

Columbus City Bulletin



Bulletin #28
July 11, 2009

Proceedings of City Council

Saturday July 11, 2009



SIGNING OF LEGISLATION

All Legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *July 6, 2009*; by Mayor Michael B. Coleman on Tuesday, *July 7, 2009*; and attested by the City Clerk, prior to Bulletin publishing, except for Ordinance 0810-2009, which was signed by President Pro Tem Hearcel F. Craig, on the night of the Council meeting, Monday, *July 6, 2009*; and Mayor Michael B. Coleman on Tuesday, *July 7, 2009*;

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus

Journal - Final

Columbus City Council

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

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

Monday, July 6, 2009

5:00 PM

Columbus City Council

Columbus City Council

Journal

July 06, 2009

REGULAR MEETING NO. 33 OF COLUMBUS CITY COUNCIL, JULY 6, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

A motion was made by Craig, seconded by 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

C0018-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY JULY 1, 2009.

Transfer Type: D5, D6
To: Dublin Latin Concepts LLC
DBA Cabo
6125 Riverside Dr
Columbus OH 43017
From: Trattoria Latavola LLC
6125 Riverside Dr
Columbus OH 43017
Permit # 2323110

Transfer Type: D5
To: Vegas 161 LLC
1777 E Dublin Granville Rd
Columbus, OH 43229
From: Old School Café LLC
DBA Bottoms Café
1st Fl & Bsmt & Patio
177 S Cypress Av
Columbus OH 43223
Permit # 9238899

Transfer Type: D5
To: NS Market Ventures LLC
5525 New Albany Rd W
Columbus OH 43054
From: RBKR ABC Inc
DBA Da Bar
1st Fl
2414 W Broad St
Columbus OH 43204
Permit # 64724710020

Transfer Type: D1 D2 D3 D6
To: City Cafe Clintonville 4400 LLC
4400 N High St
Columbus OH 43213
From: Full Service Dining Inc
1192 Noe Bixby Rd
Columbus OH 43213
Permit # 15105940010

Transfer Type: D1
To: Noodle Shop Co Colorado Inc
Noodles
1390 W 5th Ave
Columbus OH 43212
From: Northstar Café LLC
4239 N High St & Patio
Columbus OH 43214
Permit # 64316440085

New Type: D3A
To: Ailess LLC
DBA Dirty Franks Hot Dogs
248 S 4th St 1st Flr & Partial Bsmt
Columbus OH 43215
Permit # 0081601

Advertise: 07/11/2009

Return: 07/15/2009

Read and Filed

RESOLUTIONS OF EXPRESSION

TAVARES

0096X-2009

To recognize and commend the selection of the Columbus / Ohio Team as a member of the National Infant Mortality and Racism Action Learning Collaborative.

Sponsors: Charleta B. Tavares

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

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

0098X-2009

To recognize Columbus Public Health's Food Protection Program for winning the 2009 Samuel J. Crumbine Consumer Protection Award for Excellence in Food Protection.

Sponsors: Charleta B. Tavares

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

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

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

0454-2009 FR To authorize the Director of the Department of Development to enter into an Economic Development Agreement with the City of Dublin, Ohio.

Read for the First Time

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

0934-2009 FR To authorize and direct the City Auditor to establish a new subfund within the Franklin County Municipal Court's special project fund for the receipt of monies related to the Court's Specialty Docket Programs and to authorize the appropriation and transfer of \$100,000 from the Public Safety Initiatives Fund . (\$100,000)

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0365-2009 FR To authorize the Director of Public Utilities to reimburse the Franklin County Engineer's Office for the installation of stormwater sewers, in coordination with the Franklin County Engineer's Office's Asbury Manor Storm Sewer Assessment Project; to amend the 2009 Capital Improvements Budget; to authorize the transfer, and expenditure of \$23,435.72 from the Storm Sewer Bonds Fund, for the Division of Sewerage and Drainage. (\$23,435.72)

Read for the First Time

0448-2009 FR To authorize the Director of Public Utilities to enter into a modification of the Water and Sewer Contracts with the City of Dublin, Ohio, and to consent to the annexation of approximately 277 acres located north of State Route 161/Post Road and west of Hyland-Croy Road to the City of Dublin

Read for the First Time

0607-2009 FR To authorize the Director of Public Utilities to enter into an agreement with EnviroCare International, Inc., for the purchase of two new

hydraulic-atomizing biosolids incineration scrubber system units, in accordance with the sole source provisions of the Columbus City Code, in connection with the Jackson Pike Wastewater Treatment Plant Incinerator Hydraulic Scrubber Conversion project; to authorize the appropriation and transfer of \$221,820.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Authority Loan Fund; to authorize the expenditure of \$221,820.00 from the OWDA Fund, for the Division of Sewerage and Drainage. (\$221,820.00)

Read for the First Time

- 0844-2009** FR To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a certain blanket easement in relation to a certain 8.515 acre tract of real property located in the vicinity of Stanley Drive and Dresden Streets, at the request of the Franklin County Commissioners, in exchange for replacement easements previously granted to the City of Columbus, Ohio.

Read for the First Time

- 0856-2009** FR To authorize the Director of Public Utilities to modify and increase the professional engineering services contract with AECOM USA Inc. (f.k.a. Metcalf & Eddy, Inc.); for the DRWP Treatment Capacity Increase Study & Evaluation Project; to authorize the transfer of \$354,386.56 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$572,501.44 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$926,888.00 from the Water Works Enlargement Voted Bonds Fund; to amend the 2009 Capital Improvements Budget; for the Division of Power and Water. (\$926,888.00)

Read for the First Time

- 0858-2009** FR To authorize the Director of Public Utilities to enter into a service agreement with Simplex Grinnell for Security System Maintenance, Monitoring and Inspection for the Division of Sewerage and Drainage in accordance with the provisions of Sole Source procurement of the Columbus City Code, and to authorize the expenditure of \$22,031.40 from the Sewerage System Operating Fund. (\$22,031.40)

Read for the First Time

- 0865-2009** FR To authorize the Director of Public Utilities to enter into an agreement with Kleinschmidt Associates for professional engineering services for the O'Shaughnessy Dam 6th Independent Consultant's Inspection Project; to authorize the appropriation and transfer of \$48,300.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$48,300.00 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$48,300.00)

Read for the First Time

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- 0886-2009** FR To authorize and direct the Director of Recreation and Parks to grant consent to various organizations to apply for permission to sell alcoholic beverages at the following 2009 events: Urban Scrawl Arts Festival and Waterfire Columbus.

Read for the First Time**CONSENT ACTIONS****RESOLUTIONS OF EXPRESSION****MENTEL**

- 0104X-2009** CA In Memory of Jeffery S. Swanagan, Executive Director of the Columbus Zoo and Aquarium.
- Sponsors:** Michael C. Mentel, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares and Priscilla Tyson

This Matter was Adopted on the Consent Agenda.

PALEY

- 0103X-2009** CA To Recognize and Celebrate of the 50th Anniversary of The German Village Society's Annual Haus und Garten Tour.
- Sponsors:** Eileen Y. Paley and Andrew Ginther

This Matter was Adopted on the Consent Agenda.

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- 0801-2009** CA To authorize the Finance and Management Director to expend \$266 within the existing Special Income Tax Fund appropriation for office and warehouse lease payments, for payment of the full annual rent due for office space leased from the Southside Settlement Foundation at 310 Innis Avenue for the Southside Pride Center; and to declare an emergency.
- This Matter was Approved on the Consent Agenda.**

- 0851-2009** CA To authorize the Finance and Management Director to establish a purchase order with McGlaughlin Oil for greases and oils; to authorize the expenditure of \$6,136.00 from the Fleet Services Fund; and to declare an emergency. (\$6,136.00)
- This Matter was Approved on the Consent Agenda.**

- 0909-2009** CA To authorize the Director of Finance and Management to execute those documents necessary to amend and extend the Operating Agreement between the City of Columbus and the Center for Child Advocacy at Nationwide Children's Hospital, as successor in interest to The Children's Hospital Center for Child and Family Advocacy, to extend the Operating Agreement for a one (1) year term and provide three (3) automatic one-year renewal terms for the lease of 4,014 square feet of office space located at 655 E. Livingston Avenue, to authorize the expenditure of \$30,537.00 from the 2009 Special Income Tax Fund; and to declare an emergency. (\$30,537.00)
- This Matter was Approved on the Consent Agenda.**

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

- 0784-2009** CA To authorize the Director of Public Service to modify and increase the professional engineering services contract with H.R. Gray & Associates, Inc., in connection with various downtown roadway and underground utility infrastructure projects; to amend the 2009 Capital Improvements Budget; to

authorize the appropriation and transfer of \$59,669.25 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund, to authorize the expenditure of \$179,007.75 from the Street and Highway Improvement Fund, the Voted Sanitary Sewer Bond Fund, and Waterworks Enlargement Voted Bond Fund; and to declare an emergency. (\$179,007.75)

This Matter was Approved on the Consent Agenda.

- 0847-2009 CA To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements for existing building foundations, building facades, doorways, stoops and steps within those public rights-of-way needed for the River South, Phase II, Improvement Project and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0862-2009 CA To accept the plat titled Elim Estates, from The Elim Estates Homes, LLC, an Ohio Limited liability company, by Elim Estates Housing, Inc., an Ohio Corporation, by Amy Klaben, President; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 0906-2009 CA To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Traffic Pedestrian Signal Equipment for the Department of Public Service with Baldwin & Sours, Inc, Traffic Control Products, Inc., General Traffic Equipment Corporation, and Path Master, Inc.; to authorize the expenditure of four dollars to establish the contracts from the Mail, Print Services, and UTC Account; and to declare an emergency. (\$4.00)

This Matter was Approved on the Consent Agenda.

- 0908-2009 CA To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Retroreflective and Non-retroreflective Sheeting for the Department of Public Service with 3M Company, Avery Dennison Corporation, Nippon Carbide Industries, and Rocal, Inc.; to authorize the expenditure of four dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- 0831-2009 CA To authorize and direct the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2009 program; and to declare an emergency. (\$404,140.00)

This Matter was Approved on the Consent Agenda.

- 0863-2009 CA To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the Construction Zone (ST-09) project and to authorize an appropriation of \$31,985.98 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with this project; and to declare an emergency. (\$31,985.98)

This Matter was Approved on the Consent Agenda.

- 0881-2009 CA To authorize the Finance and Management Director to modify a contract with

Columbus Climate Controls on behalf of the Facilities Management Division for the purchase of an air conditioning unit for offices at the Fire Training Academy, 3639 Parsons Avenue; to authorize the expenditure of \$2,800.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$2,800.00)

This Matter was Approved on the Consent Agenda.

- 0883-2009 CA To authorize and direct the Finance and Management Director to issue a purchase order on behalf of the Division of Fire for telephone services from an existing Universal Term Contract with AT&T, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- 0885-2009 CA To authorize and direct the Director of Finance and Management to execute those documents necessary to enter into a contract for the acquisition of training for the Division of Fire from A-T Solutions, Inc., utilizing a Homeland Security Grant, in accordance with sole source procurement provisions of Columbus City Codes; and to declare an emergency. (\$0.00)

This Matter was Approved on the Consent Agenda.

- 0897-2009 CA To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Spikeless Road Flares with Columbus Supply, to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 0914-2009 CA To authorize and direct the Finance and Management Director to issue a purchase order for turnout gear for the Fire Division from an existing Universal Term Contract with Morning Pride Manufacturing, Inc., to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- 0932-2009 CA To authorize an appropriation of \$38,300.00 from the unappropriated balance of the Special Purpose Fund for the Division of Police for law enforcement training purposes; and to declare an emergency. (\$38,300.00)

This Matter was Approved on the Consent Agenda.

- 0943-2009 CA To authorize the Director of Finance and Management to execute those documents necessary to enter into an insurance brokerage and risk engineering services contract with Arthur J. Gallagher Risk Management Services, Inc. for a one year term with four annual renewal options that includes authorization to bind the 2009-2010 property, boiler & machinery, and aviation insurance coverage selected by the City; to authorize the transfer of funds within the Law Enforcement Seizure Fund; to authorize the expenditure of \$362,505 for the City's 2009-2010 insurance programs; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 0889-2009** CA To authorize assessments for the cost of demolition of certain structures found to be public nuisances as set forth in the Columbus City Code; and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 0949-2009** CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-004) of 0.5± acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.
This Matter was Approved on the Consent Agenda.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- 0893-2009** CA To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Cisco VoIP Engineering Services with LOGOS Communications, Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 0894-2009** CA To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Websense Security Products and Support UTC with ATTEVO, Inc., to authorize the appropriation and expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 0895-2009** CA To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase McAfee Security Products and Support UTC with SHI International Corp., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 0935-2009** CA To grant extensions of injury leave to Fire Fighters Danny Whiteside, Patrick Malone, and Barbara Capuana for the periods of time noted herein, as recommended by the Board of Industrial Relations; and to declare an emergency.
This Matter was Approved on the Consent Agenda.

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

- 0776-2009** CA To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs; to appropriate and expend said funds in the amount of \$82,000.00 for the funding of the DV Advocate & Victim Services program; and to declare an emergency. (\$82,000.00)
This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0756-2009** CA 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)

This Matter was Approved on the Consent Agenda.

- 0799-2009 CA 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)

This Matter was Approved on the Consent Agenda.

- 0811-2009 CA 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)

This Matter was Approved on the Consent Agenda.

- 0819-2009 CA 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)

This Matter was Approved on the Consent Agenda.

- 0829-2009 CA 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)

This Matter was Approved on the Consent Agenda.

- 0840-2009 CA 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).

This Matter was Approved on the Consent Agenda.

- 0871-2009 CA To authorize the Director of Public Utilities to enter into an agreement with Incinerator Rx Corporation, for the Incinerator Startup and Training program, in accordance with the sole source provisions of the Columbus City Code, in connection with the Jackson Pike Wastewater Treatment Plant Incinerator Hydraulic Scrubber Conversion; to authorize the appropriation and transfer of \$78,960.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Authority Loan Fund; to authorize the expenditure of \$78,960.00 from the OWDA Fund, for the Division of Sewerage and Drainage. (\$78,960.00)

This Matter was Approved on the Consent Agenda.

- 0874-2009 CA To authorize and direct the Finance & Management Director to enter into four (4) contracts for the option to purchase Erosion Control Materials with Johnston-Morehouse-Dickey Co., Jendco Safety, Site Supply and Meredith Brothers to authorize the expenditure of four (4) dollars to establish these

contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

This Matter was Approved on the Consent Agenda.

- 0910-2009** CA To authorize the Director of Finance and Management to amend a Conveyance of Real Estate Agreement, dated January 25, 2008 for the property located at 399 Frank Road, Columbus, Ohio 43207; to authorize and direct the City Auditor to transfer \$335,464.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$335,464.00 from the Construction Management Capital Improvement Fund; to authorize the appropriation, transfer and expenditure of \$119,000.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$119,000.00 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; to amend the 2009 Capital Improvements Budget; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

- A0047-2009** CA Reappointment of Thomas J. Addesa, 560 East Town Street, Columbus, Ohio 43215, to serve on the Charitable Solicitations Board with a new term expiration date of June 30, 2014 (resume attached).
This Matter was Read and Approved on the Consent Agenda.
- A0054-2009** CA Appointment of Stephanie Coe of 1397 Gorham Dr. Columbus, Ohio 43223 to serve on the Southwest Area Commission with a term expiration date of September 1, 2011 (resume attached).
This Matter was Read and Approved on the Consent Agenda.
- A0055-2009** CA Appointment of Juanita Kaufman of 1835 Eastfield Dr. Columbus, Ohio 43223 to serve on the Southwest Area Commission with a term expiration date of September 1, 2011 (resume attached).
This Matter was Read and Approved on the Consent Agenda.
- A0056-2009** CA Appointment of Jennifer Miller of 2283 Annadel Ct. Grove City, Ohio 43123 to serve on the Southwest Area Commission with a term expiration date of September 1, 2011 (resume attached).
This Matter was Read and Approved on the Consent Agenda.
- A0057-2009** CA Appointment of Ralph Horn of 1610 N. Eastfield Dr. Columbus, Ohio 43223 to serve on the Southwest Area Commission with a term expiration date of September 1, 2009 (resume attached).
This Matter was Read and Approved on the Consent Agenda.
- A0058-2009** CA Appointment of Linda Pitts of 508 Clairbrook Ave. Columbus, Ohio 43228 to serve on the Westland Area Commission with a term expiration date of April 30, 2010 (resume attached).
This Matter was Read and Approved on the Consent Agenda.
- A0059-2009** CA Appointment of Greg Donovan of 1008 Leclerc Pl. Columbus, Ohio 43119 to serve on the Westland Area Commission with a term expiration date of April 30, 2011 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0061-2009** CA Appointment of Jo Ellen Locke of 423 Branding Iron Dr. Galloway, Ohio 43119 to serve on the Westland Area Commission with a term expiration date of April 30, 2010 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0062-2009** CA Appointment of Susan Ashbrook of 2294 Crescent Dr. Columbus, Ohio 43204 to serve on the Big Darby Accord Advisory Panel with a term expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0066-2009** CA Appointment of Todd Boyer of 456 West Fourth Ave. Columbus, Ohio 43202 to serve on the Italian Village Commission with a term expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0067-2009** CA Appointment of Andrew Wall of 186 East Gay St. Columbus, Ohio 43215 to serve on the Board of Commission Appeals replacing Richard Brennecke with a new term expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0068-2009** CA Appointment of Michael Asebrook of 454 East Main St. Suite 236, Columbus, Ohio 43215 to serve on the Residential CRA Housing Council with a term expiration date of June 30, 2011 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0069-2009** CA Reappointment of Michael D. Reese, Chief of Staff, City of Columbus, 90 W. Broad Street, Columbus, Ohio 4321 to serve on the Board of Directors for Experience Columbus with a new term expiration date of March 1, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0070-2009** CA Appointment of Nichole Brandon, Department of Development, 50 W. Gay Street, Columbus, Ohio 43215 to serve on the Community Research Partners Board replacing Roxyanne Burrus with a new term expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0071-2009** CA Appointment of Su Lok, Scotts Miracle-Gro Company, 14111 Scottslawn Rd. Marysville, Ohio 43041, to serve on the Franklin Park Conservatory Joint Recreation District Board of Trustees with a new term expiration date of January 31, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0072-2009** CA Appointment of Douglas V. Wyatt, Fifth Third Bank, 21 E. State Street, 7th Floor, Columbus, Ohio 43215, to serve on the Franklin Park Conservatory Joint Recreation District Board of Trustees with a new term expiration date of January 31, 2012 (resume attached).

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

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

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

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

FINANCE: 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.

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

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

A motion was made by President Mentel, 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

0918-2009 Authorizing the issuance and sale of special assessment bonds in the approximate amount of \$49,992 for the Case Road Street Light Assessment Project. (\$49,992). Section 55(b) of the City Charter

A motion was made by President Mentel, seconded by Ms. Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

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

A motion was made by President Mentel, 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

0919-2009 Authorizing the issuance and sale of special assessment bonds in the approximate amount of \$30,932 for the Miami Avenue Street Light Assessment Project. (\$30,932). Section 55(b) of the City Charter

A motion was made by President Mentel, seconded by Ms. Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

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

A motion was made by President Mentel, 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

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

0925-2009

To authorize the Director of the Department Finance and Management to execute those instruments necessary for the granting of an overhead utility easement to the Columbus Southern Power Company, for the purposes of providing electrical services to that City owned real property commonly known as 2077 Parkwood, Columbus, Ohio, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

A motion was made by Craig, 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

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL**0842-2009**

To authorize an appropriation of \$1,277,623.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police, to purchase equipment, supplies, and services; and to declare an emergency. (\$1,277,623.00)

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

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

0888-2009

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY09 Justice Assistance Grant (JAG) program funded by the 2009 American Recovery and Reinvestment Act from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security And Justice Programs; to authorize an appropriation of \$1,688,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the grant activities; and to declare an emergency. (\$1,688,000.00)

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

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**0740-2009**

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)

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

0869-2009

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.

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

0872-2009

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.

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0417-2009

To authorize the Director of the Department of Technology on behalf of the Columbus Public Health Department, to modify and extend a contract with Streamline Health, to continue providing the services of implementing an automated vendor hosted vital records management system, inclusive of use of the vendor's associated software, license, maintenance and support services; to authorize year two of a five year service fee agreement; to authorize the expenditure of \$67,824.00 from the Department of Technology's Internal Services Fund; and to declare an emergency. (\$67,824.00)

A motion was made by Miller, 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

0890-2009

To authorize and direct the Finance and Management Director to enter into a UTC contract for an option to purchase EMC Equipment and Services with Agilysys Inc., to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund, to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$1.00)

A motion was made by Miller, 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

0891-2009

To authorize the Finance and Management Director to extend a contract for the Office of Construction Management with Physical Planning Technologies, Ltd. for server hosting and software support for a Comprehensive Municipal Planning and Asset Management System; and to authorize the expenditure of \$50,400.00 from the General Fund. (\$50,400.00)

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

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

0892-2009

To authorize and direct the Finance and Management Director to enter into a UTC contract for an option to purchase Hewlett Packard Equipment and Services with Agilysys Inc., to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund, to waive the competitive bidding provisions of the Columbus City Codes, and to declare an emergency. (\$1.00)

A motion was made by Miller, 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

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL

0879-2009

To authorize the City Attorney to reimburse Franklin County for the City's portion of legal representation costs associated with the case of State ex rel. Mallory v. Public Employment Retirement Fund in the amount of Fifty Thousand Dollars; to authorize the City Auditor to transfer Fifty thousand Dollars between object levels within the City Attorney's 2009 general fund appropriations; to authorize the City Attorney to expend said funds; and to declare an emergency. (\$50,000.00)

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

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

0923-2009

To authorize and direct the City Attorney to settle the lawsuit of Gary A. Baker, Sr., et al. v. Yvonne N. Jordan, et al., Franklin County Court of Common Pleas, Case No. 08CVC-07-09471, to authorize the expenditure of \$22,500.00, and to declare an emergency.

A motion was made by Paley, 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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0841-2009

To authorize the Director of Public Utilities to execute a construction contract with John Eramo & Sons, Inc. for the Mound/Harrisburg Pike 24" Water Main Project; to authorize the appropriation and transfer of \$3,562,606.97 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$3,562,606.97 within the Water Supply Revolving Loan Account Fund for the Division of Power and Water; and to declare an emergency. (\$3,562,606.97)

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

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY**0857-2009**

To amend certain sections of Chapter 161 of the Columbus City Codes, 1959.

Sponsors: Michael C. Mentel

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

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

ADJOURNMENT

ADJOURNED: 6:33 P.M

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

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



City of Columbus

Journal - Final

Zoning Committee

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

Priscilla Tyson, Chair; All Members

Monday, July 6, 2009

6:30 PM

Zoning Committee

Zoning Committee

Journal

July 06, 2009

REGULAR MEETING NO. 34 OF CITY COUNCIL (ZONING), JULY 6, 2009 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

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).

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

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

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

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

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)

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

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

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

- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- 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)
- A motion was made by Tyson, seconded by Tavares, that this matter be Amended to Emergency. The motion carried by the following vote:**
- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- A motion was made by Tyson, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:**
- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- 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.
- A motion was made by Tyson, seconded by Ginther, that this matter be Amended to Emergency. The motion carried by the following vote:**
- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- A motion was made by Tyson, seconded by Ginther, that this matter be Approved as Amended. The motion carried by the following vote:**
- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- 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.
- A motion was made by Tyson, seconded by Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- A motion was made by Tyson, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: Craig, Mentel, Tavares, Tyson, Miller, Paley and Ginther
- 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)
- A motion was made by Tyson, seconded by Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Abstained: Mentel
- Affirmative: Craig, Tavares, Tyson, Miller, Paley and Ginther
- A motion was made by Tyson, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**

Abstained: Mentel

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

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).

