.

Programs and projects are to be funded as outlined in the attachment. All applicable federal contracting provisions will be followed.

**Fiscal Impact:** If awarded, the grant does not require any local match.

**Emergency action** is requested so that the June 25, 2009 federal grants application deadline can be met. Furthermore monies must be allocated within eighteen months of the United State Department of Energy formal acceptance and must be fully spent within thirty-six months of award notice, otherwise funding must be returned.

**Title**

To authorize the Director of Finance and Management to apply for and to accept American Recovery and Reinvestment Act funding of up to \$7,403,500 in formula allocation to the City of Columbus under the U.S. Department for the Energy's Efficiency and Conservation Block Grant; and to declare an emergency. (\$0.00)

**Body**

**WHEREAS**, the City of Columbus has been allocated funding from the American Recovery and Revitalization Act of 2009 (ARRA), and has been authorized to receive a formula allocation of up to \$7,403,500 in formula allocation to the City of Columbus under the U.S. Department for the Energy's Efficiency and Conservation Block Grant; and

**WHEREAS**, it is necessary for this City Council to waive the local vendor credit provisions of the Columbus City Codes for the above referenced projects that will be the recipient of ARRA Funds; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Finance and Management in that it is immediately necessary for this City Council to authorize the Director of Finance and Management to accept the aforementioned ARRA funds; and to execute those Agreements as is necessary to fulfill the scheduling commitments associated with said funds; thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Director of Finance and Management be and hereby is authorized on behalf of the City to apply for and accept federal funding in connection with the American Reinvestment and Recovery Act of 2009, for the American Recovery and Reinvestment Act funding of up to \$7,403,500 in formula allocation to the City of Columbus under the U.S. Department for the Energy's Efficiency and Conservation Block Grant.

**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 day after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0876-2009

**Drafting Date:** 06/11/2009

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to modify several contracts with the Columbus Compact Corporation by granting time extensions to Empowerment Zone (EZ) Economic Opportunities contracts DL007854 and DL011075, EZ Neighborhood Life contracts DL010131 and DL011081 and EZ Administration contract EL009136. These contracts are scheduled to expire on June 30, 2009. Per a Compact board-approved proposal, these modifications will extend the contracts through June 30, 2010, an extension of twelve (12) months.

This legislation is necessary to allow Columbus Compact's contracts allocated under these programs to close out and continue to administer on-going activities related to Round II Centerpiece Initiatives of the Empowerment Zone Strategic Plan.

This legislation is presented as an emergency to provide the Columbus Compact with additional time to implement on-going programs without interruption.

**FISCAL IMPACT:** No additional funds are required for this legislation.

To authorize the Director of Development to modify various Empowerment Zone contracts with the Columbus Compact Corporation by extending the term of the contracts an additional 12 months; and to declare an emergency.

**Body**

**WHEREAS**, the Director of the Department of Development desires to modify several contracts, namely Empowerment Zone (EZ) Economic Opportunities contracts DL007854 and DL011075, EZ Neighborhood Life contracts DL010131 and DL011081 and EZ Administration contract EL009136 with the Columbus Compact Corporation by extending the contracts through June 30, 2010, a twelve (12) month extension; and

**WHEREAS**, these modifications will provide the Columbus Compact Corporation with additional time to provide EZ Administration, Economic Opportunity, and Neighborhood Initiatives on behalf of the City; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to modify the aforementioned contracts with the Columbus Compact Corporation by extending the time of the contracts by twelve (12) months to implement on-going programs without interruption, all for the preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE**,

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

**Section 1.** That the Director of the Department of Development is hereby authorized to modify Empowerment Zone (EZ) Economic Opportunities contracts DL007854 and DL011075, EZ Neighborhood Life contracts DL010131 and DL011081 and EZ Administration contract EL009136 with the Columbus Compact Corporation by extending the contracts through June 30, 2010, a twelve (12) month extension.

**Section 2.** That these modifications are awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

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

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**Legislation Number:** 0880-2009

**Drafting Date:** 06/12/2009

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

Background: Columbus City Council passed Ordinance Number 1560-2008 on October 20, 2008, which authorized the Director of Finance and Management to enter into a purchase contract with NWD Investments, LLC, ("NWD") an Ohio limited liability company, for the sale of approximately 2.447 acres of City owned land located at the southeast corner of Neil Avenue and Vine Street. In order to finalize the purchase contract and allow for proposed redevelopment, the City will need to agree and/or grant to Columbus Southern Power Company, an Ohio corporation, a unit of American Electric Power ("AEP"), any necessary permit(s) and/or easements necessary for the relocation of AEP's existing overhead transmission lines, over various right of way, including a section along Columbus Convention Center Drive, and the City will need to release, in part, an Affidavit on Facts Relating to Title for its existing Fifty (50) wide general utility easement on said 2.447 acre property, in exchange for replacement easements from NWD.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested to allow this purchase contract and closing to occur.

**Title**

To authorize the Director of Public Service to execute all easements, permits and ancillary documents, between the City and Columbus Southern Power Company, an Ohio corporation, necessary for the relocation of its existing overhead transmission lines over various right of way, in the vicinity of Neil Avenue and Vine Street; to authorize the Director of Public Utilities to execute a release of an existing general utility easement in a recorded Affidavit on Facts Relating to Title; and to declare an emergency.

**Body**

WHEREAS, Columbus City Council authorized the Director of Finance and Management to enter into a purchase contract with NWD Investments, LLC, an Ohio limited liability company for the sale of an approximately 2.447 acre tract of real property owned by the City of Columbus; and,

WHEREAS, In order to finalize said purchase contract and to allow for the proposed redevelopment, existing overhead electrical transmission lines owned by Columbus Southern Power Company, an Ohio corporation, a unit of American Electric Power ("AEP") will need to be relocated and an existing general utility easement will need to be released; and,

WHEREAS, In order for Columbus Southern Power Company to agree to relocate said existing overhead transmission lines, the City of Columbus will need to grant replacement easements and/or permits; and,

WHEREAS, The City owns a Fifty (50) foot wide general utility easement on said 2.447 acre tract, which will need to be released; and,

WHEREAS, NWD Investments has agreed to grant replacement easements for the release of said Fifty (50) foot wide general utility easement; and,

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is necessary to authorize the Director of Public Service and Director of Public Utilities, in conjunction with the City Attorney's Office, to execute those documents necessary to effectuate the sale of said 2.447 acres, for the preservation of the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That the Director of Public Service be and hereby is authorized to execute those permits, easements, or documents, as approved by the Department of Law, Real Estate Division, necessary to grant permit(s) and/or easement(s) to Columbus Southern Power Company, an Ohio Corporation, a unit of American Electric Power, to allow for the relocation of its existing overhead transmission lines over various right of way, as approved by the Department of Law, Real Estate Division, for the following described real property.