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

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

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

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

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).

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

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

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

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

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

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

ADJOURNED: 6:57 P.M.

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

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

Ordinances and Resolutions

**City of Columbus
City Bulletin Report**

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

Legislation Number: 0079X-2009

Drafting Date: 05/22/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation Passage of this resolution and the filing of this tax budget with the Franklin, Fairfield, and Delaware County Budget Commissions will entitle the City of Columbus to participate in "local government funds" which are monies collected by the State of Ohio and shared with its various political subdivisions via the counties.

This tax budget will also establish the property tax rates for the City of Columbus for calendar year 2010.

EMERGENCY ACTION is requested as the Tax Budget must be approved by Council on or before July 15, 2009 and submitted to the County Budget Commissions prior to July 20, 2009.

Title 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.**

Body Whereas, under Section 5705.028 R.C. of Ohio, the City of Columbus is required to adopt a tax budget on or before July 15, 2009 and

Whereas, under Section 5705.30 R.C. of Ohio, the tax budget so adopted must be submitted to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio on or before July 20, 2009, and

Whereas, an emergency exists in the usual daily operation for the City of Columbus in that it is necessary to provide for the filing of this tax budget in order to preserve the public peace, property, health, safety and welfare of the City and its inhabitants; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, FRANKLIN, FAIRFIELD, AND DELAWARE COUNTIES, STATE OF OHIO:

- Section 1. That the annual tax budget on file in the City Clerk's Office with this resolution and marked "Exhibit A", is the annual tax budget for the City of Columbus setting forth in itemized form, the estimated amount of money for the year 2010 and the same is hereby adopted.
- Section 2. That the City Auditor be and he is hereby authorized to certify a copy of this tax budget to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.
- Section 3. That for the reasons stated in the preamble hereto which is made a part hereof this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Legislation Number: 0096X-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Title

To recognize and commend the selection of the Columbus / Ohio Team as a member of the National Infant Mortality and Racism Action Learning Collaborative.

Body

To recognize and commend the selection of the Columbus / Ohio Team as a member of the National Infant Mortality and Racism Action Learning Collaborative.

WHEREAS Columbus Public Health provided the primary leadership in preparing the initial proposal and soliciting community partners to participate in the Collaborative;

WHEREAS Columbus was selected as one of six participating city / state Teams that include greater Denver, Milwaukee, Pinellas County Florida, Chicago and Los Angeles;

WHEREAS Franklin County data on birth outcomes and infant death reveal persistent inequities;

WHEREAS Research has demonstrated the detrimental and unjust effects of racism and the stress of racism on birth outcomes and women's health;

WHEREAS Representatives from Columbus Public Health and its' Federal Healthy Start project - *Caring for 2*, the Ohio Department of Health, St Stephen's Community House, City of Refuge Point of Impact and the Council on Healthy Mothers and Babies are committed to providing core leadership, learning, advocacy and action through the Collaborative to address the effects of racism on infant mortality:

BE IT RESOLVED BY THE COLUMBUS CITY COUNCIL THAT

We recognize and commend the selection of the Columbus / Ohio Team as a member of the National Infant Mortality and Racism Action Learning Collaborative

Legislation Number: 0098X-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation

Title

To recognize Columbus Public Health's Food Protection Program for winning the 2009 Samuel J. Crumline Consumer Protection Award for Excellence in Food Protection.

Body

WHEREAS, the national Crumline Award has been given annually since 1955 to a local environmental health unit which has demonstrated excellence and continued improvement in a comprehensive food protection program; and

WHEREAS, The Crumline Award is supported by the Conference for Food Protection, in cooperation with the American Academy of Sanitarians, American Public Health Association, Association of Food and Drug Officials, Foodservice Packaging Institute, International Association for Food Protection, National Association of County and City Health

Officials, National Environmental Health Association, National Restaurant Association Solutions, National Sanitation Foundation International, and Underwriters Laboratories Inc.; and

WHEREAS, the Food Protection Program has prioritized multilingual education and outreach to the community, an internship program, and continuing education for staff; and

WHEREAS, the Food Protection Program has partnered with the community and industry, and engaged in outreach at the international, national, and state level; and

WHEREAS, the Food Protection Program has developed the color-coded SIGNS public information initiative to allow the public to make more informed decisions regarding their patronage and to improve understanding of food safety compliance issues; and

WHEREAS, the Food Protection Program has made its inspection information available online, which generated 214,646 hits in 2008; now, therefore

BE IT RESOLVED BY COLUMBUS CITY COUNCIL:

- Section 1.** That Columbus City Council recognizes the Food Protection Program Sanitarians for their diligent service on behalf of the residents and visitors of Columbus to prevent the risk factors associated with foodborne illness.
- Section 2.** That Columbus City Council recognizes the Food Protection Program Sanitarians for their professionalism and years of hard work which have earned them the 2009 Samuel J. Crumbine Consumer Protection Award for Excellence in Food Protection, which they so richly deserve.
- Section 3.** That Columbus City Council supports the work of Food Protection Program to protect residents and visitors from the risk factors associated with foodborne illness, so they can be "Healthier, Safer People".

Legislation Number: 0103X-2009

Drafting Date: 06/25/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To Recognize and Celebrate of the 50th Anniversary of The German Village Society's Annual Haus und Garten Tour.

Body

WHEREAS, German Village, is one of Columbus' premiere downtown neighborhoods and is one of the preeminent historic districts in the United States; and

WHEREAS, German Village is 233 acres of "living" history where the old meets the new and the result is a vibrant and charming community; and

WHEREAS, The first annual Haus und Garten Tour occurred on the last Sunday in June of 1960, and attracted media attention and lured hundreds of visitors to the neighborhood to see eight restored homes and two gardens; and

WHEREAS, The 50th Annual Haus und Garten: Celebrating 50 Years of Inspired Living occurs on the last Sunday in June 2009, June 28, from 9am to 6pm beginning with a tour program at the German Village Meeting Haus located at 588 South Third Street; and

WHEREAS, this "tour of inspiration" will provide guests a glimpse of quality preservation and innovative design in the fourteen properties chosen as this year's tour; and

WHEREAS, Guests can explore the sites at their own pace, while enjoying gardening demonstrations, and observing members of the Central Ohio Watercolor Society paint their masterpieces for the annual watercolor competition; and

WHEREAS, The German Village Society, a civic association with a 50-year history of successfully harnessing the devotion and tenacity of its members, is the host of the Haus und Garten Tour; now, therefore

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

That we do hereby recognize and celebrate of the 50th Anniversary of The German Village Society's Annual Haus und Garten Tour.

Legislation Number: 0104X-2009

Drafting Date: 07/01/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

In Memory of Jeffery S. Swanagan, Executive Director of the Columbus Zoo and Aquarium.

Body

"We have the opportunity every day to inspire people to care about wildlife and take an active role in conservation. An encounter with a living being, especially one as magnificent as an elephant, offers a vital link to conservation." - Jeffery S. Swanagan

Whereas, The Columbus City Council extends its sincere condolences to the family and friends of Jeff Swanagan on this, the sorrowful occasion of his passing; and

Whereas, an Ohio native and graduate of The Ohio State University, Jeff started his career at the Columbus Zoo in 1979 as a zookeeper and was the Ohio facility's Education Director from 1982 to 1987; and

WHEREAS, in 1987, Jeff became the Deputy Zoo Director at Zoo Atlanta. In 1998 Jeff became CEO of the Florida Aquarium, leaving in 2002 to lead the effort to build and open the world's largest aquarium, the Georgia Aquarium in Atlanta; and

Whereas, Jeff's passion for wildlife conservation and education guided his 29-year career and his vision for continuing to grow the Columbus Zoo and Aquarium into the number one zoological park in the country; and

Whereas, Jeff oversaw the final stages of Zoombezi Bay, Jungle Jack's Landing and the birth of Beco the elephant, forever leaving his mark on a nationwide attraction that helps draw thousands of visitors to the zoo and Central Ohio each year; and

Whereas, Jeff played an active role in planning and promoting the birth of the Asian elephant, Beco; and

WHEREAS, under Jeff's leadership and direction, the Columbus Zoo and Aquarium was named the Number 1 Zoo in America, according to USA Travel Guide; and

WHEREAS, Jeff was a strong supporter of the city's Melvin B. Dodge Summer Zoo Days program which provides in-kind services in the form of transportation, admission, back packs and novelties to nearly 6,000 youth who participate in the summer playground programs; and

WHEREAS, Jeff was a visionary, educator and wildlife advocate whose mantra was *touch the heart to teach the mind*; now, therefore

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

That this Council does hereby pay tribute to the memory of a committed leader and friend of Columbus, Jeffery S. Swanagan.

Legislation Number: 0417-2009

Drafting Date: 03/12/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Currently, the vital statistics record management system is a critical application that provides the Columbus Public Health Department with the ability to provide an extensive array of services, electronic data and document management partnered with document scanning, and operational workflow that provides full end-to-end processing of birth and death records. This electronic foundation fully supports the future of federally legislated electronic verification of vital events and statewide central issuance.

Ordinance #0191-2008, passed March 17, 2008 authorized the Director of the Department of Technology, on behalf of the Columbus Public Health Department, to enter into a contract (EL008210) with Streamline Health to implement and provide an automated vendor hosted vital records management system, inclusive of use of the vendor's associated software, license with maintenance and support services within a one year term period of 06/24/2008 through 06/23/2009. Due to unforeseen circumstances that caused project delays over the past twelve months, this ordinance will allow for language within the contract to authorize the Director of the Department of Technology, on behalf of the Columbus Public Health Department to modify and extend the contract and the associated funds for an additional one year term until the project is completed. This project has no associated hardware or software costs, only the cost of implementation and a service fee cost, payable monthly and renewable annually. The vendor retains ownership of the software, and the Columbus Public Health Department retains ownership of the data.

This legislation also authorizes year two of a five year service fee agreement renewable annually, contingent upon the express written approval of both parties and the City's appropriation and authorization of funds. The associated coverage period is from June 24, 2009 through June 23, 2010 and provides additional funding in the amount of \$67,824.00 with Streamline Health for the annual service fee cost.

FISCAL IMPACT:

During the 2008 year, the Department of Technology, on behalf of the Columbus Public Health Department, encumbered \$210,324.00 for services provided by Streamline Health. The Department of Technology, on behalf of the Columbus Public Health Department, has a need to modify and extend the hosting services implementation contract (EL008210) and the associated funds with Streamline Health, to continue providing the services of an automated vendor hosted vital records management system, inclusive of use of the vendor's associated software, license, maintenance and support services. Funding for year two of the five year service fee agreement renewable annually in the amount of \$67,824.00, with a coverage period of June 24, 2009 through June 23, 2010, is budgeted and available within the 2009 Department of Technology's Internal Services Fund. The aggregate contract total amount including this modification is \$278,148.00.

EMERGENCY DESIGNATION:

Emergency designation is being requested to immediately facilitate the modification and extension of this contract, as the vital statistics record management system, and the associated software, license, maintenance and support services are

crucial to the daily operation of the Columbus Public Health Department.

CONTRACT COMPLIANCE:

Vendor Name: Streamline Health
11-21-2009

F.I.D #/CC #: 31-1285286

Expiration Date:

Title

To authorize the Director of the Department of Technology on behalf of the Columbus Public Health Department, to modify and extend a contract with Streamline Health, to continue providing the services of implementing an automated vendor hosted vital records management system, inclusive of use of the vendor's associated software, license, maintenance and support services; to authorize year two of a five year service fee agreement; to authorize the expenditure of \$67,824.00 from the Department of Technology's Internal Services Fund; and to declare an emergency. (\$67,824.00)

Body

WHEREAS, the Department of Technology, on behalf of the Columbus Public Health Department originally executed contract EL008210 with the vendor Streamline Health in 2008 under Ordinance Number # 0191-2008 for software, license, maintenance and support services, associated with the vendor hosted vital records management system; and

WHEREAS, this legislation authorizes the Director of the Department of Technology, on behalf of the Columbus Public Health Department, to modify and extend a contract (EL008210) with Streamline Health, to continue providing the services of an automated vendor hosted vital records management system, inclusive of use of the vendor's associated software, license, maintenance and support services, with a coverage period from June 24, 2009 through June 23, 2010; and

WHEREAS, this ordinance will also provide additional funding in the amount of \$67,824.00 for year two of the five year service fee agreement payable monthly and renewable annually with Streamline Health, for the coverage period of June 24, 2009 through June 23, 2010; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology on behalf of the Columbus Public Health Department, in that it is immediately necessary to renew for the second year an annual service fee agreement and to modify and extend contract (EL008210) with Streamline Health, as the vital statistics record management system, and the associated software, license, maintenance and support services are crucial to the daily operation of the Columbus Public Health Department for the preservation of the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1. That the Director of the Department of Technology on behalf of the Columbus Public Health Department, be and is hereby authorized and directed to modify and extend a contract (EL008210) with Streamline Health, to extend the coverage period from June 24, 2009 through June 23, 2010, to continue providing the services of an automated vendor hosted vital records management system, inclusive of use of the vendor's associated software, license, maintenance and support services. This legislation authorizes the budgeted expenditure of \$67,824.00 for costs associated with Streamline Health for the service fee cost, payable monthly and renewable annually, for the coverage period of June 24, 2009 through June 23, 2010.

SECTION 2. That the expenditure of \$67,824.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-01|**Fund:** 514|**Subfund:** 010|**OCA Code:** 500147|**Obj. Level 1:**03|**Obj. Level 3:** 3369|**Amount:** \$67,824.00

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

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force 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: 0602-2009

Drafting Date: 04/14/2009

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application Z06-085A

Ordinance #1718-2008, passed February 23, 2009, rezoned 4.1± acres located at 5955 West Broad Street from the R, Rural Districts to the L-C-4, Limited Commercial, and L-R-2, Limited Residential Districts. The legal descriptions of the zoning districts were revised during the zoning process. The revised legal descriptions were not provided, and the legal descriptions in the ordinance do not match the zoning drawing, which is correct. This amendment would establish the correct legal descriptions matching the correct zoning drawing already present in the ordinance. This amendment does not alter any other requirements established by Ordinance #1718-2008.

CITY DEPARTMENTS' RECOMMENDATION: Approval.

Title

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 **and to declare an emergency.** (Rezoning # Z06-085A).

Body

WHEREAS, it is necessary to amend Ordinance #1718-2008, passed February 23, 2009, to amend the legal descriptions for **5955 WEST BROAD STREET (43119)**, being 4.1± located acres located on the south side of West Broad Street, 650± feet west of Doherty Road; and

WHEREAS, the legal descriptions that were included in Ordinance 1718-2008 do not match the zoning drawing referenced in said ordinance, 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 install improvements as soon as possible for the immediate preservation of the public peace, property, health and safety; and**

WHEREAS, all other aspects of Ordinance #1718-2008 are unaffected by this amendment and remain in effect; and

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

SECTION 1. That existing Section 1 of Ordinance #1718-2008, passed February 23, 2009 (Z06-085), be amended by repealing said Section 1 in its entirety and that a new Section 1 is adopted and reading as follows:

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:

5955 WEST BROAD STREET (43119), being 4.1± acres located on the south side of West Broad Street, 650± feet west of Doherty Road, and being more particularly described as follows:

**ZONING
3.1 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 5243, being part of that original 83.931 acre tract as conveyed to Broad/Galloway Associates, LLC by deed of record in Instrument Number 200210090253781 (all referenced refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, for reference, at the centerline intersection of West Broad Street (100' wide) and Rockbrook Crossing Avenue (60' wide), both as shown on the subdivision plat entitled Summerlyn Section 1 of record in Plat Book 109, Pages 68 and 69;

Thence South 87 degrees 13' 19" West, with the centerline of said West Broad Street, a distance of 1039.68 feet to a point;

Thence South 01 degrees 18' 18" West, across the right-of-way of said West Broad Street, a distance of 50.13 feet to the TRUE POINT OF BEGINNING;

Thence North 87 degrees 13' 19" East, with the southerly right-of-way line of West Broad Street, a distance of 291.33 feet to a point;

Thence across said 83.931 acre tract, the following courses and distances:

South 02 degrees 46' 41" East, a distance of 350.38 feet to a point;

South 87 degrees 13' 38" West, a distance of 71.01 feet to a point; and

South 47 degrees 21' 20" West, a distance of 339.89 feet to a point on the easterly line of said Blausler Capital Ltd. tract;

Thence North 01 degrees 18' 18" East, with said easterly line a distance of 569.70 feet to the TRUE POINT OF BEGINNING and containing 3.1 acres, more or less.

Bearings shown heron were transferred from a field traverse originating from and tying to Franklin County Survey Control Monuments Frank 39 and Frank 139, with a bearing of South 89 degrees 56' 04" West between said monuments, as established by the Franklin County Engineers Department and are based on the Ohio State Plane Coordinate System, South Zone as per NAD 83, 1986 adjustment.

To Rezone From: R, Rural District,

To: L-R-2, Limited Residential District.

ZONING
1.0 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Numbers 1571 and 5243, being part of that original 83.931 acre tract as conveyed to Broad/Galloway Associates, LLC by deed of record in Instrument Number 200210090253781 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, for reference, at the centerline intersection of West Broad Street (100' wide) and Rockbridge Crossing Avenue (60' wide), both as shown on the subdivision plat entitled Summerlyn Section 1 of record in Plat Book 109, Pages 68 and 69;

Thence South 87 degrees 13' 19" West, with the centerline of said West Broad Street, a distance of 626.92 feet to a point;

Thence South 02 degrees 46' 41" East, across the right-of-way of said West Broad Street, a distance of 50.00 feet to a point in the southerly right-of-way line of said West Broad Street, being the TRUE POINT OF BEGINNING;

Thence South 02 degrees 46' 41" East, across said 83.931 acre tract, a distance of 350.37 feet to a point on the northerly line of said Summerlyn Section 1.

Thence South 87 degrees 13' 38" West, with said northerly line and across said 83.931 acre tract, a distance of 125.00 feet to a point;

Thence North 02 degrees 46' 41" West, continuing across said 83.931 acre tract, a distance of 350.38 feet to a point on the southerly right-of-way line of said West Broad Street;

Thence North 87 degrees 13' 19" East, with said southerly right-of-way line a distance of 125.00 feet to the TRUE POINT OF BEGINNING, and containing 1.0 acre, more or less.

Bearings shown heron were transferred from a field traverse originating from and tying to Franklin County Survey Control Monuments Frank 39 and 139, with a bearing of South 89 degrees 56' 04" West between said monuments, as established by the Franklin County Engineers Department and are based on the Ohio State Plane Coordinate System, South Zone as per NAD 83, 1986 adjustment.

To Rezone From: R, Residential District,

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

SECTION 2. That existing Section 1 of Ordinance #1718-2008 (Z06-085), passed on February 23, 2009, be and is hereby repealed.

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

Legislation Number: 0740-2009

Drafting Date: 05/12/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The expansion of the NetJets' facility at 4111 Bridgeway Avenue requires the completion of a Traffic Impact Study. The Columbus Regional Airport Authority (CRAA) and the City of Columbus agree that the expansion will

benefit all parties and have committed to sharing the cost equally of the Traffic Impact Study. The City and CRAA selected a consultant using a public process and have collectively contributed to the scope of the study. This Guaranteed Maximum Price Reimbursement Agreement between the City and CRAA commits the City to paying half of the \$51,266 consultant fee or \$25,633. CRAA holds the contract with the Traffic Study Consultant and has been paying all invoices.

Fiscal Impact: This legislation authorizes the transfer of \$25,633 between projects within the Northland and Other Acquisitions Fund.

Title

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)

Body

WHEREAS, the expansion of NetJet's facility located at 4111 Bridgeway Avenue requires the completion of a Traffic Impact Study; and

WHEREAS, the City of Columbus and the Columbus Regional Airport Authority (CRAA) see the benefits of the expansion to all parties and have agreed to share the cost of the Traffic Impact Study equally, and

WHEREAS, the City and the CRAA collectively selected a Consultant to conduct the Traffic Impact Study utilizing a public process, and

WHEREAS, the CRAA holds the contract with the Consultant, and

WHEREAS, it is necessary to enter into an agreement as a means for the City to reimburse the CRAA for 50% of the Consultant's price to conduct the Traffic Impact Study; **now therefore**

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

Section 1. That the 2009 Capital Improvements Budget established within ordinance 0806-2009 be and hereby is amended as follows:

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

735 / 735999 / Unallocated Balance / \$150,201 / -\$25,633 / \$124,568

735 / 440104 / Misc. Economic Development/ \$0/ \$25,633 / \$25,633

Section 2. That the transfer of monies between projects within the Northland and Other Acquisitions Fund 735 be authorized as follows:

TRANSFER FROM:

Fund / Dept-Div / Project # / Project / Object Level One / OCA Code / Amount

735 / 44-01 / 735999 / Unallocated Balance / 735 / 06 / 735999 / \$25,633

TRANSFER TO:

Fund / Dept-Div / Project # / Project / Object Level One / OCA Code / Amount

735 / 44-01 / 440104 / Misc. Economic Development / 06 / 735020 / \$25,633

Section 3. That the Director of Development is hereby authorized to enter into a contract with the Columbus Regional

Airport Authority (CRAA) for the purpose of reimbursing CRAA 50% of the cost of conducting a Traffic Impact Study related to the proposed expansion of the NetJets' facility at 4111 Bridgeway Avenue.

Section 4. That for the purpose stated in Section 3, the expenditure of up to \$25,633.00 from the Development Department, Division No. 44-01, Fund No. 735 Northland and Other Acquisitions, Project No. 440104 Misc. Economic Development, OCA Code 735020, Object Level Three 6680 is hereby authorized.

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

Legislation Number: 0756-2009

Drafting Date: 05/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation The purpose of this legislation is to authorize the Director of Public Utilities to enter into an agreement with GE Fanuc Automation Americas Inc for software licenses and support for the GE Fanuc Proficy Global Care software in accordance with the provisions of sole source procurement, Columbus City Code Section 329.07 (e).

The GE Fanuc Proficy Global Care software is the software utilized by the Sewer Maintenance Operation Center, Jackson Pike and Southerly Wastewater Treatment Plant s for their plant wide control systems. The software is responsible for all controls throughout the plants and monitors the operations. There are two (2) products being covered by this support agreement. The iFix4.5 is the control software for supervisors and operators which is used to control all plant processes and systems and the iHistorian 3.1 records an historical database for some 20,000 points that are monitored daily at the Division of Sewerage and Drainage facilities. The support is for one (1) year expiring on 9-15-2010.

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

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

SUPPLIER: GE Fanuc Automation Americas Inc (54-1393332) Expires 5-29-11

FISCAL IMPACT: \$90,270.00. This funding is budgeted and needed for this support. This legislation includes the cost for software support for the Sewer Maintenance Operation Center.

\$59,419.59 was spent in 2008.

Title

To authorize the Director of Public Utilities to enter into an agreement with GE Fanuc Automation Americas Inc 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)

Body

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

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

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

WHEREAS, the software support is for one (1) year and it will expire on September 15, 2009, and

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

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

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

Section 2. That the expenditure of 90,270.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, as follows:

Southerly Wastewater Treatment Plant

OCA: 605048
Object Level 1: 03
Object Level 3: 3369
Amount: \$48,051.65

Jackson Pike Wastewater Treatment Plant

OCA: 605014
Object Level 1: 03
Object Level 3: 3369
Amount: \$41,102.20

Sewer Maintenance Operation Center

OCA: 605089
Object Level 1: 03
Object Level 3: 3369
Amount: \$1116.15

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

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

Legislation Number: 0769-2009

Drafting Date: 05/20/2009

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application Z08-062

APPLICANT: AI Limited c/o Khaled A. Farag; 2641 Bethel Road; Columbus, Ohio 43220.