0.741 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Half Section 10 (Section 8), Township 5, Range 22, Refugee Lands being across Kilbourne Street and Vine Street (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being described as follows:

BEGINNING at a southwesterly corner of that 0.170 acre tract conveyed to HP Land Development, LTD., by deed of record in Instrument Number 200708210146703, the easterly corner of Columbus Convention Center Drive;

thence North 86° 27' 56" West, partly across said Kilbourne Street, a distance of 27.98 feet to a point;

thence North 12° 17' 11" West, continuing across said Kilbourne Street, a distance of 191.26 feet to a point in the westerly right-of-way line of said Kilbourne Street;

thence with the westerly right-of-way line of said Kilbourne Street, the following courses and

distances;

North 03° 29' 42" East, a distance of 69.76 feet to a point; and

North 50° 25' 22" West, a distance of 30.72 feet to a point;

Thence across vine street, the following courses and distances:

North 12° 17' 13" West, a distance of 61.00 feet to a point;

South 83° 31' 07" West, a distance of 414.59 feet to a point in the easterly right-of-way line of Neil Avenue;

thence North 11° 45' 49" West, with the easterly right-of-way line of said Neil Avenue, a distance of 25.41 feet to a point on the arc of a curve to the left, being the northerly right-of-way line of Vine Street;

thence with said northerly right-of-way line, the following courses and distances:

with the arc of said curve, having a central angle of 06° 40' 38", a radius of 869.50 feet, an arc length of 101.33 feet, a chord bearing and distance of South 87° 55' 08" East, 101.27 feet to a point of compound curvature;

with the arc of said curve, having a central angle of 10° 47' 30", a radius of 764.00 feet, an arc length of 143.90 feet, a chord bearing and distance of North 80° 30' 32" East, 143.69 feet to a point of reverse curvature;

with the arc of said curve, having a central angle of 10° 19' 34", a radius of 836.00 feet, an arc length of 150.67 feet, a chord bearing and distance of North 80° 16' 34" East, 150.46 feet to a point of tangency;

North 82° 20' 22" East, a distance of 41.26 feet to a point; and

North 64° 58' 11" East, a distance of 50.26 feet to a point in the westerly right-of-way line of said Kilbourne Street;

thence North 06° 25' 56" East, with the westerly right-of-way line of said Kilbourne Street, a distance of 31.63 feet to a point;

thence South 12° 17' 13" East, across said Kilbourne Street, a distance of 229.57 feet to a point in the easterly right-of-way line of said Kilbourne Street;

thence South 03° 29' 42" West, with the easterly right-of-way line of said Kilbourne Street, a distance of 195.16 feet to the POINT OF BEGINNING, and containing 0.741 acre of land, more or less.

#### 0.962 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Section 10, Section 8, Township 5, Range 22, Refugee Lands, being on, over, and across the right-of-way of Neil Goodale Connector (width varies) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the intersection of the westerly right-of-way line of Neil Avenue (width varies) with the northerly right-of-way line of Vine Street (width varies), being at the southeasterly corner of that tract conveyed to New York Central Line LLC by deed of record in Instrument Number 200212180325201;

Thence across the right-of-way of said Neil Goodale Connector, the following courses and distances:

South 03° 23' 48" West, a distance of 71.51 feet to a point;

North 74° 48' 00" West, a distance of 588.15 feet to a point on the easterly Limited Access right-of-way line;

Thence with said easterly Limited Access right-of-way line, the following courses and distances:

North 15° 12' 00" East, a distance of 7.24 feet to a point;

North 08° 07' 55" East, a distance of 73.32 feet to a point;

thence South 74° 48' 00" East, across the right-of-way of Neil Goodale Connector, a distance of 100.77 feet to a point on a easterly right-of-way line of said Neil Goodale Connector;

thence South 08° 07' 55" West, with said easterly right-of-way line, a distance of 10.08 feet to the southwesterly corner of said New York Central Line LLC tract;

thence South 74° 48' 00" East, with the northerly right-of-way line of said Neil Goodale

Connector, a distance of 480.54 feet to the POINT OF BEGINNING and containing 0.962 acre of land, more or less.

0.579 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Farm Lot 4 in Section 2, Township 5, Range 19 United States Military Lands, and in Section 8, Township 5, Range 22, Refugee Lands, and being part of a 1.551 acre tract of land dedicated for public use as "Columbus Convention Center Drive and School Alley Dedication and Easements" as recorded in Instrument Number 200608150160942, Plat book 109, pages 86 and 87, and being part of a tract of land conveyed to NWD Investments, LLC, as recorded in Instrument Number 199902180041487, Instrument Number 200002230035942 and Instrument Number 200408030180492, all references contained herein are to Franklin County Recorder's records, Franklin, Ohio and being a strip of land for electric utility easement purposes and being shown on Exhibit "A" attached hereto and made a part thereof and being more particularly bounded and described as follows:

Beginning at a point of curvature in the southerly and westerly line of said 1.551 acre tract;

thence, with a curve to the right having a radius of 126.54 feet, a delta angle of 55° 43' 26" and a chord which bears N 60° 40' 56" W, 118.28 feet to a point;

thence, running within said 1.551 acre tract the following two (2) consecutive courses:

- 1) S 86° 10' 26" E, 439.79 feet to a point;
- 2) N 09° 31' 20" W, 9.72 feet to a point in the northerly line of said 1.551 acre tract  
thence, S 86° 45' 25" E, 82.03 feet running with the northerly line of said 1.551 acre tract to a point;  
thence, S 09° 31' 20" E, 58.55 feet to a point in the southerly line of said 1.551 acre tract;  
thence, N 86° 44' 30" W, 426.34 feet running with the southerly line of said 1.551 acre tract to the point of beginning and containing 0.579 acres of land, more or less.

Section 2. That the Director of Public Utilities, be and hereby is authorized to execute a Release of an Affidavit on Facts Relating to Title, in part, for the release of the City's Fifty (50) foot wide general utility easement recorded in Instrument Number 200201180017837, Franklin County Recorder's Office, as approved by the Department of Law, Real Estate Division, in exchange for replacement easements.

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

# 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 - July 1, 2009 12:00 pm

SA003301 - Health education and Promotion

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Columbus Public Health Department Caring For 2 Project to obtain formal bids to establish a contract for the local health system action plan and health education and promotion services.

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: June 18, 2009

SA003305 - MEDICAL DIRECTOR PERINATAL SERVICES

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish a contract for the provision of Medical Director Perinatal Services for the period of July 1, 2009 through June 30, 2010.

1.2 Classification: To respond to the "Request for Proposals for Medical Director Perinatal Services" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department. Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active." Follow the prompts online: <http://vendorservices.columbus.gov>

Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, Columbus, Ohio 43215 or send an e-mail to: [kareng@columbus.gov](mailto:kareng@columbus.gov) to request an electronic copy.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 23, 2009

SA003306 - Promotoras Perinatal Services

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish a contract for the provision of Promotoras Perinatal Services for the period of July 1, 2009 through June 30, 2010.

1.2 Classification: To respond to the "Request for Proposals for Promotoras Perinatal Services" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department. Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active." Follow the prompts online: <http://vendorservices.columbus.gov>

Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, Columbus, Ohio 43215 or send an e-mail to: [kareng@columbus.gov](mailto:kareng@columbus.gov) to request an electronic copy.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 23, 2009

SA003307 - High Risk Perinatal Services

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish a contract for the provision of High Risk Perinatal Services for the period of July 1, 2009 through June 30, 2010.

1.2 Classification: To respond to the "Request for Proposals for High Risk Perinatal Services" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department. Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active." Follow the prompts online: <http://vendorservices.columbus.gov>

Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, Columbus, Ohio 43215 or send an e-mail to: [kareng@columbus.gov](mailto:kareng@columbus.gov) to request an electronic copy.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 23, 2009

SA003308 - Childhood Overweight Services

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish a contract for the provision of Childhood Overweight Services for the period of July 1, 2009 through June 30, 2010.

1.2 Classification: To respond to the "Request for Proposals for Childhood Overweight Services" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department. Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active." Follow the prompts online: <http://vendorservices.columbus.gov>

Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, Columbus, Ohio 43215 or send an e-mail to: [kareng@columbus.gov](mailto:kareng@columbus.gov) to request an electronic copy.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 23, 2009

SA003309 - Community Health Assessment & Plan Srvc

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish a contract for the provision of Community Health Assessment & Planning Services for the period of July 1, 2009 through June 30, 2010.

1.2 Classification: To respond to the "Request for Proposals for Community Health Assessment and Planning Services" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department. Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active." Follow the prompts online: <http://vendorservices.columbus.gov>

Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, Columbus, Ohio 43215 or send an e-mail to: [kareng@columbus.gov](mailto:kareng@columbus.gov) to request an electronic copy.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 23, 2009

BID OPENING DATE - July 2, 2009 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003268 - Seepex Pump Parts UTC

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage to solicit bids to establish a Universal Term Contract for the purchase of Seepex Progressive Cavity Pump Parts. The pumps are used at the two (2) wastewater treatment plants to convey secondary settled raw sludge from gravity thickening facilities to the sludge control buildings for dewatering. The bidder shall submit firm fixed prices for the items listed on the proposal pages. The proposed contract will be in effect for two (2) years from the date of execution by the City of Columbus to and including December 31, 2011. The City estimates spending \$30,000.00 annually for this contract

1.2 Classification: This bid proposal and the resulting Universal Term Contract will provide for the purchase and delivery of Seepex Progressive Cavity Pump Parts. The City of Columbus will provide all installation requirements. All orders will be placed on as needed basis.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 04, 2009

SA003291 - HR Employee Benefit Programs Consultant

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus is soliciting proposals for an employee benefits consultant to (A) assist with general consulting needs for its active-at-work employee benefits programs which includes a self-funded medical PPO, dental, prescription drug PPO, short-term disability, and vision program; (B) assistance with cost analysis of the benefit programs and workers' compensation programs and actuarial services; (C) assistance with labor negotiations; (D) other miscellaneous health care matters; and (E) assistance with its health plan Request for Proposal (RFP).

1.1.2. Currently, the City of Columbus offers a self-funded medical PPO, dental, prescription drug PPO, short-term disability, and vision program for approximately 7,784 full-time employees. During the current contract period, United HealthCare of Ohio, Delta Dental, The Hartford, and Vision Service Plan administer these respective programs on the City's behalf. COBRA is also managed by United HealthCare of Ohio. A fully insured life insurance program is currently available through Standard Life Insurance Company to all full-time employees. These programs are collectively bargained and are for non-work related medical claims. The City of Columbus is state funded through the Bureau of Workers' Compensation and currently participates in the Retrospective Rating Program.

1.1.2.1. The workforce is comprised of members of the following employee unions:  
Fraternal Organization of Police (FOP),  
International Association of Firefighters (IAFF),  
Columbus Municipal Association of Government Employees (CMAGE/CWA),  
FOP/Ohio Labor Council (OLC),  
American Federation of State, county, and Municipal Employees (AFSCME), and  
Management Compensation Plan (MCP)

1.1.3. The proposal shall require general employee benefit program services to be performed on an as needed basis. In 2010, the City shall begin the process of developing specifications and soliciting for Request for Proposals for the City's dental, short-term disability, vision, life and COBRA administration and shall require the offeror to provide professional services. In 2011, the City shall begin the process of developing specifications and soliciting for Request for Proposals for the City's medical and prescription drug plan administration.

1.1.4. The contract term is for three years, renewable annually, subject to the mutual consent of both parties and upon the approval of appropriations. The initial contract term shall be from February 1, 2010 - January 31, 2013.

1.2. Classification.

1.2.1. The following services are required:

- (A) General Consulting Active-at-Work Employee Benefits Programs.
- (B) Assistance with Cost Analysis of the Benefit Programs; /Workers' Compensation programs and actuarial services;
- (C) Assistance with Labor Negotiations;
- (D) and other miscellaneous health care

1.2.1.1 Conduct evaluations and assistance on miscellaneous health care matters as it arise in the City's health care program.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- 1.2.1.2. Research and recommend alternate benefit plan designs in addition to the City's current plan.
  - 1.2.1.3. Provide overview and presentation to Labor/Management Committee as required.
  - 1.2.1.4. Provide assistance as necessary in legislation passage and plan administrator contract negotiation and execution.
  - 1.2.1.5. Research the city's health care benefits plan and make recommendations for enhancements or alternate plans,
  - 1.2.1.6. Make recommendations and presentations to city labor/management committees,
  - 1.2.1.7. Provide assistance with legislation preparation and approval,
  - 1.2.1.8. Assist with plan(s) administration and execution,
  - 1.2.1.9. Assist the city with cost analysis of benefit programs, etc. for use during labor negotiations
  - 1.2.1.10. Conduct actuarial services,
  - 1.2.1.11. Assist with the city's trust fund reserve calculations, funding, and IBNR evaluations,
  - 1.2.1.12. To provide an actuarial analysis that shall result in estimates of the liability for additional retrospective workers compensation premiums at each desired valuation date, typically the accounting year end. This is the resulting liability associated with the workers compensation retrospective plan in addition to any minimum premiums or payments made to BWC. The analysis shall take into account the selected parameters associated with the City's retrospective premium plan. The estimates shall be calculated on both a nominal and discounted basis using various interest rate scenarios
- 1.2.2. (E) Assistance with Health Plan Request for Proposal (RFP); The offeror shall assist with the development , evaluation and related services of the RFP. The offeror shall assist the City with the selection process for service providers. The Requests for Proposals shall be conducted in accordance with City of Columbus Purchasing and Procurement Code Provisions, Chapter 329. The offeror must be qualified and competent to analyze the City's utilization and compare RFP responses, and evaluating the following information:
- 1.2.2.1 Provider network size and geographic distribution,
  - 1.2.2.2. Physician specialties,
  - 1.2.2.3. Quality credentialing,
  - 1.2.2.4. Discount arrangements,
  - 1.2.2.5 Overall proposed program administration and process,
  - 1.2.2.6 Resources that would be required of the City of Columbus,
  - 1.2.2.7 Net administrative cost evaluating all discount aspects,
  - 1.2.2.8. Physician reimbursement methodologies and its net effect to the City,
  - 1.2.2.9. Employee participation requirements,
  - 1.2.2.10 Implementation plan and timeframe,
  - 1.2.2.11 Providers ability to deliver what is promised during negotiations
  - 1.2.2.12 Company financial stability,

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- 1.2.2.13 Expertise in managed health care and wellness components,
- 1.2.2.14. Experience with large public employers,
- 1.2.2.15. Available resources, and
- 1.2.2.16. Ability to duplicate the city's existing benefits.