PROPOSED USE: Multi-family residential development.

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

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant requests the L-AR-12, Limited Apartment District to develop multi-family dwellings. The limitation text commits to street trees, exterior building materials, a pitched roof and graphics standards per policy, pedestrian connections, and lighting commitments per guidelines contained in the *Interim Hayden Run Corridor Plan*. The proposed L-AR-12, Limited Apartment Residential District is consistent with zoning and development plans of the area and complies with the *Interim Hayden Run Corridor Plan* (2004).

Title

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 **and to declare an emergency.** (Rezoning # Z08-062)

Body

WHEREAS, application #Z08-062 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.93± acres from R, Rural District, to L-AR-12, Limited Apartment Residential 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 to begin construction as soon as possible 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 requests the L-AR-12, Limited Apartment District to develop multi-family dwellings. The limitation text commits to street trees, exterior building materials, a pitched roof and graphics standards per policy, pedestrian connections, and lighting commitments per guidelines contained in the *Interim Hayden Run Corridor Plan*. The proposed L-AR-12, Limited Apartment Residential District is consistent with zoning and development plans of the area and complies with the *Interim Hayden Run Corridor Plan* (2004), 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:

5163 WILCOX ROAD (43016), being 1.93± acres located the west side of Wilcox Road, 275± feet north of Noor Drive, being more particularly described as follows:

DESCRIPTION OF 1.933 ACRE TRACT
LOCATED ALONG THE WEST SIDE OF WILCOX ROAD,
NORTH OF HAYDEN RUN ROAD,
COLUMBUS, OHIO

Situate in the State of Ohio, County of Franklin, City of Columbus, in Virginia Military Survey No. 3012 and being all of a 1.950 acre tract of land (1.933 acres by recent survey) conveyed to Crafton Properties by deed of record in Instrument Columbus City Bulletin (Publish Date 07/11/09)

200108130186607, all references to Recorder's Office, Franklin County, Ohio, said tract bounded and described as follows:

Beginning, for reference, at Franklin County Geodetic Survey monument number 4461 found in the centerline of Wilcox Road (Variable Width);

thence N 06° 02' 56" W along the centerline of Wilcox Road a distance of 150.00 feet to a Mag Nail Set at the southeast corner of said 1.933 acre tract and at the true place of beginning of the tract herein intended to be described;

thence S 84° 06' 36" W along the south line of said 1.933 acre tract and along a north line of a 2.370 acre tract conveyed as the Sixth Amendment to Declaration of Condominium of the Vinings Condominium Community of record in Instrument 200402170033168 and Condominium Plat Book 1 & 7, Page 1 and corrected in Instrument 200402260040720 a distance of 334.14 feet to a ¾" I.D. iron pipe set at the southwest corner of said 1.933 acre tract and at the southeast corner of a 0.732 acre tract of land conveyed as the thirteenth Amendment to Declaration of Condominium of the Vinings Condominiums Community of record in Instrument 200412020274717 and condominium Plat Book 141, Page 58 (passing a ¾" I.D. iron pipe set at 30.00 feet);

thence N 05° 44' 52" W along the west line of said 1.933 acre tract and along the east line of said 0.732 acre tract a distance of 252.89 feet to a ¾" I. D. iron pipe found at the northwest corner of said 0.732 acre tract and in the south line of a 2.188 acre tract conveyed as The Commons at Tuttle Crossing Condominium community of record in Instrument 200103140051835 and Condominium Plat Book 91, Page 22;

thence N 84° 13' 41" E along the north line of said 1.933 acre tract, along a portion of the south line of said 2.188 acre tract and along the south line of a 0.115 acre tract of land conveyed to city of Columbus, Ohio by deed of record in Instrument 200006120115648 a distance of 332.81 feet to a Mag Nail set at the northeast corner of said 1.933 acre tract, the southeast corner of said 0.115 acre tract and in the centerline of Wilcox Road (passing a ¾" I.D. iron pipe set at 302.81 feet);

thence S 06° 02' 56" E along the centerline of Wilcox Road and along the east line of said .933 acre tract a distance of 252.20 feet to the point of beginning;

containing 1.933 acres of land more or less, and subject to all easements and reservations of record.

The above description was prepared by Jay R. Miller, Ohio Surveyor No. 8061, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from an actual field survey performed, under his supervision, in June 2006. Basis of bearings is the centerline of Wilcox Road, being N 6' 02' 56" W of record in Inst. 200108130186607, Franklin County, Ohio.

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the L-AR-12, Limited Apartment 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-AR-12, Limited Apartment District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "**LIMITATION TEXT**," signed by Khaled A. Farag, Applicant, dated March 12, 2009, and reading as follows:

LIMITATION TEXT

APPLICATION: Z08-062
PROPOSED DISTRICT: L-AR-12
PROPERTY ADDRESS: 5163 Wilcox Road (43016), Being 1.93± acres located on the west side of Wilcox Road, 275± feet north of Noor Drive. (010-253317)
EXISTING ZONNING: Rural.

REQUEST: L-AR-12, Limited Apartment Residential District.

PROPOSED USE: Multi-family Development.

APPLICANT(S): AI Limited; c/o Dr. Khaled A. Farag, 2641 Bethel Road, Columbus, Ohio 43220.

PROPERTY OWNER: Crafton Properties; 3360 Tremont Road; Columbus, Ohio 43221.

1. INTRODUCTION: Owner and applicant desire to rezone the property for use as Multi Family with the L-AR-12 text to follow.

2. PERMITTED USES: The permitted uses of the site will be those allowed by the AR-12 zoning district.

3. DEVELOPMENT STANDARDS: Unless otherwise indicated in this text, the applicable development standards of Chapter 3353 AR-12 Multi Family Zoning District of the Columbus City Codes shall apply.

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

1. The new structures shall be constructed as one, two, or three story structures with a maximum height of 45' above finished grade.

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

1. The existing unrestricted entrance on Wilcox Road shall temporarily remain open until the existing building is demolished and/or construction of the new buildings is completed.
2. It is recommended that the developer and cell tower operator enter into a revised access easement agreement under which a single entrance to the property is used by both entities.

C. Green Space, Buffering, Landscaping, and/or Screening Commitments:

1. The site will have green space on three sides in addition to the center.
2. The site will be professionally landscaped with non-paved areas maintained as lawn or landscape.
3. Parking lots abutting public road frontage shall be screened with a wall, fence, earth-mound or hedge 36" minimum in height measured from the parking lot pavement elevation.
4. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.
5. Street trees (approved by the City Forester) will be installed on Wilcox Road. The street trees will be 1 ½" caliper spaced 50 feet on center.
6. A minimum of thirty trees in addition to the street trees to be planted along Wilcox Road shall be planted on site.
7. All trees shall meet the following minimum size at the time of planting: Shade trees 1 ½" caliper; Ornamental trees 1 1/2" caliper; Evergreen Trees 5 Feet in Height. Tree caliper is measured six (6) inches from the ground.
8. Existing trees within the rear-yard set back, if unaffected by construction, shall be preserved.
9. Trash dumpster shall be screened on all sides by fencing and/or vegetation with the dumpster opening away from Wilcox Road.
10. The developer agrees to pay cash in lieu of parkland dedication per the City of Columbus parkland dedication

ordnance.

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

1. The new structure(s) shall have a pitched roof with a minimum roof pitch of 3/12. Asphalt or fiberglass shingles can be used.
2. The new structure will employ materials including stucco, stucco stone, hardy plank, wood, brick, Natural stone and glass. Vinyl or aluminum siding material can be used.

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

1. Parking Lighting shall be a maximum height of 14 feet.
2. Light poles will incorporate either pylon or concrete bases.
3. Lights shall be a cut-off down light of uniform design and architecturally compatible/similar to the adjacent developments on Wilcox Rd
4. External lighting for the proposed future buildings may be used to accent walkways and architectural design.
5. All new wiring shall be underground.
6. Outdoor lighting fixtures shall be equipped with automatic timers/light sensors to shut lights off when not needed. Accent lighting can be used.

F. Right of Way & Pedestrian and bicycle paths.

1. A Public Right-of-Way of 30' (Thirty Feet) from the center line of Wilcox Road shall be dedicated.
2. An 8-foot wide bicycle path will be built by the developer on the west side of Wilcox Road along the Site Frontage within the public right of way.
3. The bike path shall end at both sides of the existing retaining walls of the box-culvert, where, the bike path shall be integrated with the internal walkways and approach/entrance to the site.
4. The recently extended box Culvert will not be extended.

G. Graphics and/or Signage Commitments.

A graphics plan shall be submitted to the Columbus Graphic Commission complying with the Signage Standards of the Interim Hayden Run Corridor Plan (2004). All signage and graphics shall conform to such graphics plan as approved by the Columbus Graphic Commission.

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

Legislation Number: 0776-2009

Drafting Date: 05/21/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

This legislation will authorize the City Attorney to accept an American Recovery and Reinvestment Act (ARRA) Justice Assistance Grant (JAG) Award from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs.

This grant partially funds a Cyber Crime Investigator and a Domestic Violence Victim Advocate to serve the Franklin

County community within the Columbus City Attorney's Prosecution section. The Cyber Crime Investigator investigates telecommunication harassment allegations and frequently assists in stalking cases helping to identify the suspect. The DV Victim Advocate works with victims of domestic violence and stalking in their initial court appearances frequently within days of the incident as well as assisting them with obtaining emergency protection orders.

Emergency action is requested to allow for the earliest possible commencement of the grant program.

Fiscal Impact:

Project period: 05/01/09 - 10/31/10

Federal Share: \$82,000

There are no required matching funds for this grant award.

This grant covers approximately 77% of the cost for the Cyber Crime Investigator and 72% of the cost for the DV Advocate.

Title

To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs; to appropriate and expend said funds in the amount of \$82,000.00 for the funding of the DV Advocate & Victim Services program; and to declare an emergency. (\$82,000.00)

Body

WHEREAS, the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs, has awarded the City of Columbus, City Attorney's Office, a grant in the amount of Eighty-two Thousand Dollars (\$82,000.00) for the DV Advocate and Victim Services Grant #09-ARRA JAG-300; and

WHEREAS, an emergency exists in the daily operation of the City Attorney's Office in that it is necessary to immediately accept and appropriate the grant funds in order that the services supported may commence at the beginning of the grant period and for the preservation of the public health, peace, property, safety and welfare, and now therefore,

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

SECTION 1. That the City Attorney be and hereby is authorized to accept a grant in the amount of Eighty-two Thousand Dollars (\$82,000.00) from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Programs, for the DV Advocate & Victim Services program.

SECTION 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project award period the sum of Eighty-two Thousand Dollars (\$82,000.00) is appropriated as follows: department 2401, DV Advocate & Victim Services Grant, grant number 249016, fund number 220, organizational cost account 249016, object level three 1101.

SECTION 3. That funds appropriated in the foregoing Section 2 shall be paid upon order of the City Attorney 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 Eighty-two Thousand Dollars (\$82,000.00), or so much thereof as may be necessary, from the City Attorney's Office, 24-01, grant number 249016, fund number 220, organizational cost account 249016, object level three 1101 for the aforesaid purpose is hereby authorized.

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

Legislation Number: 0784-2009

Drafting Date: 05/22/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation authorizes the Director of Public Service to modify and increase an existing professional engineering services contract with H.R. Gray & Associates, Inc. for purposes of providing engineering services required to coordinate the City's roadway and underground utility infrastructure capital improvement projects that are scheduled for the RiverSouth District, that is generally bounded along the east side of the Scioto River, Broad Street to the north, High Street to the east, and Mound Street to the south.

These contract services are necessary to combine and coordinate a comprehensive schedule of private development, roadway improvement, and vitally important and aging underground utility infrastructure projects. This contract will ensure that the proposed construction plans are properly planned, scheduled, and implemented in a manner to save time and money, and to minimize the disruption and inconvenience to the businesses, pedestrian and vehicular traffic in this busy downtown area.

2. CONTRACT COMPLIANCE

The H.R. Gray & Associates Contract Compliance number is CC 311050479 which expires 1/17/2010.

3. FISCAL IMPACT:

This contract will incorporate the requisite preliminary engineering services necessary to coordinate the planned and proposed roadway improvements for the Department of Public Service, Division of Design and Construction and the sanitary sewer and waterline rehabilitation/replacement improvements for the Department of Public Utilities.

Funding for this contract modification is being allocated equally between the Division of Design and Construction, Division of Sewerage and Drainage and Division of Power and Water. This legislation also authorizes the required fund transfer and budget authority amendments necessary to fund this modification.

This ordinance authorizes the Director of Public Utilities to transfer and appropriate \$59,669.25 in funds from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund.

4. MULTI-YEAR RENEWABLE CONTRACT:

This contract was procured with the intent that the Division of Design and Construction may request annual planned contract modifications. This is the first modification to this contract needed to complete the engineering services required to ensure the successful completion of these planned infrastructure improvements. If coordination services continue through 2011, it is estimated that an additional mod may be needed.

5. EMERGENCY DESIGNATION

Emergency action is requested to continue to provide necessary coordination services provided for vital underground utility rehabilitation/replacement services into the planned roadway improvements projects in the RiverSouth District, in order to ensure the continued operation of this vital infrastructure.

TitleTo authorize the Director of Public Service to modify and increase the professional engineering services contract with H.R. Gray & Associates, Inc., in connection with various downtown roadway and underground utility infrastructure projects; to amend the 2009 Capital Improvements Budget; to authorize the appropriation and transfer of \$59,669.25 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund, to authorize the expenditure of \$179,007.75 from the Street and Highway Improvement Fund, the Voted Sanitary Sewer Bond Fund, and Waterworks Enlargement Voted Bond Fund; and to declare an emergency. (\$179,007.75)

Body

WHEREAS, Ordinance 1836-2007 authorized contract EL007665 in the amount of \$386,742.00 for coordination of various downtown roadway and underground utility infrastructure projects; and

WHEREAS, a planned modification to that contract in the amount of \$179,007.75 is necessary in order to continue these services with H.R. Gray & Associates, Inc.; and

WHEREAS, the Division of Design and Construction, Department of Public Service have identified numerous proposed roadway capital improvement projects in the RiverSouth District that is generally bounded along the east side of the Scioto River, Broad Street to the North, High Street to the east, and Mound Street to the South; and

WHEREAS, in coordination with the Department of Public Utilities, city engineering personnel have determined that is critically important to incorporate the rehabilitation and/or replacement of the aging underground utility infrastructure that is located within the Transportation Design and Construction's RiverSouth District roadway improvement project areas; and

WHEREAS, due to the complexity and age of the infrastructure located within the RiverSouth District, together with the proposed private development initiatives that are being undertaken, the Department of Public Service has identified the need to contract for preliminary engineering services to assist the City in coordinating said improvements for purposes of saving time, money and to minimize the disruption and inconvenience to the businesses, pedestrian and vehicular traffic in this busy downtown

WHEREAS, the procurement of the required professional engineering services was conducted in accordance with the Request For Proposals (RFP) Section 329.14, Columbus City Codes, 1959, and a joint Public Service Department and Public Utilities Evaluation Committee reviewed and evaluated four firms who submitted qualified proposals; and

WHEREAS, it is necessary to authorize an amendment to the 2009 Capital Improvements budget for the purpose of creating and providing sufficient budget authority for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Sanitary Sewer Reserve Fund to the Sanitary Sewer Bond Fund to provide sufficient funding for the RiverSouth District project expenditure; and

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

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

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Division of Design and Construction, in that it is immediately necessary to authorize the budget amendment, fund transfer, award of the subject contract services and expenditure, pursuant to the successful incorporation of vital underground utility rehabilitation/replacement services into the planned roadway improvements projects in the RiverSouth District, in order to ensure the continued operation of this vital infrastructure 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 is hereby authorized to modify and increase the contract with H.R. Gray and Associates, Inc., 3770 Ridge Mill Drive, Columbus, Ohio 43026, in the amount not to exceed \$179,007.75 for preliminary engineering services required for various downtown roadway and underground utility infrastructure projects.

Section 2. That for the purpose of funding a portion of the contract modification cost authorized in Section 1 herein, the appropriation and expenditure of \$59,669.25, or so much thereof as may be needed, be and hereby is authorized from the Street and Highway Improvement Fund No. 766, Department/Division 59-12, Object Level 3 No. 6631, as follows:

Project No. 530161 | Roadway Improvements | OCA 590010 | \$59,669.25

Section 3. That the 2009 Capital Improvements Budget Ordinance No. 0806-2009 is hereby amended as follows, to create and provide sufficient budget authority for:

Transfer of Authority for Water:

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

690236-100000 | Water Main Rehab. (carryover) | \$10,822 | \$477,838 | +\$467,016

Section 4. That for the purpose of funding a portion of the contract modification cost authorized in Section 1 herein, the expenditure of \$59,669.25, or as much thereof as may be needed, be and hereby is authorized from the Water Works Enlargement Voted Bond Fund No. 606, Department Division 60-09, Object Level Three 6686, as follows:

Project No. 690236 | Water Main Rehabilitation | OCA 642900 | \$59,669.25

Section 5. That from the unappropriated monies in the Sanitary Sewer Reserve Fund No. 654, 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 \$59,669.25 is hereby appropriated to the Division of Sewerage and Drainage as follows:

Division 60-05 | OCA Code 901654 | Object Level One 10 | Object Level Three 5502.

Section 6. That the City Auditor be and hereby is authorized and directed to transfer a total of \$59,669.25 from the Sanitary Sewer Reserve Fund

Division 60-05 | OCA Code 901654 | Object Level One 10 | Object Level Three 5502

to the Voted Sanitary Sewer Bond Fund, Fund 664, into the following projects; the RiverSouth Phase I, Project No. 650404-100038, OCA Code 664404, Object Level Three 6686, in the amount of \$29,834.63 and the RiverSouth Phase II, Project No. 650404-100039, OCA Code 664404, Object Level Three 6686, in the amount of \$29,834.62 at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 7. That the \$59,669.25 is hereby appropriated for the (1) RiverSouth Phase I and (2) RiverSouth Phase II, within the Voted Sanitary Sewer Bond Fund as follows:

Fund 664 | Div. 60-05 | Project 650404-100038 | OCA Code 664404 | Object Level Three 6686 | \$29,834.63

Fund 664 | Div. 60-05 | Project 650404-100039 | OCA Code 664404 | Object Level Three 6686 | \$29,834.62

Section 8. That the 2009 Capital Improvements Budget Ordinance No. 0806-2009 is hereby amended as follows, to create and provide sufficient budget authority for

Transfer of Authority for Sanitary:

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

650100-100000 | Sanitary Sewer Contingency | \$651,493 | \$591,823 | (- \$59,670)

650404.100038 | RiverSouth Phase I | \$0.00 | \$29,835 | (+ \$29,835)

650404.100039 | RiverSouth Phase II | \$450,000 | \$479,835 | (+ \$29,835)

Section 9. That the expenditure of \$59,669.25, or as much thereof as may be needed, is hereby authorized from the Voted Sanitary Sewer Bond Fund:

Fund 664 | Div. 60-05| Project 650404-100038 | OCA Code 664404 | Object Level Three 6686 | \$29,834.63

Fund 664 | Div. 60-05| Project 650404-100039 | OCA Code 664404 | Object Level Three 6686 | \$29,834.62

Section 10. That upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sanitary Sewer Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

Section 11. That the City intends that this Ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$59,665.25 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse Sanitary/Sewer Reserve Fund 654, which is the fund from which the advance for costs of the Project will be made.

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

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 Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against H.R. Gray and Associates, Inc.

Section 16. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor, or ten days after passage if the mayor neither approves nor vetoes the same.

Legislation Number: 0790-2009

Drafting Date: 05/26/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV09-003

APPLICANT: Middle West Spirits Ltd; c/o Brady Konya; 853 North Pearl Street; Columbus, OH 43215.

PROPOSED USE: Micro-distillery.

UNIVERSITY AREA COMMISSION RECOMMENDATION: Approval

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council Variance to allow a micro-distillery in the C-3, Commercial and P-1, Private Parking Districts. Such a use is only permitted in the M-Manufacturing District; therefore a Council variance is required. The property will house corporate operations, product development, manufacturing and some limited warehousing of the finished product en route to state storage facilities. The distillery will have no significant component for selling directly to the public and the distilling process will not emit any

kind of odor normally associated with micro-breweries that ferment and distill beer. The applicants have five on site parking spaces and access to an adjacent surface lot also owned by the property owner. Staff finds the proposed use consistent with the uses in the area.

Title

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.

Body

WHEREAS, by application No. CV09-003, the owner of property at **1230 COURTLAND AVENUE (43201)**, is requesting a Council Variance to permit a micro-distillery in the C-3, Commercial and P-1, Private Parking Districts; and

WHEREAS, Section 3355.03, C-3 Permitted uses, does not permit a micro-distillery use, while the applicant proposes a micro-distillery use; and

WHEREAS, Section 3371.01 P-1 private parking district, does not permit a micro-distillery use, while the applicant proposes a micro-distillery use; and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires 1 (one) parking space for the first twenty thousand (20,000) square feet plus one for each additional seven hundred fifty (750) square feet of floor area plus one parking space per business vehicle for a total of nine (9) parking spaces, while the applicant proposes five (5) parking spaces; and

WHEREAS, the University Area Commission recommend approval; and

WHEREAS, the City Departments recommend approval of said ordinance because applicant is requesting a Council Variance to allow a micro-distillery in the C-3, Commercial and P-1, Private Parking Districts. Such a use is only permitted in the M-Manufacturing District; therefore a Council variance is required. The property will house corporate operations, product development, manufacturing and some limited warehousing of the finished product en route to state storage facilities. The distillery will have no significant component for selling directly to the public and the distilling process will not emit any kind of odor normally associated with micro-breweries that ferment and distill beer. The applicants have five on site parking spaces and access to an adjacent surface lot also owned by the property owner. Staff finds the proposed use consistent with the uses in the area; 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, 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 alleviate the difficulties encountered by the owners of the property located at **1230 COURTLAND AVENUE (43201)**, in using said property as desired; now, therefore:

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

Section 1. That variances 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 Columbus City Codes are hereby granted for the property located at **1230 COURTLAND AVENUE (43201)**, insofar as said sections prohibit a micro-distillery with only five (5) parking spaces; said property being more particularly described as follows:

Legal Description

Legal description for the property at 1230 Courtland Ave, Columbus OH 43201:

Situated in the County of Franklin in the State of Ohio and in the City of Columbus and bounded and described as follows:

Beginning at a point in the east line of Courtland Avenue, 165.85 feet north of the north line of Fifth Avenue; thence easterly 161 feet to a point in the west line of Section Alley, which point is 166.75 feet north of the north line of Fifth Avenue; thence southerly along the west line of Section Alley 50.75 feet to a point in said west line of Section Alley; thence westerly parallel with the north line of Fifth Avenue 161.10 feet to a point in the east line of Courtland Avenue thence northerly along the east line of Courtland Avenue 51.65 feet to the place of beginning.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a micro-distillery of up to 8,000 square feet, or those uses permitted in the C-3, Commercial and P-1 private parking Districts.

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

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

Legislation Number: 0791-2009

Drafting Date: 05/26/2009

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Council Variance Application: CV09-006

APPLICANT: AI Limited c/o Khaled A. Farag; 2641 Bethel Road; Columbus, Ohio 43220.