1.3. Upon requested, the contractor shall assist with:

- 1.3.1. Communication with labor/management committee personnel may be required throughout the process,
- 1.3.2. A pre-bid conference,
- 1.3.3. Review and update specifications for medical PPO, dental, drug PPO, life short-term disability, vision, and COBRA RFP's,
- 1.3.4. Prepare a final report with analysis and basis for vendor selection for contract awards using pre-determined evaluation criteria,
- 1.3.5. Assist with plan administrator contract negotiations and execution and legislation approval,
- 1.3.6. Provide overview of RFP findings and make a presentation to Labor/Management Committee as required.

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: June 24, 2009

SA003292 - HR Health Plan Administrator Audit

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1. Scope: The City of Columbus is soliciting a proposal for an audit of the claim administrative service for its health plan administrators of its medical and dental plans to evaluate the accuracy of claims payments, compliance with contractual performance standards and the operational processes currently in place. The purpose of the audit is to review a random sample of claims and the accompanying control procedures.

The City of Columbus is a self-insured program using a Third Party Administrator for claims adjudication. In 2008, the City paid \$62.4 million in medical claims and \$6 million in dental claims not including administration fees. The City medical plan covers an estimated 22,000 lives.

1.1.2. Currently, the City of Columbus offers a self-funded medical PPO, dental, and prescription drug PPO for approximately 7,784 full-time employees. During the current contract period, United HealthCare of Ohio, Aetna, and Delta Dental administered these programs respective on the City's behalf. These programs are collectively bargained and for non-work related medical claims.

1.1.2.1. The workforce is comprised of members of the following employee unions:

Fraternal Organization of Police (FOP),

International Association of Firefighters (IAFF),

Columbus Municipal Association of Government Employees (CMAGE/CWA),

FOP/Ohio Labor Council (OLC),

American Federation of State, county, and Municipal Employees (AFSCME), and

Management Compensation Plan (MCP)

1.2. Classification.

1.2.1. The following services are required:

1.2.1.1. The time period for review will cover October 1, 2006 through September 30, 2009. A statistically valid sampling shall include the use of a computerized audit tool to ensure objectivity in selecting a random sample. In addition, a small sample of inpatient claims approximately 150 shall be added to the random attribute sample to ensure a fair test of all aspects of claim administration performance. Distribution across all bargaining groups, as well as claim dollars in the overall sample is preferable.

1.2.1.2. A random sample for review of the financial stratification shall be selected by dividing the population into a series of financial strata and the overall sample mirrors the distribution of claim dollars in the population. Depending on the degree of confidence required, the sample size might range from 200 to 800 claims at the 95th percentile level with a + or - 5% confidence level on the random sample.

1.2.1.3. An attribute sampling, randomly selected from the entire population without regard to dollar size, claim type, etc. to determine the overall level of claim processing accuracy. Examples of judgment attributes would include but not be limited to: COB, provider type, plan or negotiated design provision.

1.2.1.4. The review shall identify:

1.2.1.4.1. Potential duplicate and erroneous claims payments or charges to utilization.

1.2.1.4.2. Potential benefit payment errors.

1.2.1.4.3. Identify any claims for which other group health coverage or workers' compensation was primarily responsible for payment.

1.2.1.4.4. Identify any payments for potentially ineligible patients.

1.2.1.4.5. Perform a comprehensive electronic cash flow balancing to ensure that no over-funding has occurred.

1.2.1.4.6. Perform a comprehensive on-site carrier review to identify any administrative deficiencies

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

supporting the electronic and analytical findings.

1.2.1.4.7. Identify any other areas of concern.

1.2.1.5. Evaluate the administrative practices, procedures, and staffing levels listed below with suggested topics to include:

1.2.1.5.1. Eligibility, including that interface with another vendor (prescription drug)

1.2.1.5.2. Claim payment system capabilities

1.2.1.5.3. Customer Service

1.2.1.5.4. Performance monitoring and reporting

1.2.1.6. Each selected claim shall be tested to confirm:

1.2.1.6.1. Proper and consistent interpretation of the plan design

1.2.1.6.2. Application of discount provisions

1.2.1.6.3. Application of internal review procedures

1.2.1.6.4. Applications of edits to prohibit payment of ineligible services, duplicate payments, and payments to ineligible claimants

1.2.1.6.5. Proper coding of information

1.2.1.6.6. Presence of any gaps or bottlenecks in the claim processing system

1.2.1.6.7. Reasonableness of payment turnaround time

1.2.1.6.8. Accuracy of payment

1.2.1.6.9. Paper payee

1.2.1.7. A final report shall be submitted summarizing the findings related to:

1.2.1.7.1. Discuss in detail the results of the claims audit, including: Statistical errors; payment errors (frequency/financial impact); and timeliness of payments.

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: June 24, 2009

BID OPENING DATE - July 7, 2009 11:00 am

SA003277 - POLICE INTELLIGENCE CASE MANAGMENT SYST.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope:

The Columbus Division of Police is seeking bids through this Request for Proposal (RFP) to acquire and implement an Intelligence/Case Management System with the latest technology available. The preferable system will be compatible and be able to fully interface with the Division of Police utilizing Microsoft SQL Server.

The Division of Police is a service to the public and operates 24 hours/7 days a week for both sworn and civilian staff. It is vital that systems for public safety and officer safety such as an Intelligence/Case Management Identification System be available to investigative personnel during all hours of operation. Support staff maintains and updates the information. Sworn staff must have access to the data from all environments including, but not limited to remote sites, as well as the Central Headquarters.

The start date of the contract will be based on the date on the executed contract page for a term of three (3) years. This contract may be renewed for maintenance and software support on its anniversary date for two (2) additional one-year renewals beyond the initial term contingent upon mutual agreement of both parties.

1.2 Classification:

Submit one (1) original unbound and five (5) copies. So that the evaluation is fair for all proposals, we need a uniform proposal format. Bidders are advised that City of Columbus Division of Police desires that proposals prepared in response to this RFP be submitted on recycled paper, and that all copies be printed on both sides of paper. While the appearance of proposals is important, and professionalism in proposal presentation should not be neglected, the use of non-recyclable or non-recycled glossy materials is discouraged. In addition, it is requested that proposals be in flat bound form to facilitate filing. Please do not submit proposals in loose-leaf binders

Bidders must describe their organizational size and structure, and state to what extent they are based locally, regionally, nationally, or internationally as well as their relationship to any parent firms, sister firms or subsidiaries.

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: May 20, 2009

BID OPENING DATE - July 8, 2009 3:00 pm

SA003299 - Doherty Rd Water Line Improvements

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

SCOPE: The City of Columbus Department of Public Utilities, Division of Power and Water is receiving proposals for the Doherty Road Water Line Improvements. The work for which proposals are invited consists of the installation of water lines and appurtenances, and other such work as may be necessary to complete the contract in accordance with the plans (C-996) and specifications. All work shall be completed within 180 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is not a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (one hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders after June 20, 2009. The Bid Date for the project is July 8, 2009 3:00 PM (EST).

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: June 17, 2009

BID OPENING DATE - July 9, 2009 11:00 am

SA003293 - SEWERS-US FILTER/ENVIREX PARTS UTC

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to enter into a contract for the purchase of original equipment manufacturer (OEM) US Filter/Envirex parts. The parts are used by the division's two (2) wastewater treatment plants for repair, rehabilitation and maintenance on various US Filter/Envirex systems and equipment. The City of Columbus estimates spending \$250,000.00 annually on this contract. Bidders must submit price lists with any applicable price discount on all replacement parts for the equipment listed within the specifications. The contract will be in effect for a period of two (2) years from the date of execution by the City, to and including December 31, 2011.

1.2 Classification: Examples of the equipment that parts will be needed are: pressure relief valves, traps, heat exchangers, C&S primary and secondary tanks, multi port sliding valves and skimming concentrators. All parts offered must be OEM components or meet the OEM specification. The City will not consider any item(s) which do not meet the OEM specifications and/or requires the Division of Sewerage and Drainage to make any alterations to existing equipment or processes.

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: June 09, 2009

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003297 - FLEET/OEM MOTOTCYCLE PARTS

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish an option contract(s) with a "Catalog" firm offer for sale of OEM Motorcycle Parts, Supplies, and Accessories for the Fleet Management Division. Bidders must be authorized dealer within Franklin County, Ohio or contiguous County and be a distributor for the Harley Davidson OEM motorcycle parts, supplies, and accessories and carry a sufficient inventory, or have access to such inventory, to satisfactorily furnish the City's requirement. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder after a purchase order is issued. The City estimates it will spend approximately twenty five thousand dollars (\$50,000.00) annually under the terms of the resulting contract(s) through March 31, 2012.

1.2 Classification: The bidder shall submit its standard published catalog(s) and/or website which must identify parts with a price lists. The contract(s) resulting from this bid proposal will provide for the option of the purchase and delivery of OEM Motorcycle Parts, Supplies, and Accessories for City motorcycles per bid document.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: June 19, 2009

SA003300 - POWER & WATER/DUMP BODY WITH ATTACHMENTS

1.1 Scope: It is the intent of the City of Columbus, Division of Power and Water, to establish a contract for the purchase of one (1) Eleven Foot Dump Body, one (1) Salt Spreader, and one (1) Snow Plow to be mounted and installed by the supplier on a 2009 Ford F-450 HD, 16,000 pound GVWR Cab and Chassis w/165" WB-84" CA supplied by the City of Columbus.

1.2 Classification: The contract resulting from this bid proposal will provide for the option of purchase and delivery of one (1) new and unused Eleven Foot Dump Body, one (1) Salt Spreader, and one (1) Snow Plow to be installed by supplier on a 2009 Ford F-450 HD, 16,000 pound GVWR Cab and Chassis w/165" WB-84" CA supplied by the City of Columbus.

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: June 17, 2009

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003304 - LUMINAIRES AND BALLAST KITS

1.1 Scope: It is the intent of the City of Columbus, Division of Power and Water (Power Section) to obtain bids for a one time purchase of Luminaires (light fixtures) and Ballast Kits that will be used for new installations and to maintain existing street lights within the City. The expected expenditure is \$225,000.00. The City also reserves the right to increase or decrease order quantities on the items listed herein to fit within budget constraints.

1.2 Classification: The successful bidder(s) will supply HPS Luminaires and Ballast Kits. The City intends to purchase High Pressure Sodium Cut Off Cobra Style Luminaires, High Pressure Sodium Cobra Style Luminaires and Electrical Module Ballast Kits to construct and maintain the City's street lighting system.

All item furnished shall be new.

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: June 19, 2009

SA003310 - STAFF AUGMENTATION UTC

Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) with an Universal Term Contract (UTC) for Technical Staff Augmentation Services. The Department of Technology historically uses approximately 5,000 hours of staff augmentation annually. The proposed contract is for services through May 30, 2012.

Classification: Technology activities include, but are not limited to, computer analysis, design, programming, security, project management, and desktop support and management services. The staff augmentation services may be delivered in the following environments: Unisys mainframe, Windows, UNIX, Linux, Oracle, SQL, Web and E-business. The bidder must briefly document its capabilities, submit an outline of its experience, and work history in staff augmentation services for the past five years.

Offerors may submit bids for those areas of the proposal as applicable to their specific area of expertise. The City anticipates awarding multiple contracts as a result of this bid process.

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: June 23, 2009

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003311 - HIGHWAY ROCK SALT UTC

Scope: This proposal is to provide the City of Columbus with a Universal Term Contract (blanket type) to purchase approximately 30,000 tons of Highway Rock Salt (Type I, Grade I Sodium Chloride) for snow and ice removal operations. The City guarantees to purchase a minimum of 40% of the estimated amount within the contract year. The proposed contract will be in effect through July 31, 2010.

Classification: The successful bidder will provide, deliver, and unload bulk quantities of Highway Rock Salt.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: June 23, 2009

SA003313 - PROCESS CONTROL COMPUTER MAINTENANCE UTC

Scope: This proposal is to provide the City of Columbus, Division of Power and Water with a Universal Term Contract (UTC) to purchase Process Control Computer System Maintenance services to include system hardware, system software, direct exchange (repair or replacement of I/O and specific controller cards and purchase of additional component parts as listed herein. The proposed contract will be in place through July 31, 2012.

Classification: The City is looking for offerors that are in strict accordance with the requirements or submit with their bid alternate parts or services that exceed the 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: June 26, 2009

BID OPENING DATE - July 14, 2009 11:00 am

SA003281 - POLICE PRISONER MEDICAL CLAIMS

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope:

The City of Columbus, Division of Police (referenced as City) intends to contract with a managed health care organization (referenced as Contractor) who shall provide medical invoice management services for the City's prisoner medical claims to improve the administration and containment costs.

Acting as the secondary payer, the City is legally responsible for the settlement and payment of fees for medical services rendered to individuals in police custody at the time of service. The City utilizes various area hospitals (including but not limited to Mt. Carmel, Riverside, Grant and Ohio State) and medical providers to ensure the timely and quality care for those individuals in police custody. During 2008, the City received 2,182 prisoner medical claims, processed 836 and determined that 1,346 were duplicate billed accounts. Of those processed, 719 claims were paid totaling \$334,172. The remaining 117 claims were denied.

Term: This proposed contract shall be in effect from the date of execution, by all parties, for one year, thereafter the contract may be renewed for two additional one-year terms. Consequently, the term of the contract is potentially three years.