PROPOSED USE: One seven-unit dwelling and one eight-unit dwelling with incread height and reduced perimeter yards.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant requests a Council Variance to permit one seven-unit and one eight-unit building in the L-AR-12, Limited Apartment District concurrently with rezoning application Z08-062. Although the resulting density is under twelve units per acre, the Zoning Code does not permit this configuration because it does not meet the definition of Apartment Complex or Multiple Dwelling Development. The applicant also requests variances to the perimeter yard requirements. Staff views the provision prohibiting one seven-unit and one eight-unit building as an unintended technicality and finds no negative impact from approving such a configuration of buildings because the applicant's resulting density is still under twelve units per acre. The applicant is requesting a variance to allow the buildings to be 10 feet higher than normally would be allowed. Staff finds the difference in height to be negligible. The proposal is consistent with the land use recommendation of the *Interim Hayden Run Corridor Plan (2004)*. The variance to the perimeter yard is supportable because the retention pond to the north has green space around it which mitigates the reduction. The reduction on the west would allow for a new paved access to the existing cell tower which could allow for the removal of the existing gravel access to the south.

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 **and to declare an emergency.** (Council Variance #CV09-006)

Body

WHEREAS, by application #CV09-006, the owner of property at **5163 WILCOX ROAD (43016)**, is requesting a Variance to permit one seven-unit dwelling and one eight-unit dwelling in the L-AR-12, Limited Apartment District with reduced development standards; and

WHEREAS, Section 3333.02, AR-12, Apartment Residential District Use, does not permit one seven-unit and one eight-unit dwelling in the L-AR-12, Limited Apartment District. Although the resulting density is under twelve units per acre, the Zoning Code does not permit this configuration because it does not meet the definition of Apartment Complex or Multiple Dwelling Development; and

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

WHEREAS, Section 3309.14, Height Districts, limits building height to 35- feet, while the applicant proposes a building height not to exceed 45 feet; and

WHEREAS, Section 3333.255, Perimeter yard, requires a perimeter yard of twenty-five (25') feet, while the applicant proposes a perimeter yard of ten (10') feet along the north property line and west property line to allow for paved access to the existing cell tower; and

WHEREAS, City Departments recommend approval because the applicant requests a Council Variance to permit one seven-unit and one eight-unit building in the L-AR-12, Limited Apartment District. Although the resulting density is under twelve units per acre, the Zoning Code does not permit this configuration because it does not meet the definition of Apartment Complex or Multiple Dwelling Development. The applicant also requests variances to the perimeter yard requirements. Staff views the provision prohibiting one seven-unit and one eight-unit buildings as an unintended technicality and finds no negative impact from approving such a configuration of buildings because the applicant's resulting density is still under twelve units per acre. The applicant is requesting a variance to allow the buildings to be 10 feet higher than normally would be allowed. Staff finds the difference in height to be negligible. The proposal is consistent with the land use recommendation of the *Interim Hayden Run Corridor Plan (2004)*. The variance to the perimeter yard is supportable because the retention pond to the north has green space around it which mitigates the reduction. The reduction on the west would allow for a new paved access to the existing cell tower which could allow for the removal of the existing gravel access to the south; 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 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 **5163 WILCOX ROAD (43016)**, in using said property as desired and now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3333.02, AR-12, Apartment Residential District Use, 3309.14, Height Districts, and 3333.255, Perimeter yard, of the Columbus City Codes is hereby granted for the property located at **5163 WILCOX ROAD (43016)**, insofar as said sections prohibit one seven-unit dwelling and one eight-unit dwelling with and perimeter yards of ten (10') feet along the north and west property line, with each being at most 45 feet in height, said property being more particularly described as follows:

5163 WILCOX ROAD (43016), being 1.93± acres located the west side of Wilcox Road, 275± feet north of Noor Drive, and being more particularly described as follows:

DESCRIPTION OF 1.933 ACRE TRACT
LOCATED ALONG THE WEST SIDE OF WILCOX ROAD,
NORTH OF HAYDEN RUN ROAD,
COLUMBUS, OHIO

Situate in the State of Ohio, County of Franklin, City of Columbus, in Virginia Military Survey No. 3012 and being all of a 1.950 acre tract of land (1.933 acres by recent survey) conveyed to Crafton Properties by deed of record in Instrument 200108130186607, all references to Recorder's Office, Franklin County, Ohio, said tract bounded and described as follows:

Beginning, for reference, at Franklin County Geodetic Survey monument number 4461 found in the centerline of Wilcox Road (Variable Width);

thence N 06° 02' 56" W along the centerline of Wilcox Road a distance of 150.00 feet to a Mag Nail Set at the southeast corner of said 1.933 acre tract and at the true place of beginning of the tract herein intended to be described;

thence S 84° 06' 36" W along the south line of said 1.933 acre tract and along a north line of a 2.370 acre tract conveyed as the Sixth Amendment to Declaration of Condominium of the Vinings Condominium Community of record in Instrument 200402170033168 and Condominium Plat Book 1 & 7, Page 1 and corrected in Instrument 200402260040720 a distance of 334.14 feet to a ¾" I.D. iron pipe set at the southwest corner of said 1.933 acre tract and at the southeast corner of a 0.732 acre tract of land conveyed as the thirteenth Amendment to Declaration of Condominium of the Vinings Condominiums Community of record in Instrument 200412020274717 and condominium Plat Book 141, Page 58 (passing a ¾" I.D. iron pipe set at 30.00 feet);

thence N 05° 44' 52" W along the west line of said 1.933 acre tract and along the east line of said 0.732 acre tract a distance of 252.89 feet to a ¾" I. D. iron pipe found at the northwest corner of said 0.732 acre tract and in the south line of a 2.188 acre tract conveyed as The Commons at Tuttle Crossing Condominium community of record in Instrument 200103140051835 and Condominium Plat Book 91, Page 22;

thence N 84° 13' 41" E along the north line of said 1.933 acre tract, along a portion of the south line of said 2.188 acre tract and along the south line of a 0.115 acre tract of land conveyed to city of Columbus, Ohio by deed of record in Instrument 200006120115648 a distance of 332.81 feet to a Mag Nail set at the northeast corner of said 1.933 acre tract, the southeast corner of said 0.115 acre tract and in the centerline of Wilcox Road (passing a ¾" I.D. iron pipe set at 302.81 feet);

thence S 06° 02' 56" E along the centerline of Wilcox Road and along the east line of said .933 acre tract a distance of 252.20 feet to the point of beginning;

containing 1.933 acres of land more or less, and subject to all easements and reservations of record.

The above description was prepared by Jay R. Miller, Ohio Surveyor No. 8061, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from an actual field survey performed, under his supervision, in June 2006.

Basis of bearings is the centerline of Wilcox Road, being N 6' 02' 56" W of record in Inst. 200108130186607, Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for one seven-unit dwelling and one eight-unit dwelling, or those uses permitted in the L-AR-12, Limited Apartment District.

SECTION 3. That this ordinance is further conditioned on a commitment that the site be developed in conformance with the site plan titled, "**WILCOX II CONDOMINIUMS**," signed by Khaled Farag, Applicant, dated April 6, 2009. The Subject Site shall be developed in accordance with the site plan. The site plan 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 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.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 0799-2009

Drafting Date: 05/27/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this ordinance is to authorize the Director of Finance and Management to enter into a purchase order with Loeb Electric Company for the purchase of a Remote Racking System and all related components for the Division of Power and Water (Power) that will be used to install and remove high voltage circuit breakers and other related equipment "remotely" while the operator is physically located outside the arc flash boundary.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003250). Forty-seven (1-MBR, 2-M1A, 3-F1, 41-MAJ) vendors were solicited and two (MAJ) bids were received and opened on May 14, 2009. Bids received as follows:

CBS Arc Safe, Denton, Texas	\$28,955
Loeb Electric Co., Columbus, Ohio	\$20,270

After reviewing the bids, it appears that the lowest bid submitted by Loeb Electric Co. does not meet specifications. Their unit does not offer the video system as requested. This is a safety measure that allows the operator to keep additional distance from an arc flash situation. Therefore, an award in the amount of \$28,955.00 is recommended to CBS Arc Safe as the lowest responsive and responsible bid received.

SUPPLIER: CBS Arc Safe, Contract Compliance Number: 263246558, expires 10/06/2010. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: There is sufficient budget authority in the 2009 Electricity Operating Fund for this purchase. There were no similar purchases in 2007 or 2008.

Title

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)

Body

WHEREAS, a Remote Racking System is required by the Division of Power and Water to provide a safe manner to install and remove circuit breakers and other related equipment; and

WHEREAS, the Purchasing Office opened formal bids on May 14, 2009 for the purchase of a Remote Racking System for the Division of Power and Water (Power); and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible bidder, CBS Arc Safe; and

WHEREAS, a purchase order will be issued by the Finance Department, Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SALT on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with CBS Arc Safe for the purchase of a Remote Racking System for the Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$28,955.00, or so much thereof as may be needed, be and the same hereby is authorized from the Electricity Operating Fund, Fund No. 550, OCA 606723, Object Level 1: 06, Object Level 3: 6651.

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

Legislation Number: 0801-2009

Drafting Date: 05/27/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: In February, City Council (Ord. # 0087-2009) appropriated Special Income Tax Funds for payment of lease agreements with various lessors for leased office and warehouse space for the Departments of Public Safety and Development and authorized expenditure of certain funds for leases as defined in the attachment to the ordinance. The attachment defined the annual expenditure to be paid to the lessor, Southside Settlement Foundation, for rent for the 2009-2010 term for offices for the South Side Pride Center located at 310 Innis Avenue. The annual rent amount to be paid to the Southside Settlement Foundation was in error. An annual rent expenditure of \$8,853 was indicated rather than the actual amount of \$9,119, resulting in a difference of \$266.

This ordinance will authorize the expenditure of an additional \$266 from the existing appropriation within the Special Income Tax Fund for lease payments and allow for the full payment of rent due to the Lessor, the Southside Settlement Foundation for the 2009-10 lease term for the South Side Pride Center office.

Emergency action is requested to allow immediate payment of the correct rent amount to the Lessor, Southside Settlement Foundation.

Fiscal Impact: This ordinance authorizes the expenditure of an additional \$266 to the Southside Settlement Foundation,

Contract Compliance Number 31-4380068, expiration date 05/08/2010, from the Special Income Tax Fund appropriation for lease payments authorized by Ordinance 0087-2009, passed February 10, 2009.

Title

To authorize the Finance and Management Director to expend \$266 within the existing Special Income Tax Fund appropriation for office and warehouse lease payments, for payment of the full annual rent due for office space leased from the Southside Settlement Foundation at 310 Innis Avenue for the Southside Pride Center; and to declare an emergency.

Body

WHEREAS, the need exists to correct the amount of the annual rent to be paid the Lessor, Southside Settlement Foundation, for office space leased at 310 Innis Avenue for the Southside Pride Center, and

WHEREAS, funding for payment of lease agreements is appropriated within the Special Income Tax Fund for 2009, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Real Estate Management Office, in that it is immediately necessary to authorize the Finance Director to expend \$266 to provide for full payment of rent to the Lessor, Southside Settlement Foundation, for office space leased for the South Side Pride Center at 310 Innis Avenue, thereby ensuring that City operations continue uninterrupted, 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 expenditure of \$266, or so much thereof that may be necessary, to provide for full payment of rent to the Lessor, Southside Settlement Foundation, be and is hereby authorized and approved as follows:

Division: 45-51
Fund: 430
OCA Code: 430459
Object Level 1: 03
Object Level 3: 3301
Amount: \$266

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

Legislation Number: 0809-2009

Drafting Date: 05/28/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Council Variance Application: CV09-008

APPLICANT: COTA; c/o Harvey Schwager, AIA; Stilson & Associates, Inc; 6121 Huntley Road; Columbus, Ohio
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43229.

PROPOSED USE: Temporary bus parking and refueling.

GREATER HILLTOP AREA COMMISSION RECOMMENDATION: Approval

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is applying for a Council variance to park and refuel busses at the site of this former automobile dealership while their main facility is being renovated. Bus storage is not permitted in the C-4, Commercial District so a Council variance is necessary. The applicants will be installing a 10,500 gallon above ground fuel tank as part of this operation. The applicants plan to use this facility until their primary facility is renovated. Staff supports putting the vacant automobile dealership to use as bus storage and servicing given its temporary nature.

Title

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.

Body

WHEREAS, by application No. CV09-008, the owner of property at **3700 WEST BROAD STREET (43227)**, is requesting a Council Variance to permit bus parking and refueling in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4 Permitted uses, does not permit a bus parking and refueling use, while the applicant proposes bus parking and refueling use; and

WHEREAS, the Greater Hilltop Area Commission recommends approval of said ordinance; and

WHEREAS, the City Departments recommend approval of said ordinance because Staff supports putting the vacant automobile dealership to use as bus storage and servicing since it is temporary in nature. The applicant is applying for a Council variance to park and refuel busses at the site of this former automobile dealership while their main facility is being renovated. Bus storage is not permitted in the C-4, Commercial District so a Council variance is necessary. The applicants will be installing a 10,500 gallon above ground fuel tank as part of this operation. The applicants plan to use this facility until their facility is renovated; 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, 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 alleviate the difficulties encountered by the owners of the property located at **3700 WEST BROAD STREET (43227)**, in using said property as desired; now, therefore:

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

Section 1. That variances from the provisions of Sections 3356.03, C-4 Permitted of Columbus City Codes are hereby
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granted for the property located at **3700 WEST BROAD STREET (43227)**, insofar as said sections prohibit bus parking and refueling; said property being more particularly described as follows:

EXHIBIT "A"

PARCEL I

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING IN VIRGINIA MILITARY SURVEY NO. 3315, AND BEING 1.978 ACRES MORE OR LESS OUT OF THAT ORIGINAL 6.227 ACRE TRACT (PARCEL 3) AND THAT ORIGINAL 11.779 ACRE TRACT (PARCEL 4) AS CONVEYED TO LEO YASSENOFF BY DEED OF RECORD IN DEED BOOK 1461, PAGE 15, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, SAID 1.978 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR REFERENCE: BEGINNING AT AN IRON PIN IN THE SOUTHERLY LINE OF SAID 6.227 ACRE TRACT (THE NORTHERLY LINE OF WEST BROAD STREET), THE SOUTHEASTERLY CORNER OF CHRYSLER MOTORS CORPORATION 5.806 ACRE TRACT OF RECORD IN DEED BOOK 2749, PAGE 573, IN SAID RECORDER'S OFFICE, THENCE FROM SAID SOUTHEASTERLY CORNER N 1 DEG. 58' 00" W, A DISTANCE OF 154.00 FEET TO THE TRUE POINT OF BEGINNING, THE NORTHWESTERLY CORNER OF THAT 0.516 ACRE TRACT AS CONVEYED TO EDGEMACK PROPERTIES, INC., BY DEED OF RECORD IN DEED BOOK 2860, PAGE 39, IN SAID RECORDER'S OFFICE;

THENCE N 1 DEG 58' 00" W WITH THE EASTERLY LINE OF SAID 5.806 ACRE TRACT A DISTANCE OF 569.00 FEET TO AN IRON PIN, IN A SOUTHERLY LINE OF THAT TRACT OF LAND CONVEYED TO THE YASSENOFF FOUNDATION, INC., BY DEED OF RECORD IN DEED BOOK 1474, PAGE 406, IN SAID RECORDER'S OFFICE;

THENCE N 71 DEG. 53' 30" E, WITH SAID SOUTHERLY LINE A DISTANCE OF 151.99 FEET TO AN IRON PIN;

THENCE S 1 DEG 58' 00" E, A DISTANCE OF 611.25 FEET TO AN IRON PIN, THE NORTHEASTERLY CORNER OF SAID 0.516 ACRE TRACT;

THENCE S 88 DEG. 02' 00" W, WITH THE NORTHERLY LINE OF SAID 0.516 ACRE TRACT, A DISTANCE OF 146.00 FEET TO THE TRUE PLACE OF BEGINNING AND CONTAINING 1.978 ACRES OF LAND MORE OR LESS.

PARCEL II

BEING IN SURVEY NO. 3315 OF VIRGINIA MILITARY LANDS, CONTAINING 5.806 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIN LOCATED N 86 DEG. 02' 00" E, A DISTANCE OF 30.00 FEET FROM THE SOUTHWESTERLY CORNER OF SAID PARCEL 3, IN THE NORTHERLY LINE OF WEST BROAD STREET, SAID POINT BEING 70.00 FEET NORTHERLY (MEASURED AT RIGHT ANGLES) FROM THE CENTER LINE OF SAID WEST BROAD STREET;

THENCE N 1 DEG. 58' 00" W, PARALLEL TO THE WESTERLY LINE OF SAID PARCEL 3, AN EASTERLY LINE OF 16.148 ACRE TRACT CONVEYED TO THE YASSENOFF FOUNDATION, INC. OF RECORD IN DEED BOOK 1474, PAGE 406, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, AND 30.00 FEET EASTERLY THEREFROM (AS MEASURED AT RIGHT ANGLES THERETO), A DISTANCE OF 400.09 FEET TO AN IRON PIN IN A WESTERLY LINE OF SAID PARCEL 4;

THENCE N 22 DEG. 31' 50" E, WITH A WESTERLY LINE OF SAID PARCEL 4, AN EASTERLY LINE OF SAID 16.148 ACRE TRACT, A DISTANCE OF 147.85 FEET TO AN IRON PIN;

THENCE N 40 DEG. 16' 30" E, WITH A NORTHWESTERLY LINE OF SAID PARCEL 4, A SOUTHEASTERLY LINE OF SAID 16.148 ACRE TRACT, A DISTANCE OF 154.53 FEET TO AN IRON PIN;

THENCE N 71 DEG. 53' 30" E, WITH A NORTHERLY LINK, OF SAID PARCEL 4, A SOUTHERLY LINE OF SAID 16.146 ACRE TRACT, A DISTANCE OF 244.45 FEET TO AN IRON PIN;

THENCE S 1 DEG. 58' 00" E, CROSSING SAID PARCELS 4 AND 3, A DISTANCE OF 723.00 FEET TO AN IRON PIN, IN THE SOUTHERLY LINE OF SAID PARCEL 3, THE NORTHERLY LINE OF SAID WEST BROAD STREET;

THENCE S 88 DEC. 02' 00" W, WITH THE SOUTHERLY LINE OF SAID PARCEL 3, THE NORTHERLY LINE OF SAID WEST BROAD STREET, A DISTANCE OF 400.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 5.806 ACRES OF LAND MORE OR LESS.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PREMISES:

SITUATED IN THE COUNTY OF FRANKLIN, IN THE STATE OF OHIO AND IN THE CITY OF COLUMBUS:

BEING LOCATED IN VIRGINIA MILITARY SURVEY NOS. 1482 AND 3315 AND BEING PART OF THE 7.784 ACRE TRACT CONVEYED TO CHRYSLER REALTY CORPORATION BY DEED OF RECORD IN OFFICIAL RECORDS VOLUME 7057, PAGE G07, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT AT THE NORTHEASTERLY CORNER OF SAID 7.784 ACRE TRACT, A NORTHWESTERLY CORNER OF THE 9.706 ACRE TRACT CONVEYED TO RB-3 ASSOCIATES & STEPHEN B. GOODMAN, BY DEED OF RECORD IN OFFICIAL RECORDS VOLUME 10715, PAGE F04 AND BEING IN THE EASTERLY LINE OF THE 16.192 ACRE TRACT CONVEYED TO RB-3 ASSOCIATES & STEPHEN B. GOODMAN, BY DEED OF RECORD IN OFFICIAL RECORDS VOLUME 10452, PAGE D19;

THENCE S 1 DEGREE 58' 00" EAST, ALONG THE WESTERLY LINE OF SAID RB-3 ASSOCIATES & STEPHEN B. GOODMAN 9.706 ACRE TRACT, A DISTANCE OF 268.09 FEET TO A POINT;

THENCE SOUTH 88 DEGREES 02' 00" WEST, CROSSING THE CHRYSLER REALTY CORPORATION'S TRACT, A DISTANCE OF 505.68 FEET TO A POINT IN TILE WESTERLY LINE OF SAID TRACT AND BEING THE EASTERLY LINE OF THE RB-3 ASSOCIATES & STEPHEN B. GOODMAN 16.192 ACRE TRACT;

THENCE NORTH 22 DEGREES 32' 00" EAST, ALONG SAID EASTERLY LINE OF THE 16.192 ACRE TRACT, A DISTANCE OF 50.63 FEET TO AN ANGLE POINT IN SAID LINE;

THENCE NORTH 40 DEGREES 38' 30" EAST, CONTINUING ALONG SAID EASTERLY LINE OF THE 16.192 ACRE TRACT, A DISTANCE OF 154.46 FEET TO AN ANGLE POINT IN SAID LINE;

THENCE NORTH 72 DEGREES 07' 33" EAST, CONTINUING ALONG SAID EASTERLY LINE OF THE 16.192 ACRE TRACT, A DISTANCE OF 395.25 FEET TO THE PLACE OF BEGINNING, CONTAINING 2.125 ACRES, MORE OR LESS.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a bus parking and refueling, or those uses permitted in the C-4, Commercial District.

SECTION 3. That this ordinance is further conditioned on a commitment by the owner to maintain the existing building footprints in conformance with the site plan titled, "**COTA TEMPORARY PARATRANSIT FACILITY 3700 WEST BROAD STREET,**" dated May 28, 2009, and signed by Harvey Schwager, architect for the Applicant. The Subject Site

shall be developed in accordance with the site plan. The site plan 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 3. The variances will expire one year after the effective date of this ordinance.

Section 4. That this ordinance is further conditioned on 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.

Legislation Number: 0810-2009

Drafting Date: 05/28/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z09-009

APPLICANT: ETI Co.; c/o Rebecca L. Egelhoff, Atty.; 175 South Third Street, Suite 800; Columbus, OH 43215.

PROPOSED USE: Manufacturing Development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on May 14, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is applying for a comparable zoning to the M, Manufacturing District to conform an existing office use. As is the case when property is annexed into the City, the property is assigned the R, Rural District. The site has been recently annexed into Columbus and the Applicant is seeking comparable zoning to the LI, Limited Industrial District zoning they had in Franklin County. The proposed site is bordered on three sides by Manufacturing zoning and on the fourth side by an auto body repair shop and office uses in Franklin County. Because of this, Staff finds the proposed M, Manufacturing District for the existing manufacturing and office uses to be compatible with the zoning and development patterns of the area.

Title

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)

Body

WHEREAS, application #Z09-009 is on file with the Building Services Division of the Department of Development requesting rezoning of 3.74± acres from R, Rural District, to the M, Manufacturing District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the applicant is applying for a

comparable zoning to the M, Manufacturing District to conform an existing office use. As is the case when property is annexed into the City, the property is assigned the R, Rural District. The site has been recently annexed into Columbus and the Applicant is seeking comparable zoning to the LI, Limited Industrial District zoning they had in Franklin County. The proposed site is bordered on three sides by Manufacturing zoning and on the fourth side by an auto body repair shop and office uses in Franklin County. Because of this, Staff finds the proposed M, Manufacturing District for the existing manufacturing and office uses to be compatible 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:

2860 FISHER ROAD (43204), being 3.74± acres located on the north side of Fisher Road 300± feet east of Interstate-70, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin, being in Lot 3 of Trabue Heirs as recorded in Plat Book 17, Page 14 and as further subdivided in Plat Book 17, Page 314, being part of Virginia Military Survey No. 530 of Franklin County Records, being a portion of a 1.33 acre tract conveyed to E.T.I. Corp. Deed Book 2901, Page 1, also being a portion of a 1.33 acre tract conveyed to E.T.I. Corp. Deed Book 2901, Page 6, and also being a portion of a 1.0815 acre tract conveyed to E.T.I. Corp. Deed Book 3352, Page 368, all references being to the Franklin County Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning, for reference, at Franklin County Geodetic Monument ST02 in the centerline of Fisher Road;

Thence along said centerline North 72°0'07" East a distance of 311.16 feet to a magnetic nail set at the southeasterly corner of a 0.061 acre tract conveyed on the State of Ohio by Deed Book 3001, Page 69, said nail also being the southwesterly corner of a 0.096 acre tract conveyed to the State of Ohio by Deed Book 3102, Page 698;

Thence along the easterly line of said 0.061 acre tract, also being the westerly line of said 0.096 acre tract, North 23°46'16" West a distance of 50.27 feet to an iron pin set on the easterly line of a 0.939 acre tract conveyed to George W. Buttrick by Official Record Volume 8417, Page C15, said pin also being THE TRUE POINT OF BEGINNING for the tract herein described;

Thence along said easterly line of said 0.939 acre tract, also being the westerly line of said 1.33 acre tract, North 23°46'16" West a distance of 605.48 feet to an iron pin set at the northeasterly corner of said 0.939 acre tract, said pin also being on the southerly line of a 41.225 acre tract conveyed to the City of Columbus, Ohio, by Instrument Number 199909230241053, said pin also being the northwesterly corner of said 1.33 acre tract;

Thence along the southerly line of said 41.225 acre tract, also being the northerly line of said 1.33 acre tract, said 1.33 acre tract, and said 1.0815 acre tract, North 65°50'36" East a distance of 256.79 feet to an iron pipe found at the northeasterly corner of said 1.0815 acre tract, said pipe also being the northwesterly corner of a 6.822 acre tract conveyed to Iron Casting Research Institute, Inc., by Instrument Number 200607280148429;

Thence along the westerly line of said 6.822 acre tract, also being the easterly line of said 1.0815 acre tract, South 23°46'42" East a distance of 494.11 feet to an iron pipe found at a southeasterly corner of said 1.0815 acre tract, said pipe also being the northeasterly corner of a 0.023 acre tract conveyed to Jerry & Gail Hoskins by Instrument Number 200712070211136;

Thence along the northerly line of said 0.023 acre tract, also being a southerly line of said 1.0815 acre tract, South 72°07'43" West a distance of 37.99 feet to a magnetic nail found at the northwesterly corner of said 0.023 acre tract;

Thence along the westerly line of said 0.023 acre tract, also being a southeasterly line of said 1.0815 acre tract, South 32°12'01" West a distance of 30.81 feet to a magnetic nail found at the southwesterly corner of said tract, said nail also being the northwesterly corner of a 0.247 acre tract conveyed to Jerry & Gail Hoskins by Instrument Number 200712070211136;

Thence along the westerly line of said 0.247 acre tract, also being an easterly line of said 1.0815 acre tract, South 23°48'11" East a distance of 119.91 feet to an iron pin set;

Thence leaving said line, along a new line across said 1.0815 acre tract, said 1.33 acre tract, and said 1.33 acre tract, South 72°10'07" West a distance of 194.64 feet to THE TRUE POINT OF BEGINNING, containing 3.456 acres. Of the above described land 1.218 acres lies within Auditor's Parcel Number 140-003949, 1.218 acres lies within Auditor's Parcel Number 140-003948, and 1.020 acres lies within Auditor's Parcel Number 140-003947.

The bearings shown here are based upon the centerline of Fisher Road (North 72°10'07" East) as shown Instrument

Number 200712070211136. All bearings hereon are shown to indicate angles only.

Monuments referred to as iron pin sets are 5/8" diameter X 30" long iron bars with yellow caps stamped, WD Partners, P.S. #8124. Monuments referred to as iron pipes found are 3/4" O.D. iron bars topped with yellow caps stamped with "Bird & Bull".

To Rezone From: R, Rural District,

To: M, Manufacturing District

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

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

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

Legislation Number: 0811-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: DETAILED BACKGROUND: The Department of Public Utilities recommends reimbursement to the Sawmill Athletic Club for over-payment of sewer commodity charges. The account was changed from a 2" to 3" water meter in December of 2007. The 2" water service was deactivated, however the 2" sewer service was not. The error was discovered during a meter test on March 23, 2009. The customer was double billed 15,845 CCF of sewer consumption. The account was corrected resulting in a credit balance of \$47,986.36. This account has gone through another billing cycle since the adjustment. The total refund the customer is entitled to as of May 29, 2009 is \$35,585.11.

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

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

Title

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

Body

WHEREAS, the Department of Public Utilities recommends reimbursement to Sawmill Athletic Club for over-payment of sewer commodity charges from 2007 to 2009, and

WHEREAS, the customer has a credit balance of \$35,585.11 due to an adjustment of these charges, and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, to authorize the Director of Public Utilities to reimburse Sawmill Athletic Club for over-payment of sewer commodity charges, for the preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to reimburse the Sawmill Athletic Club for the overpayment of sewer commodity charges from 2007 to 2009.

Section 2. That a revenue reduction transaction in the total amount of \$35,585.11 or as much thereof as may be needed is hereby authorized from:

Sewerage System Operating Fund 650, Dept. 60-05, \$35,585.11

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

Legislation Number: 0819-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to enter into contract with Delaney and Associates Inc. for the purchase of 2 Penn Valley Pumps and associated parts.

The pumps will be used at the Jackson Pike Wastewater Treatment Plant to pump grease and sludge in the primary settling basin process. The Purchasing Office opened formal bids on May 28, 2009. One (1) bid was received. A bid tabulation is attached. The Division of Sewerage and Drainage recommended an award for all items to the lowest, responsive, and responsible bidder Delaney and Associates.

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

SUPPLIER: Delaney and Associates Inc (61-1046665), Expires 5-30-2011

FISCAL IMPACT: \$59,419.00 is budgeted and needed for this purchase.

Title

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)

Body

WHEREAS, the Division of Sewerage and Drainage has a need for two (2) Penn Valley Pumps and associated parts, and

WHEREAS, the pumps will be used at the Jackson Pike Wastewater Treatment Plant to pump grease and sludge in the primary settling basin process, and

WHEREAS, the Purchasing Office opened formal bids on May 28, 2009. One (1) bid was received. A bid tabulation is attached, and

WHEREAS, the Division of Sewerage and Drainage recommended an award for all items to the lowest, responsive, and responsible bidder Delaney and Associates, and

WHEREAS, a purchase order will be issued in accordance with the terms and specifications of Solicitation Number: SA-003270 on file in the Purchasing Office; now, therefore,

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with Delaney and Associates Inc for the purchase of Penn Valley Pumps and Parts for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$59,419.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA 604819
Object Level 1: 06
Object Level 03: 6624

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

Legislation Number: 0829-2009

Drafting Date: 06/01/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a service agreement with Tom Synnott Associates AKA tsa/Advet for the Falcon Enterprise, Falcon DMS software for the Department of Public Utilities. The agreement for this service will be established in accordance with Section 329.07 (c), sole source provider, of the Columbus City Code. Annual maintenance to the following software is needed:

Falcon/DMS Document Management, Permit and Head Sheet E-Form Application, Falcon/Indexer, Falcon/Deliver, Falcon/Enterprise, and Falcon/DMS Sentry and PDF Module.

The Falcon/DMS system is utilized by the Department of Public Utilities agencies as a document management system and mapping program. The program has been utilized for approximately 10 years. Tom Synnott Associates AKA tsa/Advet is the developer of the software and will provide all licenses and support. The support agreement is in effect for the period of September 1, 2009 to and including August 31, 2010.

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

SUPPLIER: Tom Synnott Associates AKA tsa/Advet (25-1372377); Expires 7-8-10

FISCAL IMPACT: \$22,331.00 is being requested for this service.

Title

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)

Body

WHEREAS, the Department of Public Utilities utilizes a mapping and document management program developed by Tom Synnott Associates AKA tsa/Advet and,

WHEREAS, it has become necessary to enter into a license and software support agreement for the Department of Public Utilities, and

WHEREAS, the Department of Public Utilities wishes to establish a service agreement in accordance with Section 329.07 (c) of the Columbus City Code for said service, now, therefore

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

Section 1. This Council finds it in the best interest of the City of Columbus to authorize the Director of Public Utilities to enter into a service agreement in accordance with Section 329.07 (c) of the Columbus City Code with Tom Synnott Associates AKA tsa/Advet for Falcon./DMS software support.

Section 2. That the expenditure of \$22,331.00 or so much thereof as may be needed, be and the same hereby is authorized f as follows:

Fund 650

OCA 600056

Object Level 1: 03

Object Level 3: 3369.

Amount: \$9714.00

Fund 600

OCA 600049

Object Level 1: 03

Object Level 3: 3369.

Amount: \$8664.42

Fund 675

OCA 600065

Object Level 1: 03

Object Level 3: 3369.

Amount: \$2590.39

Fund 550
OCA 600023
Object Level 1: 03
Object Level 3: 3358.
Amount: \$1362.19

TOTAL REQUEST: \$22,331.00

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

Legislation Number: 0831-2009

Drafting Date: 06/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Mayor to apply for and participate in the FY2009 Bureau of Justice Assistance (BJA) Bulletproof Vest Partnership (BVP). The program provides federal funds to support the purchase of armor vests for law enforcement officers. The program will provide up to 50 percent of the funds for both new and replacements vests. Federal award amounts can be requested for vests purchased through the second fiscal year beyond the application approval year. Chief of Police, Walter L. Distelzweig, or his authorized designee will be the official program contact. Vests may be purchased for both police officers and fire fighters.

Emergency Designation: Emergency legislation is necessary to complete the legislation processing within the program participation period that ends June 24, 2009.

FISCAL IMPACT: The Bulletproof Vest Partnership could provide up to 50 percent of the vest costs. The maximum estimated funding support for 800 Division of Police vests is \$209,140.00. The maximum estimated funding support for 300 Fire Fighter vests would be \$195,000.00.

Title

To authorize and direct the Mayor of the City of Columbus to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2009 program; and to declare an emergency. (\$404,140.00)

Body

WHEREAS, the City of Columbus is committed to protecting the lives of its law enforcement officers by providing armor vests; and

WHEREAS, the Bureau of Justice Assistance Bulletproof Vest Partnership program goal is to protect law enforcement officer lives by helping states and units of government fund the purchase of armor vests for their law enforcement officers; and

WHEREAS, Chief of Police, Walter L. Distelzweig, or his authorized designee has been identified as the official city representative to act in connection with the FY2009 Bulletproof Vest Partnership program and to provide information as required; and

WHEREAS, the FY2009 Bulletproof Vest Partnership application period ends June 24, 2009; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the application and participation in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2009 program, for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore

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

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to apply for and participate in the Bureau of Justice Assistance Bulletproof Vest Partnership FY2009 program.

SECTION 2. That Chief of Police, Walter L. Distelzweig, or his authorized designee is designated as the official city program contact and authorized to act in connection with the FY2009 Bulletproof Vest Partnership program and provide information as needed.

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

Legislation Number: 0839-2009

Drafting Date: 06/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z09-003

APPLICANT: Dominion Homes, Inc.; c/o Robert A. Meyer, Jr., Attorney; Porter, Wright, Morris and Arthur; LLP; 41 South High Street; Columbus, Ohio 43215.

PROPOSED USE: Traditional neighborhood development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on April 9, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The 82.2± acre site is undeveloped and zoned in the NC, Neighborhood Center, NG, Neighborhood General, and NE, Neighborhood Edge Districts as approved by Ordinance No. 1346-2006 on September 11, 2006 (Z06-030). The applicant requests reallocation of the NC, Neighborhood Center, NG, Neighborhood General, and NE, Neighborhood Edge Districts. The proposed changes include a decrease in land zoned in the Neighborhood General and Neighborhood Edge Districts and an increase in land zoned in the Neighborhood Center District. The purpose of the rezoning is to provide the opportunity to construct more multi-family residential units. The proposal remains consistent with the *Interim Hayden Run Corridor Plan* (2004), which recommends Traditional Neighborhood Development for this location. The reallocation of the TND districts will not negatively impact the existing surroundings and will allow the applicant to pursue their marketing and design objectives while maintaining the goals of Traditional Neighborhood Development. The proposal is consistent with TND principles and will result in increased open and civic space, greater protection of natural resources and additional revenue to complete needed infrastructure projects in the area.

Title

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).

Body

WHEREAS, application # Z09-003 is on file with the Building Services Division of the Department of Development requesting rezoning of 82.7± acres from NC, Neighborhood Center, NG, Neighborhood General, and NE, Neighborhood Edge Districts to NC, Neighborhood Center, NG, Neighborhood General, and NE, Neighborhood Edge Districts; and

WHEREAS, the Columbus Public Health Healthy Places program reviews applications for active living features and recognizes this development utilizes the Traditional Neighborhood Development Code; has bike paths that connect green space; has green space is within 600 feet of each dwelling unit; has an interconnected street grid; and has access to commercial uses on Hayden Run and Cosgray; and

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

WHEREAS, the City Departments recommend approval of said zoning change because reallocation of the TND districts will not negatively impact the existing surroundings and will allow the applicant to pursue their marketing and design objectives while maintaining the goals of Traditional Neighborhood Development. The proposal remains consistent with the *Interim Hayden Run Corridor Plan* (2004), and will result in increased open and civic space, greater protection of natural resources and additional revenue to complete needed infrastructure projects in the area; now, therefore,

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

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

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, and being more particularly described as follows:

SUBAREA 1

0.24 ACRES

NEIGHBORHOOD EDGE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 3453 being out of that 53.320 acre tract conveyed to Dominion Homes, Inc by deed of record in Instrument Number 200509230198943, (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows:

Beginning, for reference, at the centerline intersection of Aderholt Road with Ellis Brook Drive;

thence South 06° 03' 03" East, with the centerline of said Ellis Brook Drive, a distance of 161.38 feet to a point in the northerly line of said 53.320 acre tract;

thence North 83° 02' 04" East, with the southerly line of Lots 354, 355, 356, 357, and 358, of that subdivision entitled "Hayden Farms Section 5" of record in Plat Book 112, Pages 6 and 7, a distance of 277.39 feet to the TRUE POINT OF BEGINNING;

thence North 83° 02' 04" East, partly with the southerly line of Lot 354 and Lot 353 of said "Hayden Farms Section 5", a distance of 41.60 feet to a point;

thence across said 53.320 acre tract, the following courses and distances: South 30° 48' 16" East, a distance of 144.43 feet to a point;

South 59° 11' 44" West, a distance of 16.06 feet to a point of curvature;

with the arc of a curve to the right having a central angle of 24° 51' 30" radius of 200.00 feet an arc length of 86.77 feet and a chord bearing and distance of South 71° 37' 29" West, 86.09 feet to a point;

South 84° 03' 14" West, a distance of 6.54 feet to a point;

North 05° 47' 02" West, a distance of 24.00 feet to a point of curvature;

with the arc of a curve to the left having a central angle of $03^{\circ} 53' 08''$, a radius of 173.00 feet, an arc length of 11.73 feet and a chord bearing and distance of North $82^{\circ} 06' 40''$ East, 11.73 feet to a point;
thence North $09^{\circ} 49' 54''$ West, a distance of 131.49 feet to the TRUE POINT OF BEGINNING and containing 0.24 acre of land, more or less.

This description was prepared from record information only and should be used for zoning purposes only.

To Rezone From: NE, Neighborhood Edge, and NG, Neighborhood General Districts,

To: NE, Neighborhood Edge District.

SUBAREA 2

23.39 ACRES

NEIGHBORHOOD CENTER

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 3453 being out of that 53.320 acre and that 36.964 acre tract conveyed to Dominion Homes, Inc by deeds of record in Instrument Number 200509230198943 and 200610040198671, (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows

Beginning, for reference, at the centerline intersection of Aderholt Road with Ellis Brook Drive;

thence South $06^{\circ} 03' 03''$ East, with the centerline of said Ellis Brook Drive, a distance of 161.38 feet to a point in the northerly line of said 53.320 acre tract;

thence North $83^{\circ} 02' 04''$ East, with the southerly line of Lots 353, 354, 355, 356, 357, and 358, of that subdivision entitled "Hayden Farms Section 5" of record in Plat Book 112, Pages 6 and 7, a distance of 345.00 feet to a point;

thence South $30^{\circ} 48' 16''$ East, across said 53.320 acre tract, a distance of 117.43 feet the TRUE POINT OF BEGINNING;
thence across said 53.320 and 36.964 acre tracts, the following courses and distances: North $59^{\circ} 11' 44''$ East, a distance of

55.64 feet to a point of curvature;

with the arc of a curve to the right, having a central angle of $24^{\circ} 51' 30''$, a radius of 227.00 feet, an arc length of 98.49 feet, and a chord bearing and distance of North $71^{\circ} 37' 29''$ East, 97.72 feet to a point;

thence North $84^{\circ} 03' 14''$ East, a distance of 355.14 feet to a point of curvature;

with the arc of a curve to the right, having a central angle of $89^{\circ} 57' 59''$, radius of 127.00 feet, an arc length of 199.42 feet and a chord bearing and distance of South $50^{\circ} 55' 45''$ East, 179.55 feet to a point;

South $05^{\circ} 56' 46''$ East, a distance of 338.00 feet to a point of curvature;

with the arc of a curve to the left, having a central angle of $90^{\circ} 00' 00''$, a radius of 20.00 feet, an arc length of 31.42 feet, and a chord bearing and distance of South $50^{\circ} 56' 46''$ East, 28.28 feet to a point;

North $84^{\circ} 03' 14''$ East, a distance of 172.85 feet to a point; South $05^{\circ} 56' 46''$ East, a distance of 507.20 feet to a point;

South $84^{\circ} 03' 14''$ West, a distance of 16.00 feet to a point;

South $05^{\circ} 56' 46''$ East, a distance of 414.43 feet to a point of curvature;

with the arc of a curve to the left, having , a central angle of $77^{\circ} 26' 38''$, a radius of 20.00 feet an arc length of 27.03 feet, and a chord bearing and distance of South $44^{\circ} 40' 05''$ East, 25.02 feet to a point;

thence South $83^{\circ} 22' 17''$ West, a distance of 758.69 feet to a point;

with the arc of a curve to the right, having a central angle of $87^{\circ} 46' 11''$, a radius of 20.00 feet, an arc length of 30.64 feet, and a chord bearing and distance of North $49^{\circ} 49' 50''$ West, a distance of 27.73 feet to a point;

North $05^{\circ} 56' 46''$ West, a distance of 168.62 feet to a point; North $07^{\circ} 46' 26''$ West, a distance of 94.05 feet to a point;

North $05^{\circ} 56' 46''$ West, a distance of 1020.70 feet to a point; South $84^{\circ} 03' 14''$ West, a distance of 54.09 feet to a point;

with the arc of a curve to the left, having a central angle of 95° 20' 52", a radius of 20.00 feet, an arc length of 33.28 feet, and a chord bearing and distance of North 59° 06' 35" West, 29.57 feet to a point;

with the arc of a curve to the right, having a central angle of 10° 50' 16", a radius of 227.00 feet, an arc length of 42.94 feet, and a chord bearing and distance of South 78° 38' 07" West, 42.87 feet to a point;
South 84° 03' 14" West, a distance of 13.09 feet to a point; North 05° 47' 02" West, a distance of 24.00 feet to a point;

North 84° 03' 14" East, a distance of 6.54 feet to a point;

with the arc of a curve to the left, having a central angle of 24° 51' 30", a radius of 200.00 feet, an arc length of 86.77 feet, and a chord bearing and distance of North 71° 37' 29" East, 86.09 feet to a point;
North 59° 11' 44" East, a distance of 16.06 feet to a point;
thence North 30° 48' 16" West, a distance of 27.00 feet to the TRUE POINT OF BEGINNING and containing 23.39 acres of land, more or less.

This description was prepared from record information only and should be used for zoning purposes only.

To Rezone From: NE, Neighborhood Edge, NG, Neighborhood General, and NC, Neighborhood Center Districts,

To: NC, Neighborhood Center District.

SUBAREA 3

19.71 ACRES

NEIGHBORHOOD GENERAL

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 3453 being out of that 53.320 acre and that 36.964 acre tract conveyed to Dominion Homes, Inc by deeds of record in Instrument Number 200509230198943 and 200610040198671, (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows

Beginning, for reference, at the centerline intersection of Aderholt Road, with Ellis Brook Drive;

thence South 06° 03' 03" East, with the centerline of said Ellis Brook Drive, a distance of 161.38 feet to a point in the northerly line of said 53.320 acre tract;

thence North 83° 02' 04" East, with the southerly line of Lots 354, 355, 356, 357, and 358, of that subdivision entitled "Hayden Farms Section 5" of record in Plat Book 112, Pages 6 and 7, a distance of 277.39 feet to a point;

thence North 83° 02' 04" East, partly with the southerly line of Lot 354 and Lot 353 of said "Hayden Farms Section 5", a distance of 41.60 feet the TRUE POINT OF BEGINNING;

thence North 83° 02' 04" East, with the southerly line of said "Hayden Farms Section 5", a distance of 823.48 feet to a point in the westerly line of that tract conveyed to New York Central Lines, LLC by deed of record in Instrument Number

200212180325201;

thence South 39° 15' 59" East, with said westerly line, a distance of 1856.62 feet to a point;

thence South 87° 15' 48" West, a distance of 885.23 feet to a point in an easterly corner of that 2.268 acre tract conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200411090257812;

thence South 83° 22' 17" West, with the northerly line of said 2.268 acre tract, a distance of 89.55 feet to a point of

curvature; thence across said 36.964 and 53.320 acre tracts, the following courses and distances:

with the arc of a curve to the right, having a central angle of 77° 26' 38", a radius of 20.00 feet, an arc length of 27.03 feet, and a chord bearing and distance of North 44° 40' 05" West, 25.02 feet to a point;

thence North 05° 56' 46" West, a distance of 414.43 feet to a

point; thence North 84° 03' 14" East, a distance of 16.00 feet to

a point;

thence North 05° 56' 46" West, a distance of 507.20 feet to a point;

thence South 84° 03' 14" West, a distance of 172.85 feet to a point of curvature;

with the arc of a curve to the right, having a central angle of 90° 00' 00" radius of 20.00 feet, an arc length 31.42 feet, and a chord that bears North 50° 56' 46" West, a chord distance of 28.28 feet to a point;

North 05° 56' 46" West, a distance of 338.00 feet to a point of curvature;

with the arc of a curve to the left, having a central angle of 89° 57' 59", a radius of 127.00 feet, an arc length 199.42 feet, and a chord bearing and distance of North 50° 55' 45" West, 179.55 feet to a point;

South 84°03'14" West, a distance of 355.14 feet to a point of curvature;

with the arc of a curve to the left, having a central angle of 24° 51' 30", a radius of 227.00 feet, an arc length of 98.49 feet, and a chord bearing and distance of South 71° 37' 29" West, 97.72 feet to a point;

South 59° 11' 44" West, a distance of 55.64 feet to a point;

North 30° 48' 16" West, a distance of 117.43 feet to the TRUE POINT OF BEGINNING and containing 19.71 acres of land, more or less.

This description was prepared from record information only and should be used for zoning purposes only.

To Rezone From: NE, Neighborhood Edge, NG, Neighborhood General, and NC, Neighborhood Center Districts,

To: NG, Neighborhood General District.