Annual Extension: Subject to mutual agreement, the period covered by the ensuing contract, under the same terms and conditions stated herein can be extended for two one-year periods.

1.2 Classification:

The Contractor will submit detailed service and cost proposals and services being provided marked "original" and five (5) copies each marked as "copy". The five (5) copies shall be bound with tabbed sections. The original with tabs shall be submitted unbound.

Key RFP Dates

RFP available to bidders      No later than Thursday, May 21, 2009.

Pre-Bid Conference      Wednesday, June 3, 2009 @ 9:00 A.M., Room 116, Police Headquarters, 120 Marconi Blvd., Columbus, Ohio 43215

Email available for questions      Until Wednesday, June 17, 2009 @ 4:00 P.M. (EST).  
dalexander@columbuspolice.org. No questions will be answered after this date.

Answers to email questions posted as addendum on website      Wednesday June 24, 2009 @ 4:00 P.M. (EST)

Proposals due/Public Opening      Tuesday, July 14, 2009 @ 11:00 A.M. (EST).

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: May 22, 2009

BID OPENING DATE - July 16, 2009 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003296 - Flow Monitoring Parts & Services UTC

1.1 Scope: : It is the intent of the City of Columbus, Division of Sewerage and Drainage, Sewer Design Section to solicit bids for the purchase of replacement parts and services for OEM ADS Environmental Flow Monitoring Equipment on an as needed basis. The City requires parts and services for Series 3500, 4000, and Flowshark meters. This equipment is used to monitor the flow of storm water throughout the City's sewage system. The City estimates spending \$150,000 - \$200,000 annually from this contract. The proposed contract will be in effect from the date of execution by the City of Columbus to an including December 31, 2011.

1.2 Classification: The Division of Sewerage and Drainage owns approximately 250 ADS flow meters and Rain Gauges. The bid and resulting contract will provide for the purchase of OEM ADS Environmental Flow Monitoring parts and services. Suppliers must be an authorize service and parts provider for ADS Environmental. The City of Columbus reserves the right to verify that all and any company is authorized to provide parts and services.

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: June 16, 2009

SA003298 - Sewers - ADSCO Expansion Joints

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids to purchase AdSCO Expansion Joints for use by the Southerly Wastewater Treatment Plant. These parts will be used for the steam system within the wastewater treatment plant.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase of 4" and 12" AdSCO Expansion Joints. All installation requirements will be done by the City of Columbus Southerly Wastewater Treatment Plant personnel.

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: June 17, 2009

BID OPENING DATE - July 23, 2009 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003303 - Andritz Decanter Centrifuge Parts & Serv

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids for a Universal Term Contract for the purchase of Andritz Decanter Centrifuge Parts and Services for use by the Jackson Pike Wastewater Treatment Plant. The equipment is used in the sludge dewatering process at the plant. The contract will be in effect for a period of two (2) years to and including December 31, 2011. The estimated amount spent annually from this contract is \$75,000.00.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase of Andritz Decanter Centrifuge Parts and Services. All orders will be based on as needed basis. Items listed are considered items that will be ordered more often from this contract. Bidders are being asked to quote on items listed, service hourly and over-time rates and to submit a price list for items not specifically listed. No substitutes will be accepted.

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: June 24, 2009

BID OPENING DATE - July 30, 2009 11:00 am

SA003312 - Penn Valley Pumps & Pump Parts UTC

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids for a Universal Term Contract for the purchase of Penn Valley Pumps and Pump Parts for use by the Jackson Pike Wastewater Treatment Plant. The contract will be in effect for a period of two (2) years to and including December 31, 2011. The estimated amount spent annually from this contract is \$50,000.00.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase of 6" Penn Valley Simplex Double Disc Bare Shaft Pump, 4" Penn Valley Simplex Double Disc Bare Shaft Pump and various replacement parts for both pumps as identified. All orders will be based on as needed basis. Installation requirements will be handled by Sewerage and Drainage Plant personnel. No substitutes will be accepted.

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: June 24, 2009

# Public Notices

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The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus  
City Bulletin Report**

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

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**Legislation Number:** 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) <<http://www.csc.columbus.gov>> and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

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**Legislation Number:** 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.

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**Legislation Number:** PN0060-2005

**Drafting Date:** 02/23/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Published Columbus City Health Code

**Contact Name:** 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/>

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**Legislation Number:** PN0113-2009

**Drafting Date:** 05/05/2009

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title 2010 Tax Budget Notice of Public Hearing Notice/Advertisement Title:** City of Columbus Tax Budget

**Contact Name:** Robert McDaniel

**Contact Telephone Number:** 614-645-8247

**Contact Email Address:** BLMcDaniel@columbus.gov

**Body**Notice is hereby given that the City Council of Columbus, Ohio will hold a public hearing on July 6, 2009 at 5:00 p.m. on the tax budget prepared for the City of Columbus, Franklin County, Ohio in its tentative form for the next succeeding fiscal year, ending December 31, 2010. Said budget is now on file in the Office of the City Auditor and is available for public inspection. The hearing will take place in the City Council Chamber, City Hall Building on the above-mentioned date and hour.

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**Legislation Number:** PN0140-2009

**Drafting Date:** 06/08/2009

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

Title

Notice/Advertisement Title: Health, Housing and Human Services Committee & Workforce Development Committee Meeting

Contact Name: James Ragland

Contact Telephone Number: (614) 645-8580

Contact Email Address: jragland@columbus.gov

Body

Councilmember Tavares' Health, Housing and Human Services Committee / Workforce Development Committee meeting schedule is listed below. Unless otherwise noted, meeting time and location is 5:30 p.m. in the Columbus City Council Chambers. A picture ID is needed to enter City Hall.

Meeting Chair: Councilmember Charleta B. Tavares

Agendas will be posted on the Columbus City Council Website ([www.columbuscitycouncil.org](http://www.columbuscitycouncil.org)) as soon as they are available.

**2009**

Wednesday, January 21, 2009

Wednesday, February 4, 2009

Wednesday, February 18, 2009

Wednesday, March 4, 2009

Wednesday, March 25, 2009

Wednesday, April 8, 2009

Wednesday, April 22, 2009

Wednesday, May 6, 2009

Wednesday, May 20, 2009

Wednesday, June 3, 2009

Wednesday, July 1, 2009

Wednesday, July 15, 2009

August Recess

Wednesday, September 2, 2009

Wednesday, September 16, 2009

Wednesday, October 7, 2009

Wednesday, October 21, 2009

Wednesday, November 4, 2009

Wednesday, November 18, 2009

Wednesday, December 2, 2009

Wednesday, December 16, 2009

Meeting dates and times subject to change

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**Legislation Number:** PN0148-2009

**Drafting Date:** 06/24/2009

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - Effective Date: June 16, 2009

**Contact Name:** Patricia Rae Grove

**Contact Telephone Number:** (614) 645-7881

**Contact Email Address:** prgrove@columbus.gov

**Body**

Please see Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - Effective Date: June 16, 2009

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**Legislation Number:** PN0149-2009

**Drafting Date:** 06/24/2009

**Current Status:** Clerk's Office for Bulletin

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**Legislation Number:** PN0150-2009

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Please see Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - Effective Date: June 17, 2009

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**Legislation Number:** PN0151-2009

**Drafting Date:** 06/26/2009

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** City Council Zoning Agenda for 07/06/2009

**Contact Name:** Shezronne Zaccardi

**Contact Telephone Number:** 614-645-1695

**Contact Email Address:** sezaccardi@columbus.gov

**Body**

**REGULAR MEETING NO. 34**

**CITY COUNCIL (ZONING)**

**JULY 6, 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**

**0602-2009**

To amend Ordinance #1718-2008, passed February 23, 2009, by repealing Section 1 in its entirety and replacing with a new Section 1 thereby correcting errors in the legal descriptions of the subject property. (Rezoning # Z06-085A).