SUBAREA 4

8.96 ACRES

NEIGHBORHOOD GENERAL

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 3453 being out of the remainder of that 93.195 acre tract conveyed to Dominion Homes, Inc by deeds of record in Instrument Number 200409220221891, (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows;

Beginning, for reference, at the centerline intersection of Wabash River Street with Redwater Drive as shown on the subdivision plat entitled Haydens Crossing Section 5 part 3 of record in Plat Book 109, Pages 37 and 38;

Thence North 06° 06' 28" West, with the centerline of said Wabash River Street, a distance of 280.68 feet to a point in the northerly line of said Haydens Crossing Section 5 Part 3;

thence continuing with said centerline, with the arc of said curve, having a central angle of 01° 15' 05", a radius of 1010.00 feet, an arc length of 22.06 feet, a chord bearing and distance of North 06° 44' 00" West, 22.06 feet to a point on the southerly line of said original 93.195 acre tract;

Thence South 74° 06' 17" West, with said northerly line, a distance of 17.99 feet to the TRUE POINT OF BEGINNING;

Thence South 74° 06' 17" West, continuing with said northerly line, a distance of 127.89 feet to a point in an easterly line of that tract of land conveyed to The Falls at Hayden Run Ltd. by deed of record in Instrument Number 200411160262535;

Thence North 06° 02' 46" West, with said easterly line, a distance of 26.78 feet to a point;

Thence South 83° 10' 13" West, with a northerly line of said Falls at Hayden Run tract, a distance of 627.25 feet to a point in a westerly line of said 93.195 acre remainder;

Thence North 05° 45' 46" West, with said westerly line, a distance of 77.50 feet to a point; Thence across said 93.195 acre

remainder, the following courses and distances: North 84° 13' 48" East, a distance of 27.99 feet to a point of curvature to the left;

with the arc of said curve to the left having a central angle of 56° 53' 36", a radius of 174.27 feet, an arc length of 173.04

feet and a chord bearing and distance of North 55° 47' 01" East, 166.02 feet to a point of reverse curvature;
with the arc of said curve to the right having a central angle of 64° 37' 21", a radius of 20.00 feet, an arc length of 22.56 feet and a chord bearing and distance of North 59° 38' 53" East, 21.38 feet to a point of reverse curvature;
with the arc of said curve to the left having a central angle of 07° 43' 45", a radius of 101.00 feet, an arc length of 13.63 feet and a chord bearing and distance of North 88° 05' 41" East, 13.61 feet to a point of tangency;
North 84° 13' 48" East, a distance of 474.00 feet to a point;
North 05° 46' 12" West, a distance of 675.80 feet to a point;
South 84° 13' 48" West, a distance of 175.00 feet to a point of curvature to the right;
with the arc of said curve to the right having a central angle of 90° 00' 00", a radius of 20.00 feet, an arc length of 31.42 feet and a chord bearing and distance of North 50° 46' 12" West, 28.28 feet to a point of tangency;

North 05° 46' 12" West, a distance of 234.05 feet to a point of curvature to the right;

with the arc of said curve to the right having a central angle of 12° 59' 52", a radius of 125.96 feet, an arc length of 28.58 feet and a chord bearing and distance of North 00° 46' 33" East, 28.51 feet to a point of compound curvature;
with the arc of said curve to the right having a central angle of 90° 00' 00", a radius of 20.00 feet, an arc length of 31.42 feet and a chord bearing and distance of North 51° 12' 57" East, 28.28 feet to a point of tangency;
South 83° 47' 03" East, a distance of 355.70 feet to a point of curvature to the right;

with the arc of said curve to the right having a central angle of 44° 29' 20", a radius of 174.00 feet, an arc length of 135.11 feet and a chord bearing and distance of South 61° 32' 23" East, 131.74 feet to a point of tangency;
South 39° 17' 43" East, a distance of 96.70 feet to a point;

North 50° 27' 33" East, a distance of 110.00 feet to a point of curvature to the left;

with the arc of said curve to the left having a central angle of 89° 59' 59", a radius of 38.00 feet, an arc length of 59.69 feet and a chord bearing and distance of North 05° 42' 17" East, 53.74 feet to a point of tangency;

North 39° 17' 43" West, a distance of 59.91 feet to a point of curvature to the left;

with the arc of said curve to the left having a central angle of 44° 29' 20", a radius of 283.00 feet, an arc length of 219.74 feet and a chord bearing and distance of North 61° 32' 23" West, 214.26 feet to a point of tangency;

North 83° 47' 03" West, a distance of 452.19 feet to a point of curvature to the left;

with the arc of said curve to the left having a central angle of 11° 58' 44", a radius of 312.00 feet, an arc length of 65.23 feet and a chord bearing and distance of North 89° 46' 25" West, 65.11 feet to a point of tangency;

South 84° 13' 48" West, a distance of 350.04 feet to a point; North 05° 46' 12" West, a distance of 122.16 feet to a point;

South 83° 46' 55" East, a distance of 1040.31 feet to a point in the westerly line of that tract of land conveyed to New York Central Lines, LLC by deed of record in Instrument Number 200212180325201;

Thence South 39° 15' 59" East, with said westerly line, a distance of 306.25 feet to a point; Thence across said 93.195 acre remainder, the following courses and distances: South 50° 42' 17" West, a distance of 253.28 feet to a point of curvature to the right;

with the arc of said curve to the right having a central angle of 33° 31' 32" a radius of 101.00 feet, an arc length of 59.10 feet and a chord bearing and distance of South 67° 28' 03" West, 58.26 feet to a point of tangency;

South 84° 13' 48" West, a distance of 154.14 feet to a point of curvature to the left;

with the arc of said curve to the left having a central angle of 90° 01' 44", a radius of 20.00 feet, an arc length of 31.43 feet and a chord bearing and distance of South 39° 12' 56" West, 28.29 feet to a point;

South 84° 03' 56" West, a distance of 51.88 feet to a point; South 05° 56' 04" East, a distance of 623.89 feet to a point;

and South 05° 38' 18" East, a distance of 137.20 feet to THE TRUE POINT OF BEGINNING containing 8.96 acres of land, more or less.

This description was prepared from record information only and should be used for zoning purposes only.

To Rezone From: NE, Neighborhood Edge, and NG, Neighborhood General Districts,

To: NG, Neighborhood General District.

SUBAREA 5

13.64 ACRES

NEIGHBORHOOD EDGE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 3453 being out of the remainder of that 93.195 acre tract conveyed to Dominion Homes, Inc by deeds of record in Instrument Number 200409220221891, (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows;

Beginning, for reference, at the centerline intersection of Wabash River Street with Redwater Drive as shown on the subdivision plat entitled Haydens Crossing Section 5 part 3 of record in Plat Book 109, Pages 37 and 38;

Thence North 06° 06' 28" West, with the centerline of said Wabash River Street, a distance of 280.68 feet to a point in the northerly line of said Haydens Crossing Section 5 Part 3;

thence continuing with said centerline, with the arc of said curve, having a central angle of 01° 15' 05", a radius of 1010.00 feet, an arc length of 22.06 feet, a chord bearing and distance of North 06° 44' 00" West, 22.06 feet to a point on the southerly line of said original 93.195 acre tract;

Thence South 74° 06' 17" West, with said northerly line, a distance of 17.99 feet to the TRUE POINT OF BEGINNING:

Thence across said 93.195 acre remainder, the following courses and distances:

North 05° 38' 18" West, a distance of 137.20 feet to a point;

North 05° 56' 04" West, a distance of 623.89 feet to a point;

North 84° 03' 56" East, a distance of 51.88 feet to a point on the arc of a curve to the right;

with the arc of said curve to the right having a central angle of 90° 01' 44" , a radius of 20.00 feet, an arc length of 31.43 feet and a chord bearing and distance of North 39° 12' 56" East, 28.29 feet to a point of tangency;

North 84° 13' 48" East, a distance of 154.14 feet to a point of curvature to the left;

with the arc of said curve to the left having a central angle of 33° 31' 32", a radius of 101.00 feet, an arc length of 59.10 feet and a chord bearing and distance of North 67° 28' 03" East, 58.26 feet to a point of tangency; and

North 50° 42' 17" East, a distance of 253.28 feet to a point in the westerly line of that tract conveyed to New York Central Lines, LLC by deed of record in Instrument Number 200212180325201;

Thence South 39° 15' 59" East, with said westerly line, a distance of 911.73 feet to a northeasterly corner of said Haydens Crossing Section 5 Part 3;

Thence South 74° 06' 17" West, with said northerly line, a distance of 1010.37 feet to the TRUE POINT OF BEGINNING and containing 13.64 acres of land, more or less.

This description was prepared from record information only and should be used for zoning purposes only.

To Rezone From: NE, Neighborhood Edge, and NG, Neighborhood General Districts,

To: NE, Neighborhood Edge District.

Break1

SUBAREA 6

18.28 ACRES

NEIGHBORHOOD CENTER

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Virginia Military Survey Number 3453, being part of that original 93.195 acre tract as conveyed to Dominion Homes, Inc. by deed of record in Instrument

Number 200409220221891 and that 73.476 acre tract as conveyed to The Falls At Hayden Run, Ltd. by deed of record in Instrument Number 200411160262534 (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the centerline intersection of Redwater Drive with Wabash River Street of record in Plat Book 109, Pages 37 and 38;

thence North 06° 06' 28" West, with the centerline of Wabash River Street, a distance of 280.68 feet to a point of curvature to the left;

thence continuing with said centerline, with the arc of said curve, having a central angle of 01° 15' 05", a radius of 1010.00 feet, an arc length of 22.06 feet, a chord bearing and distance of North 06° 44' 00" West, 22.06 feet to a point on the southerly line of said original 93.195 acre tract;

thence with said southerly line, the following courses and distances:

South 74° 06' 17" West, a distance of 145.88 feet to a point;

North 06° 02' 46" West, a distance of 26.78 feet to a point;

South 83° 10' 13" West, a distance of 627.25 feet to the southwesterly corner of said original 93.195 acre tract;

thence North 05° 45' 46" West, with the westerly line of said original 93.195 acre tract, a distance of 77.50 feet to the TRUE POINT OF BEGINNING;

thence North 05° 45' 46" West, continuing with said westerly line, a distance of 1339.23 feet to a point on the southerly right-of-way line of Hayden Run Boulevard of record in Plat Book 112, Page 32;

thence North 83° 22' 17" East, with said southerly right-of-way line and across said original 93.195 acre tract, a distance of 53.95 feet to a point;

thence continuing across said original 93.195 acre tract, the following courses and distances:

South 83° 46' 55" East, a distance of 3.97 feet to a point;

South 05° 46' 12" East, a distance of 122.16 feet to a point;

North 84° 13' 48" East, a distance of 350.04 feet to a point of curvature to the right;

with the arc of said curve, having a central angle of 11° 58' 44", a radius of 312.00 feet, an arc length of 65.23 feet, a chord bearing and distance of South 89° 46' 25" East, 65.11 feet to a point;

South 83° 47' 03" East, a distance of 452.19 feet to a point on the arc of a curve to the right;

with the arc of said curve, having a central angle of 44° 29' 20", a radius of 283.00 feet, an arc length of 219.74 feet, a chord bearing and distance of South 61° 32' 23" East, 214.26 feet to a point;

South 39° 17' 43" East, a distance of 59.91 feet to a point on the arc of a curve to the right;

with the arc of said curve, having a central angle of 89° 59' 59", a radius of 38.00 feet, an arc length of 59.69 feet, a chord bearing and distance of South 05° 42' 17" West, 53.74 feet to a point;

South 50° 27' 33" West, a distance of 110.00 feet to a point;

North 39° 17' 43" West, a distance of 96.70 feet to a point on the arc of a curve to the right;

with the arc of said curve, having a central angle of 44° 29' 20", a radius of 174.00 feet, an arc length of 135.11 feet, a chord bearing and distance of North 61° 32' 23" West, 131.74 feet to a point;

North 83° 47' 03" West, a distance of 355.70 feet to a point on the arc of a curve to the left;

with the arc of said curve, having a central angle of 90° 00' 00", a radius of 20.00 feet, an arc length of 31.42 feet, a chord bearing and distance of South 51° 12' 57" West, 28.28 feet to a point of compound curvature;

with the arc of said curve, having a central angle of 12° 59' 52", a radius of 125.96 feet, an arc length of 28.58 feet, a chord bearing and distance of South 00° 46' 33" West, 28.51 feet to a point;

South 05° 46' 12" East, a distance of 234.05 feet to a point on the arc of a curve to the left;

with the arc of said curve, having a central angle of 90° 00' 00", a radius of 20.00 feet, an arc length of 31.42 feet, a chord bearing and distance of South 50° 46' 12" East, 28.28 feet to a point;

North 84° 13' 48" East, a distance of 175.00 feet to a point; South 05° 46' 12" East, a distance of 675.80 feet to a point;

South 84° 13' 48" West, a distance of 474.00 feet to a point of curvature to the right;

with the arc of said curve, having a central angle of 07° 43' 45", a radius of 101.00 feet, an arc length of 13.63 feet, a

chord bearing and distance of South 88° 05' 41" West, 13.61 feet to a point of reverse curvature to the left; with the arc of said curve, having a central angle of 64° 37' 21", a radius of 20.00 feet, an arc length of 22.56 feet, a chord bearing and distance of South 59° 38' 53" West, 21.38 feet to a point of curvature top the right; with the arc of said curve, having a central angle of 56° 53' 36", a radius of 174.27 feet, an arc length of 173.04 feet, a chord bearing and distance of South 55° 47' 01" West, 166.02 feet to a point; South 84° 13' 48" West, a distance of 27.99 feet to the TRUE POINT OF BEGINNING and containing 18.28 acres of land, more or less.

To Rezone From: NE, Neighborhood Edge, and NG, Neighborhood General Districts,

To: NC, Neighborhood Center District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge Districts 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 NC, Neighborhood Center, NG, Neighborhood General and NE, Neighborhood Edge Districts and Application among the records of the Building Services Division as required by Section 3320.13 of the Columbus City Codes; said plans being titled, "**PROPOSED REZONING PLAN 1/7,**" "**DEVELOPMENT PLAN 2/7,**" "**DEVELOPMENT PLAN 3/7,**" "**NATURAL FEATURES 4/7,**" "**ZONING DISTRICTS 5/7,**" "**CIVIC SPACES 6/7,**" "**OVERALL SITE SUMMARY 7/7,**" and TND statement of principles titled, "**STATEMENT ADDRESSING TND PRINCIPLES,**" all signed on May 7, 2009 by Robert A. Meyer, Jr., Attorney for the Applicant.

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

Legislation Number: 0840-2009

Drafting Date: 06/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

A. Need. This legislation authorizes the Director of Public Utilities to enter into contract for Janitorial Services, for the Division of Sewerage and Drainage. This contract was bid on May 13, 2009, and is proposed as a multi-year contract with incremental funding, approximately annually, as stated in the Bidding Documents.

B. Procurement History. This procurement has been conducted in accordance with the requirements for competitive sealed bidding in Section 329, Columbus City Codes, 1959. An Invitation For Bidders (IFB) was published electronically and in the "City Bulletin" in April, 2009. A Pre-Bid Meeting was held on April 28, 2009. Fourteen sets of Bidding Documents were obtained by prospective Bidders, and five Bids were received on May 13, 2009, bid tabulation is attached.

C. Recommended Contract Award. The bid of AA Programmed Janitorial and Building Maintenance, Inc. appears to be free of substantive defects. This bid is within the budget, and has also been tendered by an entity which is well qualified to the contract work. Award is recommended to AA programmed Janitorial and Building Maintenance, Inc. of Columbus, Ohio, who is the lowest Responsive and Responsible and Best Bidder.

Supplier: AA Programmed Janitorial and Building Maintenance (31-1190027) Expires 4-10-11

Fiscal Impact: The FY2009 Budget allocates sufficient funds for this contract. Amounts appropriated for this purpose in recent years are as follows:

\$200,000.00 was spent in 2009

\$190,000.00 was spent in 2008

PROJECT LOCATIONS:

This project involves the Division's the Jackson Pike Wastewater Treatment Plant, the Southerly Wastewater Treatment Plant, the Compost Facility, the Sewer Maintenance Operation Center and the Truck Waste Disposal Site.

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

Title

To authorize the Director of 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).

Body

WHEREAS, bids for Janitorial Services for the Division of Sewerage and Drainage were received by the Director of Public Utilities on May 13, 2009; and

WHEREAS, the bids received have now been reviewed and a recommendation for award has been made; and

WHEREAS, this project involves the Division's the Jackson Pike Wastewater Treatment Plant, the Southerly Wastewater Treatment Plant, the Compost Facility, the Sewer Maintenance Operation Center and the Truck Waste Disposal Site, now, therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to contract with AA Programmed Janitorial and Building Maintenance, Inc., 1423 East Main Street, Columbus, OH 43205, for Janitorial Services for the Division of Sewerage and Drainage, in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 2. That the said firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 3. That the expenditure of \$174,192.00, or as much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund 650, Division 60-05, to pay the cost of this contract, as follows:

Jackson Pike Wastewater Treatment Plant

OCA: 605030
Object Level: 3396
Amount: \$24,060.00

Southerly Wastewater Treatment Plant

OCA: 605063
Object Level: 3396
Amount: \$24,096.00

Fairwood Complex

OCA: 606202
Object Level: 3396
Amount: \$78,240.00

Pretreatment

OCA: 605592
Object Level: 3396
Amount: \$5,700.00

Compost

OCA: 605899
Object Level: 3396
Amount: \$24,060.00

Treatment Engineering

OCA: 605378
Object Level: 3396
Amount: \$18,036.00

Total Request: \$174,192.00

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

Legislation Number: 0841-2009

Drafting Date: 06/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with John Eramo & Sons, Inc., in the amount of \$3,562,606.97, for the Mound/Harrisburg Pike 24" Water Main Project, Division of Power and Water Contract Number 915.

Work under this contract will consist of constructing a 24" water main along Mound Street from Yale to Harrisburg Pike, then along Harrisburg Pike to Frank Road. Additionally, an 8" water main will be constructed along Harrisburg Pike from Clime Road to Eakin Road. The purpose of this project is to improve flow and water quality and replace water mains that require repeated regular maintenance. Services will be transferred from an existing 8" main to an existing 16" main from Clime Rd. to Big Run Road. The existing 8" main will be abandoned. Construction is estimated to take place from August 2009 through June 2011.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened six bids on May 20, 2009. Bids were received from: John Eramo & Sons, Inc. - \$3,562,606.97; Shelly & Sands, Inc. - \$3,646,480.38; Foill, Inc. - \$3,844,639.98 (incomplete); Fields Excavating - \$3,866,993.27; George J. Igel & Co. - \$3,893,458.40; Complete General Construction Co. - \$3,997,348.02.

The lowest bid was from John Eramo & Sons, Inc. in the amount of \$3,562,606.97. Their Contract Compliance Number is 31-0724866 (expires 4/8/10, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amounts can be found on the attached Legislation Information Form.

EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner as the Ohio Department of Transportation (ODOT) currently has a project along U.S. 62 (Harrisburg Pike) and the Division of Power and Water is participating with the construction of a 24-inch water main and an 8-inch water main. In order to coordinate both projects it is critical that construction on our project start this summer. Also, the Franklin County Engineer's Office will be using adjacent streets as detours during their Alkire Road construction project, which is scheduled to start construction in 2010.

3. FISCAL IMPACT: This Ordinance authorizes the City Auditor to appropriate and transfer funds from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund in order to fund this proposed expenditure. This transaction is a temporary measure that is required until such time as the Division is able to execute a loan with the Water Supply Revolving Loan Account Fund and reimburse the Water System Reserve Fund. The loan is expected to be approved on Thursday, June 25, 2009.

Title

To authorize the Director of Public Utilities to execute a construction contract with John Eramo & Sons, Inc. for the Mound/Harrisburg Pike 24" Water Main Project; to authorize the appropriation and transfer of \$3,562,606.97 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$3,562,606.97 within the Water Supply Revolving Loan Account Fund for the Division of Power and Water; and to declare an emergency. (\$3,562,606.97)

Body

WHEREAS, six bids for the Mound/Harrisburg Pike 24" Water Main Project were received and publicly opened in the offices of the Director of Public Utilities on May 20, 2009; and

WHEREAS, the lowest and best bid was from John Eramo & Sons, Inc. in the amount of \$3,562,606.97; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Mound/Harrisburg Pike 24" Water Main Project; and

WHEREAS, it is immediately necessary to both appropriate funds from the Water System Reserve Fund and to authorize the transfer of said funds into the Water Supply Revolving Loan Account Fund; in order to temporarily fund this expenditure, until such time as the City is able to execute a loan for the above stated purpose and reimburse the Water System Reserve Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a construction contract with John Eramo & Sons, Inc., for the Mound/Harrisburg Pike 24" Water Main Project, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund, in an emergency manner so that the Ohio Department of Transportation (ODOT) and the City of Columbus can coordinate work in the vicinity, requiring City construction to begin this summer, and for also allowing Franklin County to use adjacent streets as detours for their project in the area, 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 from the unappropriated monies in the Water System Reserve Fund 603, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$3,562,606.97 is hereby appropriated to the Division of Power and Water, Division

60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 2. That the City Auditor is hereby authorized to transfer \$3,562,606.97 to the Water Supply Revolving Loan Account Fund No. 616, into the appropriate project accounts as specified within Section 3 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That \$3,562,606.97 is hereby appropriated for the Mound/Harrisburg Pike 24" Water Main Project within the Water Supply Revolving Loan Account Fund No. 616 | Division 60-09 | Object Level Three 6629 | as follows:

Project No. 690407 | Project Name: Mound/Harrisburg 24" W.M. | OCA Code 616407 | Amount: \$3,562,606.97

SECTION 4. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 5. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Mound/Harrisburg Pike 24" Water Main Project with the lowest and best bidder, John Eramo & Sons, Inc., 3670 Lacon Rd., Hilliard, Ohio 43026; in the amount of \$3,562,606.97; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 6. That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

SECTION 7. That for the purpose of paying the cost of the Water Supply Revolving Loan Acct. Fund Eligible Items within the aforementioned construction contract, the following expenditure of \$3,562,606.97 or as much thereof as may be needed is hereby authorized as follows: Fund No. 616, Dept/Div. No. 60-09, Project: 690407, OCA Code 616407, Object Level One 06, Object Level Three 6629.

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

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

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

SECTION 11. That 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: 0842-2009

Drafting Date: 06/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes an appropriation of \$1,277,623.00 from the unappropriated balance of the Federal, State and Mandatory Law Enforcement Contraband/Seizure Funds for the Division of Police. Funds were received from seized and forfeited property and are used solely for law enforcement purposes as specified in Ordinance 1850-85. These funds are used to purchase various services, supplies, and equipment.

BID INFORMATION: N/A

CONTRACT COMPLIANCE NUMBER: N/A

EMERGENCY DESIGNATION: Emergency legislation is requested in order to provide immediate funding for maintenance contracts, to procure needed supplies, and to conduct training.

FISCAL IMPACT: This ordinance authorizes an appropriation of \$1,277,623.00 in the Federal, State and Mandatory Law Enforcement Contraband/Seizure Funds for the Division of Police. There is no financial impact on the General Fund due to this legislation.