**0769-2009**

To rezone 5163 WILCOX ROAD (43016), being 1.93± acres located on the west side of Wilcox Road, 275± feet north of Noor Drive, From: R, Rural District To: L-AR-12, Limited Apartment Residential District. (Rezoning # Z08-062)

**0790-2009**

To grant a Variance from the provisions of Sections 3355.03, C-3 Permitted Uses; 3371.01, P-1 private parking district; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 1230 COURTLAND AVENUE (43201), to permit a micro-distillery with reduced parking in the C-3, Commercial and P-1, Private Parking Districts.

**0791-2009**

To grant a Variance from the provisions of Sections 3333.02, AR-12, Apartment Residential Use; 3309.14, Height Districts; and 3333.255, Perimeter yard of the Columbus City Codes for the property located at 5163 WILCOX ROAD (43016), to permit one seven-unit dwelling and one eight-unit dwellings with reduced development standards in the L-AR-12, Limited Apartment Residential District. (Council Variance #CV09-006)

**0809-2009**

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 3700 WEST BROAD STREET (43227), to permit a bus parking and refueling facility in the C-4, Commercial District.

**0810-2009**

To rezone 2860 FISHER ROAD (43204), being 3.74± acres located on the north side of Fisher Road 300± feet east of Interstate-70. From: R, Rural District, To: M, Manufacturing District. (Rezoning # Z09-009)

**0839-2009**

To rezone 5520 HAYDEN RUN BOULEVARD (43016), being 84.2± acres located approximately ½ mile east of the intersection of Hayden Run Road and Holly River Avenue, From: NC, Neighborhood Center, NG, Neighborhood General, and NE, Neighborhood Edge Districts, To: NC, Neighborhood Center, NG, Neighborhood General, and NE, Neighborhood Edge Districts (Rezoning # Z09-003).

**0878-2009**

To rezone 510 LAZELLE ROAD (43081), being 17.9± acres located on the north side of Lazelle Road, 850± feet east of Sancus Boulevard, From: L-C-4, Limited Commercial District, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z08-068).

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**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**

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE  
TRANSPORTATION DIVISION  
EFFECTIVE DATE: JUNE 16, 2009

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

**SECTION 2105.08 STOP AND YIELD INTERSECTIONS**

**Stop signs shall be installed at intersections as follows:**

- LINDEN PARK DR shall stop for HAMILTON AVE
- WILLOW ST shall stop for WALL ST

**PARKING REGULATIONS**

The parking regulations on the 680 foot long block face along the E side of BREHL AVE from STATE ST extending to BROAD ST shall be

Range in feet	Code Section	Regulation
0 - 512	2151.01	(STATUTORY RESTRICTIONS APPLY)
512 - 526		NAMELESS ALLEY
526 - 680	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 1074 foot long block face along the S side of DUNDEE AVE from SHADY LANE RD extending to LATTIMER DR shall be

Range in feet	Code Section	Regulation
0 - 1074	2105.17	NO PARKING ANY TIME

The parking regulations on the 316 foot long block face along the W side of FOURTH ST from OAKLAND AVE extending to WYANDOTTE AVE shall be

Range in feet	Code Section	Regulation
0 - 30	2105.17	NO STOPPING ANYTIME
30 - 278	2105.17	NO PARKING 8AM - 2PM 2ND FRI APR 1 - NOV 1 FOR STREET
30 - 278		NAMELESS ALLEY
278 - 316	2105.17	NO STOPPING ANYTIME

**CLEANING**

The parking regulations on the 585 foot long block face along the E side of CHICAGO AVE from CABLE AVE extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 75	2151.01	(STATUTORY RESTRICTIONS APPLY)
75 - 121	2105.03	HANDICAPPED PARKING ONLY
121 - 233	2151.01	(STATUTORY RESTRICTIONS APPLY)
233 - 256	2105.03	HANDICAPPED PARKING ONLY
256 - 573	2151.01	(STATUTORY RESTRICTIONS APPLY)
573 - 585		NAMELESS ALLEY

The parking regulations on the 250 foot long block face along the W side of FRONT ST from SPRING ST extending to HICKORY ST shall be

Range in feet	Code Section	Regulation
0 - 35	2105.17	NO STOPPING ANYTIME
35 - 152	2155.03	2 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
44 - 152	2105.17	NO STOPPING 12AM - 6AM MONDAYS FOR STREET SWEEPING
152 - 250	2105.17	NO STOPPING ANYTIME

The parking regulations on the 468 foot long block face along the W side of HIGH ST from TOWN ST extending to STATE ST shall be

Range in feet	Code Section	Regulation
0 - 468	2105.17	NO STOPPING ANYTIME

The parking regulations on the 569 foot long block face along the W side of HIGHLAND ST from FIRST AVE extending to SECOND AVE shall be

Range in feet	Code Section	Regulation
0 - 320	2151.01	(STATUTORY RESTRICTIONS APPLY)
320 - 328		NAMELESS ALLEY
328 - 348	2105.17	NO STOPPING ANYTIME
348 - 569	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 325 foot long block face along the E side of INDIANOLA AVE from CLINTON ST extending to HUDSON ST shall be

Range in feet	Code Section	Regulation
0 - 86	2105.17	NO STOPPING ANYTIME
86 - 149	2105.17	NO STOPPING 3PM - 6PM WEEKDAYS
86 - 149	2105.17	NO PARKING 8AM - 2PM SEC THURS APR 1 - NOV 1 FOR STREET CLEANING
149 - 168	2105.17	NO STOPPING ANYTIME
168 - 181		NAMELESS ALLEY
181 - 325	2105.17	NO STOPPING ANYTIME

The parking regulations on the 603 foot long block face along the S side of MADISON AVE from TWENTY - FIRST ST extending to OHIO AVE shall be

Range in feet	Code Section	Regulation
0 - 96	2105.17	NO STOPPING ANYTIME

96 - 280	2151.01	(STATUTORY RESTRICTIONS APPLY)
280 - 347	2105.17	NO STOPPING ANYTIME
347 - 560	2151.01	(STATUTORY RESTRICTIONS APPLY)
560 - 603	2105.17	NO STOPPING ANYTIME