Title

To authorize an appropriation of \$1,277,623.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police, to purchase equipment, supplies, and services; and to declare an emergency. (\$1,277,623.00)

Body

WHEREAS, monies were received from seized and forfeited property; and

WHEREAS, funds received from these forfeitures must be solely used for law enforcement purposes as specified in Ordinance #1850-85; and

WHEREAS, an emergency exists in the usual daily operations of the Public Safety Department, Division of Police, in that it is immediately necessary to appropriate funds in the Law Enforcement Contraband Seizure Fund in order to purchase supplies, services, and equipment for the Division of Police for the preservation of public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That from the unappropriated monies in the Law Enforcement Contraband Seizure Fund, Fund No. 219, 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 \$1,277,623.00 is appropriated to the Division of Police, #30-03, as follows:

STATE SEIZURE

OBJ LEVEL 1	OBJ LEVEL 3	OCA	Sub-Fund	AMOUNT
02	2193	301838	002	1,450.00
02	2194	301838	002	1,398.00
02	2201	301838	002	4,000.00
02	2215	301838	002	8,057.00
02		2244	301838 002	4,965.00
02	2290	301838	002	10,250.00
03	3323	301838	002	960.00
03	3390	301838	002	2,000.00
03		3407	301838 002	60,000.00
05	5513	301838	002	10,000.00
TOTAL				\$ 103,080.00

MANDATORY DRUG FINES

OBJ LEVEL 1	OBJ LEVEL 3	OCA	SUB-FUND	AMOUNT
02	2194	300459	020	5,542.00
02	2215	300459	020	6,200.00
TOTAL				\$ 11,742.00

FEDERAL SEIZURE

<u>OBJ LEVEL 1</u>	<u>OBJ LEVEL 3</u>	<u>OCA</u>	<u>SUB-FUND</u>	<u>AMOUNT</u>	
02	2140	300988	016	2,500.00	
02	2193	300988	016	214,400.00	
02	2194	300988	016	27,450.00	
02	2203	300988	016	97,860.00	
02	2213	300988	016	11,280.00	
02	2215	300988	016	130,846.00	
02	2224	300988	016	26,200.00	
03	3295	300988	016	38,950.00	
03		3327	300988	016	71,000.00
03	3336	300988	016	6,000.00	
03	3358	300988	016	3,993.00	
03	3367	300988	016	57,480.00	
03	3372	300988	016	270,152.00	
03	3390	300988	016	10,000.00	
03	3411	300988	016	12,000.00	
06	6640	300988	016	6,000.00	
06	6643	300988	016	49,550.00	
06	6647	300988	016	65,000.00	
06	6649	300988	016	50,000.00	
06	6697	300988	016	12,140.00	
TOTAL				\$1,162,801.00	

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

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

Legislation Number: 0847-2009

Drafting Date: 06/04/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

A number of encroachments into the public rights-of-way were discovered during the plan development phase of the River South, Phase II, Improvement Project. These encroachments include building foundations, building facades, walls,

doorways, stoops, and steps. Encroachments into public rights-of-way must be removed or must be permitted by the local public agency ("LPA") prior to the LPA certifying all necessary right-of-way is acquired and available for use as a part of any Federal/State funded project. The following legislation authorizes the Director of the Department of Public Service to execute any documents necessary to grant encroachment easements for existing encroachments into the public rights-of-way as required prior to certification that all right-of-way is cleared and available for construction of the River South, Phase II, Improvement Project, a Federal/State funded project.

2. Emergency designation

The City must be in a position to certify all necessary right-of-way is acquired and available for use as a part of this project on or before November 15, 2009. Emergency action is requested to allow for document preparation, execution and recording prior to this date.

Title

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements for existing building foundations, building facades, doorways, stoops and steps within those public rights-of-way needed for the River South, Phase II, Improvement Project and to declare an emergency.

Body

WHEREAS, a number of encroachments into the public rights-of-way were discovered during the plan development phase of the River South, Phase II, Improvement Project; and

WHEREAS, these encroachments include building foundations, building facades, walls, doorways, stoops and steps; and

WHEREAS, encroachments into public rights-of-way must be removed or must be permitted by the local public agency ("LPA") prior to the LPA certifying all necessary right-of-way is acquired and available for use as a part of a Federal/State funded project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director of the Department to execute those documents necessary to grant encroachment easements for existing encroachments into the public rights-of-way needed for the River South, Phase II, Improvement Project for the preservation of the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the Director of the Department of Public Service be and is hereby authorized to execute those documents necessary to grant the following described encroachment easements; to-wit:

0.004 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over, and across the right-of-way of Main Street, (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the intersection of the southerly right-of-way line of said Main Street with the easterly right-of-way line of Jewett Street (20 feet wide), being the northwesterly corner of Lot 3 of that subdivision entitled "Old Penitentiary Lot" of record in Plat Book 1, Page 240;

Thence across the right-of-way of said Main Street, the following courses and distances;

North 08°05'41" West, a distance of 1.00 foot to a point;

North 81°54'19" East, a distance of 67.96 feet to a point;

North 08°05'41" West, a distance of 1.00 foot to a point;

North 81°54'19" East, a distance of 21.00 feet to a point;

South 08°05'41" East, a distance of 1.00 foot to a point;

North 81°54'19" East, a distance of 66.02 feet to a point;

South 08°05'41" East, a distance of 1.00 foot to a point in at the northeasterly corner of Lot 1 of said "Old Penitentiary Lot";

Thence South 81°54'19" West, with the southerly right-of-way line of said Main Street, a

distance of 154.98 feet to the POINT OF BEGINNING and containing 0.004 acre of land, more or less.

0.002 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over and across the right-of-way of Main Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the intersection of the southerly right-of-way line of said Main Street with the easterly right-of-way line of Ludlow Street (33 feet wide), being the northwesterly corner of Lot 98 of that subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247, Plat Book 14, Page 27;

Thence across the right-of-way of said Main Street, the following courses and distances:

North 08°05'41" West, a distance of 4.50 feet to a point;

North 81°54'19" East, a distance of 10.91 feet to a point;

South 08°05'41" East, a distance of 4.00 feet to a point;

North 81°54'19" East, a distance of 33.00 feet to a point;

South 08°05'41" East, a distance of 0.50 feet to a point on the southerly right-of-way line of said Main Street;

Thence South 81°54'19" West, with said southerly right-of-way line, a distance of 43.91 feet to the POINT OF BEGINNING and containing 0.002 acre of land, more or less.

0.005 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over and across the right-of-way of Main Street (82.5 feet wide) and Front Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the intersection of the southerly right-of-way line of said Main Street with the westerly right-of-way line of Front Street (82.5 feet wide), being the northeasterly corner of Lot 98 of that subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247, Plat Book 14, Page 27;

Thence South 81°54'19" West, with the southerly right-of-way line of said Main Street, a distance of 15.83 feet to a point;

Thence across the right-of-way of said Main Street and Front Street, the following courses and distances:

North 08°05'41" West, a distance of 2.00 feet to a point;

North 81°54'19" East, a distance of 17.83 feet to a point;

South 08°06'29" East, a distance of 94.30 feet to a point;

South 81°51'25" West, a distance of 2.00 feet to a point on the westerly right-of-way line of said Front Street;

Thence North 08°06'29" West, with said westerly right-of-way line, a distance of 92.30 feet to the POINT OF BEGINNING and containing 0.005 acre of land more or less.

0.004 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over and across the right-of-way of Main Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the southwestly corner of Lot 5 of that subdivision entitled "G. G. Comstock" of record in Plat Book 1, Page 58, at the southeasterly corner of Lot 4 of "G. G. Comstock", being on the northerly right-of-way line of said Main Street;

Thence North 81°54'19" East, with the northerly right-of-way line of said Main Street, a distance of 7.02 feet to the TRUE POINT OF BEGINNING;

Thence North 81°54'19" East, continuing with the northerly right-of-way line of said Main Street, a distance of 33.50 feet to a point;

Thence across the right-of-way of Main Street, the following courses and distances:
South 08°00'28" East, a distance of 4.50 feet to a point;
South 81°54'19" West, a distance of 12.50 feet to a point;
South 08°00'28" East, a distance of 1.50 feet to a point;
South 81°54'19" West, a distance of 8.00 feet to a point;
North 08°00'28" West, a distance of 1.50 feet to a point;
South 81°54'19" west, a distance of 13.00 feet to a point'
North 08°00'28" West, a distance of 4.50 feet to the TRUE POINT OF BEGINNING and containing 0.004 acre of land, more or less.

0.002 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over and across the right-of-way of Main Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the southeasterly corner of Lot 99 of that subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247, and Plat Book 14, Page 27, at the southwesterly corner of Lot 100 of "Plat of City of Columbus", being on the northerly right-of-way line of said Main Street;

Thence South 81°54'19" West, with the northerly right-of-way line of said Main Street, a distance of 3.90 feet to the TRUE POINT OF BEGINNING;

Thence across the right-of-way of said Main Street, the following courses and distances:

South 08°10'54" East, a distance of 4.00 feet to a point;

South 81°54'19" West, a distance of 26.00 feet to a point;

North 08°10'54" West, a distance of 4.00 feet to a point on the northerly right-of-way line of said Main Street;

Thence North 81°54'19" East, with said northerly right-of-way line, a distance of 26.00 feet to the TRUE POINT OF BEGINNING and containing 0.002 acre of land, more or less.

18.000 Square Feet Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over and across the right-of-way of Main Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the southwesterly corner of Lot 6 of that subdivision entitled "Patterson Miner and Parson's Subdivision" of record in Deed Book 18, Page 296, a the southeasterly corner of Lot 7 of "Patterson Miner and Parson's Subdivision", being on the northerly right-of-way line of said Main Street;

Thence North 81°54'19" East, with the northerly right-of-way line of said Main Street, a distance of 17.08 feet to a point;

Thence across the right-of-way of said Main Street, the following courses and distances:

South 08°05'41" East, a distance of 1.00 foot to a point;

South 81°54'19" West, a distance of 18.00 feet to a point;

North 08°05'41" West, a distance of 1.00 foot to a point on the northerly right-of-way line of said Main Street;

Thence North 81°54'19" East, with said northerly right-of-way line, a distance of 0.92 feet to the POINT OF BEGINNING and containing 18.000 square feet of land, more or less.

0.006 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over, and across the right-of-way of Rich Street (82.5 feet wide) and High Street (100 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the intersection of the southerly right-of-way line of said Rich Street with the westerly right-of-way line of said High Street, being the northeasterly corner of Lot 251 of that

subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247, Plat Book 14, Page 27;

Thence South 81°50'15" West, with the southerly right-of-way line of said Rich Street, a distance of 175.82 feet to a point;

Thence across the right-of-way of said Rich Street and High Street, the following courses and distances;

North 08°09'45" West, a distance of 1.00 foot to a point;

North 81°50'15" East, a distance of 134.00 feet to a point;

North 08°09'45" West, a distance of 4.50 feet to a point;

North 81°50'15" East, a distance of 15.50 feet to a point;

South 08°09'45" East, a distance of 4.50 feet to a point;

North 81°50'15" East, a distance of 27.32 feet to a point;

South 08°07'31" East, a distance of 13.11 feet to a point;

South 81°58'15" West, a distance of 1.00 foot to a point on the westerly right-of-way line of said High Street;

North 08°07'31" West, a distance of 12.11 feet to the POINT OF BEGINNING and containing 0.006 acre of land, more or less.

0.001 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over, and across the right-of-way of Rich Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

BEGINNING at the intersection of the northerly right-of-way line of said Rich Street with the westerly right-of-way line of High Street (100 feet wide), being the southeasterly corner of Lot 252 of that subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247, Plat Book 14, Page 27;

Thence across the right-of-way of said Rich Street, the following courses and distances:

South 08°09'45" East, a distance of 0.50 feet to a point;

South 81°50'15" West, a distance of 126.38 feet to a point;

North 08°09'45" West, a distance of 0.50 feet to a point on the southerly right-of-way line of said Rich Street;

Thence North 81°50'15" East, a distance of 126.38 feet to the POINT OF BEGINNING and containing 0.001 acre of land more or less.

0.006 Acre Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16, Township 5, Range 22, Refugee Lands, being on, over, and across the right-of-way of Rich Street (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 southerly right-of-way line of said Rich Street with the westerly right-of-way line of Ludlow Street (33 feet wide), being the northeasterly corner of Lot 68 of that subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247, Plat Book 14, Page 27;

Thence South 81°50'15" West, with the southerly right-of-way line of said Rich Street, a distance of 187.50 feet to a point;

Thence across the right-of-way of said Rich Street, the following courses and distances:

North 08°06'34" West, a distance of 2.00 feet to a point;

North 82°08'35" East, a distance of 187.50 feet to a point;

South 08°09'45" East, a distance of 1.00 foot to the POINT OF BEGINNING and containing 0.006 acre of land, more or less.

6.000 Square Feet Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 16,

Township 5, Range 22, Refugee Lands, being on, over, and across the right-of-way of Front Street (82.5 feet wide) (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the intersection of the northerly right-of-way line of Main Street (82.5 feet wide) with the westerly right-of-way line of said Front Street, the southeasterly corner of Lot 100 of that subdivision entitled "Plat of City of Columbus" of record in Deed Book "F", Page 332, Plat Book 3, Page 247 and Plat Book 14, Page 27;

Thence North 08°06'35" West, with the westerly right-of-way line of said Front Street, a distance of 93.70 feet to the TRUE POINT OF BEGINNING;

Thence North 08°06'35" West, continuing with the westerly right-of-way line of said Front Street, a distance of 6.00 feet to a point;

Thence across the right-of-way of said Front Street, the following courses and distances;

North 81°51'25" East, a distance of 1.00 foot to a point;

South 08°06'35" East, a distance of 6.00 feet to a point;

South 81°50'09" West, a distance of 1.00 foot to the TRUE POINT OF BEGINNING and containing 6.000 square feet of land, more or less.

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

Legislation Number: 0851-2009

Drafting Date: 06/08/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to establish a purchase order with McGlaughlin Oil for payment of invoice 135966 for \$6,136.00. The Purchasing Office had established contract FL003542 for automotive oils and greases with McGlaughlin Oil. This contract expired on March 31, 2009. There remains a document balance of \$156.25; however, this is insufficient to cover the amount of the final invoice.

Fleet Management spent almost \$5 million dollars in 2008 for materials and supplies. Fleet Management does have a system in place which verifies available appropriations prior to authorizing expenditures. Still, with such high volume occasional errors are made. Fleet Management will remain diligent in monitoring and by taking necessary steps to ensure that these rare mishaps become rarer still.

The McGlaughlin Oil Company: CC#314412774 (Expires 8-5-10)

Title

To authorize the Finance and Management Director to establish a purchase order with McGlaughlin Oil for greases and oils; to authorize the expenditure of \$6,136.00 from the Fleet Services Fund; and to declare an emergency. (\$6,136.00)

Body

WHEREAS, Purchase order FL003542 established a contract with McGlaughlin Oil for \$30,000 ending March 30, 2009; and

WHEREAS, an unanticipated invoice for \$6,136.00 was received on March 25, 2009 while the available balance was only \$156.25; and

WHEREAS, the greases and oils current contract was awarded to another vendor but this invoice remains outstanding and must be paid; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to authorize the Finance and Management Director to establish a purchase order for final payment of an invoice from McGlaughlin Oil; thereby preserving the public health, peace, property, safety and welfare; now therefore:

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

Section 1. That the Finance and Management Director is hereby authorized to establish a purchase order with McGlaughlin Oil for payment of a final invoice from contract FL003542.

Section 2. That the expenditure of \$6,136.00, or so much thereof that may be necessary in regard to the action authorized in Section 1, be and is hereby authorized and approved as follows:

Division 45-05
Fund: 513
OCA code: 451347
Object Level:01 02
Object Level : 03: 2281
Amount: \$ 6,136.00

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

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

Legislation Number: 0857-2009

Drafting Date: 06/09/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance authorizes amendments of Chapter 161 of the Columbus City Code.

These changes are the result of the Citywide Phase II Code Review Project to correct the City Code based on the recommendations from LexisNexis.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend certain sections of Chapter 161 of the Columbus City Codes, 1959.

Body

WHEREAS, this ordinance authorizes amendments of Chapter 161 of the Columbus City Codes, 1959; and

WHEREAS, these changes are the result of the Code Review Project to correct the City Code based on the recommendations from LexisNexis; now, therefore,

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

The cross reference change from Human Services Department to Human Resources Department.

Section 1. That Chapter 161.01 of the Columbus City Code entitled "Discrimination Prohibited" is hereby amended to read as follows:

"Discrimination against any employee or applicant for employment by employers contracting with the city, because of race, sex, religion, color, disability or national origin is prohibited; the aforesaid includes, but is not limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; lay-off or termination; rates of pay or other forms of compensation; and selection for training including apprenticeship. (Ord. 1524-71.)

Section 2. That existing section 161.01 of the Columbus City Code is hereby repealed

Section 3. That Section 161.04 of the Columbus City Code be repealed as it is in direct conflict with Chapter 329 of the Columbus City Codes, 1959.

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

Legislation Number: 0862-2009

Drafting Date: 06/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND

Elim Estates Homes, LLC, an Ohio Limited liability company, by Elim Estates Housing, Inc., an Ohio Corporation, by Amy Klaben, President, has submitted the plat titled Elim Estates to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located south of Interstate 70 and east of James Road.

2. Fiscal Impact

N/A

3. Emergency Justification

Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

Title

To accept the plat titled **Elim Estates**, from The Elim Estates Homes, LLC, an Ohio Limited liability company, by Elim Estates Housing, Inc., an Ohio Corporation, by Amy Klaben, President; and to declare an emergency.

Body

WHEREAS, the plat titled Elim Estates (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Elim Estates Homes, LLC, an Ohio Limited liability company, , by Elim Estates Housing, Inc., an Ohio Corporation, by Amy Klaben, President, owner of the platted land, desires to dedicate to the public use all or such parts of the easements shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is immediately necessary to authorize the acceptance of this plat so development of this subdivision can proceed as currently scheduled thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the plat titled Elim Estates on file in the office of the City Engineer, Division of Design and Construction, be and the same is hereby accepted.

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

Legislation Number: 0863-2009

Drafting Date: 06/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes an agreement with the Ohio Traffic Safety Office (OTSO), Ohio Department of Public Safety, for a project titled Construction Zone (ST-09) and to appropriate grant funds to cover the costs of this program. The OTSO provides federal funds for activities that will have the greatest impact towards crash reduction, responsible driving behavior, and associated economic loss reduction. This program will provide funding for the monitoring of lanes of travel through specified construction zone areas at peak commuting times for any obstructions and for the clearing of such areas in a timely manner through the use of sworn officer overtime, and when necessary, wrecker services. The authorized activity period for this project is June 15, 2009 through September 30, 2009.

EMERGENCY DESIGNATION: Emergency legislation is necessary for funds to be available for the project activities at the earliest possible time because the authorized activity period started June 15, 2009.

FISCAL IMPACT: This ordinance authorizes an appropriation of \$31,985.98 in the General Government Grant Fund for an agreement with the State of Ohio for the Construction Zone (ST-09) project on the roadways in the City of Columbus. All funds appropriated are reimbursable from the State of Ohio. Therefore, there will be no effect on the financial status of the General Fund.

Title

To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the Construction Zone (ST-09) project and to authorize an appropriation of \$31,985.98 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with this project; and to declare an emergency. (\$31,985.98)

Body

WHEREAS, the Division of Police will conduct a project to monitor specific construction zone areas and maintain clear traffic lanes for commuting vehicles, and

WHEREAS, the Ohio Traffic Safety Office (OTSO) will provide project funds of \$31,985.98 for the Construction Zone (ST-09) project to the City of Columbus Division of Police, and

WHEREAS, an appropriation is needed to cover the costs of the Construction Zone (ST-09) project, and

WHEREAS, emergency designation is needed to make the project funding available at the earliest possible time for the project activity period that starts June 15, 2009 and ends September 30, 2009, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into the aforementioned agreement for the Construction Zone (ST-09) project and to appropriate \$31,985.98 for the project costs, thereby preserving the public peace, property, health, safety and welfare; now, therefore

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

SECTION 1. That the Director of Public Safety of the City of Columbus be and hereby is authorized and directed to enter into an agreement with the Ohio Traffic Safety Office to accept an award in the amount of \$31,985.98 which represents funding for the Construction Zone (ST-09) project.

SECTION 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period, the sum of \$31,985.98 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>OBJLV#1</u>	<u>OBJLV#3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMOUNT</u>
30-03	220	01	1127	339045	339045	816.00
30-03	220	01	1131	339045	339045	10,882.00
30-03	220	01	1161	339045	339045	2,122.00
30-03	220	01	1171	339045	339045	158.00
30-03	220	01	1173	339045	339045	543.98
30-03	220	03	3355	339045	339045	17,464.00

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

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

Legislation Number: 0869-2009

Drafting Date: 06/10/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The Department of Development is proposing to enter into a Jobs Growth Incentive Agreement with Syscom Advanced Materials, Inc. (Syscom) equal to twenty percent (20%) of the amount of personal income tax withheld on new employees for a term of four (4) years 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.

Syscom is a company specializing in research and development, manufacturing and marketing of high performance, conductive fibers and films. Syscom was founded in 2005 and is currently located in the Tech-Columbus campus. The company was founded to develop and market high performance films and fibers using state of the art processes, including nanotechnology. What developed is Amberstrand ® (AmberStrand), an electrically conductive, low weight, high strength and yet flexible polymer/metal hybrid yarn or wire. Syscom is proposing to add another line producing AmberStrand.

Syscom is also considering Dublin and Westerville for this expansion.

Fiscal Impact: No funding is required for this legislation.

Title

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.

Body

WHEREAS, the City desires to increase employment opportunities and encourage the creation of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, the Department of Development has received a completed application for the Jobs Growth Incentive from Syscom Advanced Materials, Inc.; and

WHEREAS, Syscom Advanced Materials, Inc. has indicated that a Jobs Growth Incentive is crucial to its decision to locate the aforementioned expansion in Columbus; and

WHEREAS, the City of Columbus desires to facilitate Syscom Advanced Materials, Inc.'s future growth at the project site by the creation of new jobs; and

WHEREAS, the four year Jobs Growth Incentive is in consideration of Syscom Advanced Materials, Inc.'s proposed investment of \$1.1 million, the retention of 14 full-time permanent employees and the creation of 10 permanent full-time jobs; and **NOW THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a Jobs Growth Incentive with Syscom Advanced Materials, Inc. equal to twenty percent (20%) of the amount of income tax withheld on new employees for a term of four (4) years.

Section 2. That each year of the term of the agreement with Syscom Advanced Materials, Inc., the City's obligation to pay the incentive is expressly contingent upon the passage of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

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

Legislation Number: 0871-2009

Drafting Date: 06/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. **BACKGROUND:**

- A. **Need.** This legislation authorizes the Director of Public Utilities to enter into a contract with Incinerator Rx Corporation, for the Jackson Pike Wastewater Treatment Plant (JPWWTP) Incinerator Hydraulic Scrubber Conversion project for the Division of Sewerage and Drainage to provide Incinerator Startup and Training services. The biosolids incineration process is an integral part of the wastewater treatment process at the JPWWTP. The Incinerator Startup and Training services will enhance the uniform operation of the incinerators, increase the efficiency of the incinerators, reduce fuel consumption, reduce greenhouse gas emissions, and extend the incinerators' useful lives. It will also greatly reduce the equipment downtime and maintenance costs currently experienced due to operator inconsistencies by establishing uniform operational procedures.

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

This project has been approved for funding and is included within the State of Ohio Water Pollution Control Loan Fund (WPCLF) 2009 Program Management Plan and is also listed on the WPCLF and the American Recovery and Reinvestment Act of 2009 (ARRA) -Intended Projects List-June 5, 2009, identified as project #CS392775-02. ARRA awards for Water and Sewer projects will be administered through the Ohio EPA's Water Pollution Control Loan Fund Program (WPCLF) and the awards will be approved by the Ohio EPA and the Ohio Water Development Authority (OWDA). The loan is scheduled to be awarded on August 27, 2009 at the OWDA board meeting.

- B. **Supplier:** Incinerator Rx Corporation | CCN-351737775 | (MAJ) | Expiration Date: 9/18/2010

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

2. **FISCAL IMPACT:**

This ordinance requests and authorizes the transfer and appropriation of funds in the amount of \$78,960.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Authority Loan Fund for this expenditure. This contract has been approved on the State of Ohio 2009 WPCLF Program Management Plan from the ARRA Federal Stimulus money. The loan will be awarded on August 27, 2009 at the OWDA board meeting. All WPCLF-ARRA funds will be awarded as subsidies to reduce the principal amount of a loan for a qualifying project. This subsidy will be applied to the project's eligible costs and no city funds will be required.

Title

To authorize the Director of Public Utilities to enter into an agreement with Incinerator Rx Corporation, for the Incinerator Startup and Training program, in accordance with the sole source provisions of the Columbus City Code, in connection with the Jackson Pike Wastewater Treatment Plant Incinerator Hydraulic Scrubber Conversion; to authorize the appropriation and transfer of \$78,960.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Authority Loan Fund; to authorize the expenditure of \$78,960.00 from the OWDA Fund, for the Division of Sewerage and Drainage. (\$78,960.00)

Body

WHEREAS, the Jackson Pike Wastewater Treatment Plant (JPWWTP) has two multiple hearth bio-solids incinerators each with an air-atomizing compressed air scrubbing system; and

WHEREAS, the Division of Sewerage and Drainage is embarking on a program for the startup and development of new operational procedures and guidelines for the incineration system furnaces, control systems, and programming, and the development and administration of a training program for the JPWWTP personnel to enhance the uniform operation of the incinerators; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into an agreement with Incinerator Rx Corporation, in order to provide the necessary incinerator training services for the JPWWTP Incinerator Hydraulic Scrubber Conversion project; and

WHEREAS, Incinerator Rx Corporation is the sole source to provide these incinerator training services; and

WHEREAS, the cost for this purchase was negotiated by City representatives and the Incinerator Rx Corporation personnel; and

WHEREAS, this ordinance is being submitted waiving the requirements of competitive bidding of Columbus City Code Section 329.07 (e); and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Sanitary Sewer Reserve Fund to the Ohio Water Development Authority Fund in order to temporarily fund this expenditure, until such time as the City is able to execute a loan for the above stated purpose and reimburse the Sewer Reserve Fund; and

WHEREAS, this contract has been approved on the State of Ohio 2009 WPCLF Program Management Plan from the ARRA Federal Stimulus money and the loan will be awarded on August 27, 2009 at the OWDA board meeting; and

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

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to execute an agreement with Incinerator Rx Corporation, for the JPWWTP Incinerator Hydraulic Scrubber Conversion project at the earliest practical date; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to enter into a sole source agreement with Incinerator Rx Corporation, 140 Bow Lane, Indianapolis, IN 46220 for the purchase of two new hydraulic-atomizing biosolids incineration scrubber system units for the JPWWTP Incinerator Hydraulic Scrubber Conversion project in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

Section 2. That this ordinance is hereby waving the requirements of competitive bidding in accordance to the provisions under the Columbus City Code Section 329.07 (e), Exceptions to competitive sealed bidding as a sole source procurement.

Section 3. That from the unappropriated monies in the Sanitary Sewer Reserve Fund No. 654, 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 \$78,960.00 is hereby appropriated to the Division of Sewerage and Drainage: Division 60-05| OCA Code 901654 | Object Level One 10 | Object Level Three 5502.

Section 4. That the City Auditor is hereby authorized to transfer \$78,960.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Authority, Fund 666, into JPWWTP Incinerator Hydraulic Scrubber Conversion, Project 650350, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 5. That the \$78,960.00 is hereby appropriated for the JPWWTP Incinerator Hydraulic Scrubber Conversion, within the Ohio Water Development Authority Fund | Fund 666 | Division 60-05 | Project 650350 | OCA Code 666350 | Object Level Three 6624.

Section 6. That the expenditure of \$78,960.00, or as much thereof as may be needed, is hereby authorized from the Ohio Water Development Authority Fund | Fund No. 666 | Division 60-05 | JPWWTP Incinerator Hydraulic Scrubber Conversion - Project 650350 | OCA Code 666350 | Object Level Three 6624.

Section 7. That upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sanitary Sewer Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

Section 8. Monies for this contract from the Sanitary Sewer Reserve Fund will be provided from the WPCLF and the American Recovery and Reinvestment Act of 2009 ARRA as the project is list on WPCLF-ARRA-Intended Project List-June 5, 2009, project No. CS392775-02. All WPCLF-ARRA funds will be awarded as subsidies to reduce the principal amount of a loan for a qualifying project. This subsidy will be applied to the project's eligible costs and no city funds will be required. The WPCLF-ARRA monies are scheduled to be awarded on August 27, 2009 by the Ohio EPA and the Ohio Water Development Authority (OWDA).

Section 9. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

Section 10. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

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

Section 12. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0872-2009

Drafting Date: 06/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The need exists to enter into an Enterprise Zone Agreement with WB Sports of Columbus, LLC. The Ohio Enterprise Zone law O.R.C. Section 5709.62 (3) requires the City to enter into a Council-approved agreement between the City and participating companies.

WB Sports of Columbus, LLC (WB Sports) is a real estate development company created in April 2008, to assist in the construction of a medical office facility for D1 Sports Training/Therapy facilities. WB Sports is proposing to construct a brand new medical office building of approximately 15,000 square feet on property located at 8068 N. High Street, parcel number 610-213822. The proposed site is currently vacant. The medical office facility will provide fitness and wellness care to the community (orthopedics, cardiology, pediatrics, sports therapy and physical rehabilitation or other similar

medical practice types) whereas its medical partners and other associated healthcare providers can deliver the type of care and services necessary for the care and well being of the community.

The Department of Development recommends a 75%/10-year Enterprise Zone tax abatement on real property improvements in consideration of a proposed \$7.0 million investment in acquisition costs and real property improvements. The proposal is consistent with the Columbus Tax Incentive Policy under Edge City projects.

The Worthington City Schools has been advised of this project.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into an Enterprise Zone Agreement with 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.

Body

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and subsequently amended the Zone by Ordinance Nos. 2722-85 in 1986; 2080-89 in 1989; 1949-92, 2609-92 and 2249-92 in 1992; 1079-94 and 1228-94 in 1994; 2196-95 and 2817-95 in 1995; 533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; and 225-03 in 2003; and

WHEREAS, the Director of the Development Department of the State of Ohio determined that the Columbus Enterprise Zone as amended by the aforementioned Ordinances continued to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised Code and recertified said Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003 and most recently on August 19, 2003 as an "urban jobs and enterprise zone" under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, WB Sports of Columbus, LLC plans to invest approximately \$7.0 million in acquisition costs and real property improvements on parcel# 610-213822; and

WHEREAS, the project will include a newly constructed building of approximately 15,000 square feet of medical space; and

WHEREAS, WB Sports of Columbus, LLC proposes to enter into a long-term lease agreement with a speculative tenant that will create 33 new full-time positions with an annual payroll of approximately \$5.6 million; and

WHEREAS, WB Sports of Columbus, LLC will be the property owner; and

WHEREAS, the City is encouraging this project because of plans to develop vacant land into a project known as WB Sports of Columbus, LLC; and

WHEREAS, the City desires to enter into such a binding formal agreement in order to foster economic growth; **NOW, THEREFORE,**

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

Section 1. That the Director of Development is hereby authorized to enter into an Enterprise Zone Agreement with WB Sports of Columbus, LLC to provide therewith an exemption of seventy-five percent (75%) on real

property improvements for a term of ten (10) taxable years in association with the project's proposed \$7.0 million investment.

Section 2. That the City of Columbus Enterprise Zone Agreement is signed by WB Sports of Columbus, LLC within ninety (90) days of passage of this ordinance, or this ordinance and the abatements and credits authorized herein are null and void.

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

Legislation Number: 0874-2009

Drafting Date: 06/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase erosion control materials for the Division of Sewerage and Drainage. These materials are used in maintaining various ditch and drainage control projects for erosion control.

The term of the proposed option contracts are two (2) years, and will be in effect from the date of execution by the City to and including May 31, 2011, with renewal options for one (1) additional year. 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 SA003182. Twenty-eight (28) bids were solicited (F1-1, MBR-0, MIA-0). Four (4) bids were received, and one (1) of the four (4) bids was from a female owned business (Jendco Safety).

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

Johnston-Morehouse-Dickey Co.: CC#250578730 (Expires 01-16-10)

Jendco Safety: CC#311286443 (Expires 01-15-11)

Site Supply: CC#311350146 (Expires 02-13-11)

Meredith Brothers: CC#311031839 (Expires 08-05-10)

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 Division of Sewerage and Drainage will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into four (4) contracts for the option to purchase Erosion Control Materials with Johnston-Morehouse-Dickey Co., Jendco Safety, Site Supply and Meredith Brothers to authorize the expenditure of four (4) dollars to establish these contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 21, 2009, and selected the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objectives 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 these erosion control materials are used to maintain various city ditch and drainage control projects, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Sewerage and Drainage Division in that it is immediately necessary to enter into a contract for the option to purchase erosion control materials, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1: That the Finance & Management Director be and is hereby authorized and directed to enter into the following contract(s) for the option to purchase erosion control materials for the term ending May 31, 2011, with the option to renew for one (1) additional year in accordance with SA003182 as follows: (There will be no award for Item 27D as no acceptable bids were received.)

Johnston-Morehouse, Items: 8A, 8B, 9C, 10A, 10B, 12, 13B, 15A, 15B, 15C, 16A, 16B, 16C, 19, 22, 25, 26, 27A, 27B and 27C: \$1.00

Jendco Safety, Items: 7, 13A, 17, 18A, 18B and 18C: \$1.00

Site Supply, Items: 1, 2, 3, 4, 6, 14 and 28: \$1.00

Meredith Brothers, Items: 5, 9A, 9B, 11A, 11B, 11C, 15E, 20, 21, 23 and 24: \$1.00

SECTION 2: That the expenditure of \$4.00 is hereby authorized from Mail, Print Services & UTC Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0878-2009

Drafting Date: 06/11/2009

Current Status: Passed

Version: 3

Matter Type: Ordinance

Explanation

Rezoning Application Z08-068

APPLICANT: Edward Rose Properties Inc; c/o George R. McCue and Michael Shannon, Attorneys; 500 South Front Street, Suite 1200; Columbus, OH 43215.

PROPOSED USE: Multi-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on May 14, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The proposed development integrates well with existing land uses by allowing for future pedestrian connections, as well as providing for screening of the existing multi-family units to the east from the proposed parking lot. Due to the abundance of commercial zoning in the area, the maturity of the development in the area and the compatibility of the surrounding land uses that already exist, Staff supports this deviation from the *Far North Plan* (1994), to allow multi-family development at this site.

Title

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 **and to declare an emergency** (Rezoning # Z08-068).

Body

WHEREAS, application #Z08-068 is on file with the Building Services Division of the Department of Development requesting rezoning of 17.9± acres From: L-C-4, Limited Commercial District, To: L-ARLD, Limited Apartment Residential 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 time constraints experienced by the applicant for fulfillment of its contractual obligations for purchase of the property **for the immediate preservation of the public peace, property, health and safety; and**

WHEREAS, the City Departments recommend approval of said zoning change because the proposed development integrates well with existing land uses by allowing for future pedestrian connections, as well as providing for screening of the existing multi-family units to the east from the proposed parking lot. Due to the abundance of commercial zoning in the area, the maturity of the development in the area and the compatibility of the surrounding land uses that already exist, Staff supports this deviation from the *Far North Plan* (1994), to allow multi-family development at this site. The proposed development integrates well with existing land uses by allowing for future pedestrian connections, as well as providing for screening of the existing multi-family units to the east from the proposed parking lot, 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:

510 LAZELLE ROAD (43081), being 17.9± acres located on the north side of Lazelle Road, 850± feet east of Sancus Boulevard, and being more particularly described as follows:

Description of 17.858 Acres

Situated in the State of Ohio, County of Delaware, City of Columbus, being part of Farm Lot 11, Section 4, Township 3, Range 18, United States Military Lands, being 17.858 acres out of Farm Lot 11, being a 17.858 acre tract of land that lies over and across a 33.630 acre tract of land described in a deed to N.P. Limited Partnership of record in Deed Book 589, Page 401, and being more particularly described as follows:

COMMENCING for reference at Franklin County Geodetic Survey Monument 1435 at the intersection of the centerline of Sancus Boulevard of record in Plat Cabinet 1, Slide 129 and the centerline of Lazelle Road (County Road 6);

Thence South 86°37'53" East with the centerline of said Lazelle Road, a distance of 631.13 feet to a point;

Thence North 03°22'07" East crossing said Lazelle Road right of way, a distance of 50.00 feet to an iron pin set on the northerly right of way line of said Lazelle Road, being on the northerly line of a 0.306 acre tract of land described in a deed to the City of Columbus of record in Official Record Volume 200, Page 285, and being the **TRUE POINT OF BEGINNING** of the tract to be described;

Thence crossing said 33.630 acre tract with the following three (3) courses and distances:

- 1.) North 03°22'07" East, a distance of 184.22 feet to an iron pin set;

- 2.) South 86°37'53" East, a distance of 120.56 feet to an iron pin set;
- 3.) North 03°22'07" East, a distance of 1103.19 feet to an iron pin set on the northerly line of said 33.630 acre tract and being on the southerly line of a 79.600 acre tract of land described in a deed to Polaris Center, LLC of record in Deed Book 644, Page 351;

Thence South 86°37'53" East with the northerly line of said 33.630 acre tract and the southerly line of said 79.600 acre tract, a distance of 583.16 feet to a 1" iron pipe found with a CEA cap on the easterly line of said 33.630 acre tract and being on the westerly line of a 23.014 acre tract of land described in a deed to Summerview, Ltd. of record in Deed Book 614, Page 764;

Thence South 03°01'37" West with the easterly line of said 33.630 acre tract and the westerly line of said 23.014 acre tract and The Village at Worthington Crossing Condominiums Phases VIII, II, and I of record in Plat Cabinet 1, Slides 743, 721, and 720, respectively, a distance of 1287.43 feet to an iron pin set on the northerly right of way line of said Lazelle Road, being at the northeasterly corner of said 0.306 acre tract, and being at the southwesterly corner of said Phase I of said Condominiums;

Thence North 86°37'53" West with the northerly right of way line of said Lazelle Road and the northerly line of said 0.306 acre tract, a distance of 711.40 feet to the true point of beginning containing 17.858 acres of land, more or less.

Basis of Bearing: Bearings are based on data acquired by GPS observations as per NAD 83 (1995)-Ohio State Plane Coordinate System-North Zone from the Delaware County Geodetic Control Monumentation.

All iron pins set are 5/8" solid iron pins 30" in length with an orange plastic cap stamped "Floyd Browne Group".

The above description is based on and referenced to an exhibit prepared by Floyd Browne Group, attached hereto and made a part hereof. All references are to the records of the Recorder's Office, Delaware County, Ohio.

To Rezone From: L-C-4, Limited Commercial District,

To: L-ARLD, Limited Apartment Residential District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the L-ARLD, Limited Apartment Residential 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-ARLD, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plan being titled, "**APARTMENTS AT POLARIS DEVELOPMENT PLAN**" and said text being titled, "**LIMITATION TEXT L-ARLD, LIMITED APARTMENT RESIDENTIAL DISTRICT 510 LAZELLE ROAD (43240) 17.858± ACRES,**" both signed by Michael T. Shannon, Attorney for the Applicant, and dated May 14, 2009, and reading as follows:

Limitation Text

**L-ARLD, Limited Apartment Residential District
510 Lazelle Road (43240)
17.858± Acres**

Existing Zoning District: CPD, L-C-4

Proposed District: L-ARLD, Limited Apartment Residential District

Property Address: 510 Lazelle Road (43240)

Owner: N.P. Limited Partnership, 8800 Lyra Drive, Suite 550, Columbus, Ohio 43240.

Applicant: Edward Rose Properties, Inc., c/o CRABBE, BROWN & JAMES, LLP, Michael T. Shannon, Esq.; George R. McCue, Esq., 500 S. Front Street, Suite 1200, Columbus, Ohio 43215, Mshannon@cbjlawyers.com, Gmccue@cbjlawyers.com.

Date of Text: May 14, 2009

Application No.: Z08-068

INTRODUCTION: The subject property ("Site") consists of 17.858 acres out of a larger 33.630-acre tract located along the north side of Lazelle Road, just east of Sancus Boulevard, and is generally located south of Polaris Parkway. The Site is part of an existing outdoor driving range and is zoned CPD and L-C-4 within the City of Columbus. The Site is within the boundaries of the Far North Plan (Sub-Area J-1, Polaris) and the Far North Columbus Communities Coalition.

The Site is situated within the City of Columbus boundaries by means of annexation, but remains in Delaware County for purposes of tax revenues (Olentangy Local School District). The same is true for most property north of Lazelle Road in this immediate vicinity - the properties on the south side of Lazelle are fully incorporated into the City of Columbus, and the properties along the north side of Lazelle have been annexed into the City for development purposes, while their tax and school districts remain in Delaware County. The Site essentially backs up to commercially-developed properties situated along the south side of Polaris Parkway, at its north/rear property line.

The Site is surrounded by the following uses/zoning districts:

-North: The Site backs up to significant, large-scale retail development along Polaris Parkway

-East: Immediately east of the Site are a condominium community (The Village at Worthington Crossing) and an apartment community (Summerview Apartments)

-South: At the southeast corner of Lazelle and Sancus, the corner parcels are developed commercially (a retail strip center zoned CPD, a commercial strip center zoned L-C-3, a Retail garden center zoned L-C-4; a Carwash zoned L-C-5). To both the east and south of those commercial uses, within that same quadrant, are two-story condominium developments zoned L-AR-12 and AR-12 respectively.

-West: Retail development exists along the west side of Sancus Blvd, north of Lazelle.

-Southwest: The southwest quadrant of the intersection is developed with a corner gas station zoned C-5, and a large mix of condos, apartments, and duplex residential developments extending therefrom.

Over the years, this intersection and general area have been planned and developed with a variety of multi-family housing options, in close proximity to commercial service and retail developments. For the subject Site, the Applicant proposes a multi-family rental community, with amenities. The community will contain 3-story apartment buildings with a maximum of 309 dwelling units.

1. Permitted Uses: The following specific uses shall be permitted from C.C.C. §3333.02 (AR-12, ARLD, and AR-1 District Uses): Apartment development; multiple-dwelling development.

2. Development Standards: Unless otherwise indicated herein, the applicable development standards shall be those contained in Chapter 3333 (Apartment Districts) of the Columbus City Codes.

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

1. The maximum number of dwelling units shall be 309.

2. The parking and paving setback from the Site's Lazelle Road property line shall be thirty (30) feet. There shall be a minimum perimeter yard of 25 ft. on the sites' side and rear boundaries.

3. The apartment buildings shall contain a maximum of three (3) stories. The Site shall be designated in the H-35 Height District; however, pursuant to C.C.C. §3309.142 (Height District Exceptions), the otherwise required maximum height may be exceeded, at a rate of 2 feet in height for each foot the building is set back beyond the minimum 40-foot building setback. In no case shall any structure be taller than necessary to adequately accommodate a 3-story apartment residential building with pitched roofs.

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

1. One access point shall be permitted to this development and this access point shall align to the access point of the City of Columbus Recreation and Parks facility. Northbound left turn movements and southbound ~~right~~ left turn movements shall be aligned.
2. The Developer shall install an eastbound left turn lane with a length of 235 feet, which includes a sixty foot taper.
3. The Developer shall install a westbound right turn lane with a length of 235 feet, which includes a sixty foot taper.
4. Public sidewalks shall be provided along the Site's Lazelle Road frontage and shall be constructed to City standards.
5. Pedestrian connection from the public sidewalks to the apartment buildings shall be provided as shown on the attached development plan titled Apartments at Polaris, dated May 14, 2009.
6. The developments' internal sidewalks shall be 4 ft. wide and the Applicant shall provide internal sidewalks and crosswalks to service the development.
7. The Applicant shall provide bike racks to service a minimum of six bikes at the clubhouse.
8. A pedestrian/bicycle connection between the site and adjacent property to the North and West will be provided if and when the adjacent property owners agree to such a connection.

C. Buffering, Landscaping and/or Screening Commitments.

1. Street trees shall be planted along Lazelle Road, and shall be spaced 35 feet on center. The species of street trees shall be as approved by the City of Columbus Forester.
2. Minimum size of all trees at installation shall be: Shade/deciduous trees at 2½ inches caliper; Ornamental trees 1½ inch caliper; and Evergreen trees 4-5 feet in height. Tree caliper is measured 6 inches from the ground.
3. All trees and landscaping shall be well maintained in a healthy state. Any dead or decayed material shall be removed and replaced with like materials within six months or the next planting season, whichever ever occurs first.
4. The Applicant agrees to provide additional landscape screening abutting the condominium community on the eastern boundary of the site. In addition to the requirements of CCC Section 3342.17 (Parking Lot Screening) that apply, the Applicant shall install mounding with a slope no greater than 3:1 where conditions allow and an additional twenty five (25) evergreen trees 6-7 feet in height along the boundary that abuts the condominium community.

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

1. The exterior wall finish of all buildings constructed on the Site shall be brick, stone, cultured stone, stucco, wood and/or fiber cement siding, or any combination thereof.
2. All buildings shall have a pitched or angled roof.

E. Dumpsters, Lighting and Open Space Commitments.

1. Area lighting on the perimeter of the site shall be cut-off type (down lighting) and shall be no higher than 18 ft.
2. Area lighting on the interior of the site shall be acorn style ornamental lighting and shall be no taller than 15 ft.

3. Accent lighting (such as uplighting) shall be permitted for landscaping and architectural features, provided such light source is concealed and designed to minimize off site glare.

F. Graphics and Signage Commitments.

All graphics and signage shall comply with City 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.

1. Developer shall comply with the Parkland Dedication provisions of C.C.C. Chapter 3318. Such compliance shall be in the form of land dedication and/or a monetary contribution, the details of which shall be reviewed with and approved by the Recreation and Parks Department as a part of this rezoning ordinance.

2. The Development shall be in general conformance to the attached development plan titled Apartments at Polaris, dated May 14, 2009. The subject Site shall be developed in accordance with the Development Plan. The Development Plan may be adjusted to reflect engineering, topographical, or other site data developed at the time the development and engineering plans are completed. Any adjustment to the plan shall be reviewed and may be approved by the Director of the Development Department 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.~~

Legislation Number: 0879-2009

Drafting Date: 06/12/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize the City Attorney to reimburse Franklin County for the City's portion of legal representation costs associated with the case of *State ex rel. Mallory v. Public Employment Retirement Fund* in the amount of Fifty Thousand Dollars; to authorize the City Auditor to transfer Fifty thousand Dollars between object levels within the City Attorney's 2009 general fund appropriations; to authorize the City Attorney to expend said funds; and to declare an emergency. (\$50,000.00)

Body

WHEREAS, the City of Columbus and Franklin County entered into an agreement authorized by ordinance 782-99 to share in the costs of legal representation associated with the case of *State ex rel. Mallory v. Public Employment Retirement Fund*; and

WHEREAS, it is necessary to reimburse Franklin County in accordance with this agreement; and

WHEREAS, Franklin County personnel have estimated there will be Fifty Thousand Dollars (\$50,000.00) in legal fees to be paid in 2009; and

WHEREAS, sufficient appropriation has been identified within object level one 01 of the City Attorney's general fund appropriations that can be transferred to object level one 05 to facilitate this reimbursement; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the transfer of said funds and to authorize the City Attorney to pay Franklin County so that such reimbursement can be made without delay, for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the City Attorney be and hereby is authorized to reimburse Franklin County for the City's portion of legal representation costs associated with the case of State ex rel. Mallory v. Public Employment Retirement Fund in the amount of Fifty Thousand Dollars (\$50,000.00).

SECTION 2. That the City Auditor be and hereby is authorized to transfer the sum of Fifty Thousand Dollars (\$50,000.00) within the City Attorney's general fund appropriations, department 24-01, fund 010, organizational code accounting code 240101, from object level one 01, object level three 1000 to object level one 05, object level three 5539.

SECTION 3. That the amount of Fifty Thousand Dollars (\$50,000.00) be and hereby is authorized to be expended from the City Attorney's Office, Department 24-01, fund 010, organizational code accounting code