The parking regulations on the 548 foot long block face along the E side of MORNING AVE from THIRD AVE extending to THORNWOOD PLACE shall be

Range in feet	Code Section	Regulation
0 - 21	2105.17	NO STOPPING ANYTIME
21 - 139	2151.01	(STATUTORY RESTRICTIONS APPLY)
139 - 149		NAMELESS ALLEY
149 - 249	2151.01	(STATUTORY RESTRICTIONS APPLY)
249 - 272		NAMELESS ALLEY
272 - 404	2151.01	(STATUTORY RESTRICTIONS APPLY)
404 - 416		NAMELESS ALLEY
416 - 548	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 978 foot long block face along the N side of MT VERNON AVE from TWENTIETH ST extending to OHIO AVE shall be

Range in feet	Code Section	Regulation
0 - 90	2105.17	NO STOPPING ANYTIME
90 - 533	2151.01	(STATUTORY RESTRICTIONS APPLY)
533 - 546		NAMELESS ALLEY
546 - 651	2105.14	BUS STOP ONLY
651 - 978	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 375 foot long block face along the E side of 1ST ALLEY W/OF from TERMINUS extending to COOKE RD shall be

Range in feet	Code Section	Regulation
0 - 375	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 270 foot long block face along the S side of OAK ST from EIGHTEENTH ST extending to NINETEENTH ST shall be

Range in feet	Code Section	Regulation
0 - 91	2105.14	BUS STOP ONLY
91 - 250	2151.01	(STATUTORY RESTRICTIONS APPLY)
250 - 270	2105.17	NO STOPPING ANYTIME

The parking regulations on the 300 foot long block face along the S side of OAK ST from NINETEENTH ST extending to TWENTIETH ST shall be

Range in feet	Code Section	Regulation
0 - 20	2105.17	NO STOPPING ANYTIME
20 - 258	2151.01	(STATUTORY RESTRICTIONS APPLY)
258 - 300	2105.17	NO STOPPING ANYTIME

The parking regulations on the 602 foot long block face along the S side of PARKSIDE RD

from BRINKER AVE extending to WESTGATE AVE shall be

Range in feet	Code Section	Regulation
0 - 460	2151.01	(STATUTORY RESTRICTIONS APPLY)
460 - 602	2105.17	NO STOPPING ANYTIME

The parking regulations on the 692 foot long block face along the E side of ROYS AVE  
from ROSEDALE AVE extending to VANDERBERG AVE shall be

Range in feet	Code Section	Regulation
0 - 692	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 1574 foot long block face along the W side of SADDLE RUN RD  
from SUTTER PARKWAY extending to LARAMIE DR shall be

Range in feet	Code Section	Regulation
0 - 921	2151.01	(STATUTORY RESTRICTIONS APPLY)
921 - 1090	2105.17	NO STOPPING ANYTIME
1090 - 1574	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 320 foot long block face along the S side of SCHILLER ALLEY  
from BRUCK ST extending to BEECH ST shall be

Range in feet	Code Section	Regulation
0 - 320	2105.17	NO PARKING ANY TIME

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these  
orders shall be declared null and void and shall be removed.

BY ORDER OF:            MARK KELSEY, PUBLIC SERVICE DIRECTOR

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE  
TRANSPORTATION DIVISION

EFFECTIVE DATE: JUNE 16, 2009

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

**PARKING REGULATIONS**

The parking regulations on the 210 foot long block face along the E side of FRONT ST from LAFAYETTE ST extending to SPRING ST shall be

Range in feet	Code Section	Regulation
0 - 30	2105.17	NO STOPPING ANYTIME
30 - 167	2105.17	NO STOPPING 12AM - 6AM MONDAYS FOR STREET SWEEPING
30 - 143	2155.03	2 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND

HOLIDAYS

143 - 167	2105.15	LOADING ZONE OTHER TIMES
167 - 210	2105.17	NO STOPPING ANYTIME

The parking regulations on the 209 foot long block face along the N side of LYNN ST from FOURTH AVE extending to YOUNG ST shall be

Range in feet	Code Section	Regulation
0 - 32	2105.17	NO STOPPING ANYTIME
32 - 72	2155.03	30 MIN PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND

HOLIDAYS

72 - 114	2105.17	TWO - WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES
72 - 114	2105.21	NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON - SAT
114 - 209	2105.17	NO PARKING ANY TIME

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE  
TRANSPORTATION DIVISION  
EFFECTIVE DATE: JUNE 17, 2009

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

**SECTION 2105.095      TURNS AGAINST A RED SIGNAL**

**Turns against a red signal shall be prohibited as follows:**

CLEVELAND AVE at NAGHTEN ST  
The eastbound right turn on red shall be prohibited.  
Prohibition applies: All Times - All Days  
The curb lane is prohibited

**PARKING REGULATIONS**

The parking regulations on the 1114 foot long block face along the W side of AVEN DR from SCOTTWOOD RD extending to KIRKWOOD RD shall be

Range in feet	Code Section	Regulation
0 - 1114	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 926 foot long block face along the E side of FRONT ST from NATIONWIDE BLVD extending to VINE ST shall be

Range in feet	Code Section	Regulation
0 - 756	2105.17	NO STOPPING ANYTIME
756 - 899	2105.21	NO PARKING EXCEPT CITY PERMIT TW 8AM - 5PM MON- SAT
756 - 899		TWO-WHEELED MOTORIZED VEHICLE PARKING OTHER TIMES
756 - 899	2105.16	PARALLEL PARKING ONLY
899 - 926	2105.17	NO STOPPING ANYTIME

The parking regulations on the 324 foot long block face along the N side of MORRILL AVE from THIRD ST extending to FOURTH ST shall be

Range in feet	Code Section	Regulation
0 - 158	2151.01	(STATUTORY RESTRICTIONS APPLY)
158 - 173		NAMELESS ALLEY
173 - 280	2151.01	(STATUTORY RESTRICTIONS APPLY)
280 - 324	2105.17	NO STOPPING ANYTIME

The parking regulations on the 380 foot long block face along the W side of OAKWOOD AVE

from DESHLER AVE extending to STEWART AVE shall be

Range in feet	Code Section	Regulation
0 - 46	2105.17	NO STOPPING ANYTIME
46 - 380	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 318 foot long block face along the S side of REINHARD AVE from WAGER ST extending to ANN ST shall be

Range in feet	Code Section	Regulation
0 - 278	2151.01	(STATUTORY RESTRICTIONS APPLY)
278 - 318	2105.17	NO STOPPING ANYTIME

The parking regulations on the 333 foot long block face along the E side of WINNER AVE from LONG ST extending to HAWTHORNE AVE shall be

Range in feet	Code Section	Regulation
0 - 168	2151.01	(STATUTORY RESTRICTIONS APPLY)
168 - 180		NAMELESS ALLEY
180 - 197	2105.17	NO STOPPING ANYTIME
197 - 248	2151.01	(STATUTORY RESTRICTIONS APPLY)
248 - 273	2105.03	HANDICAPPED PARKING ONLY
273 - 333	2151.01	(STATUTORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR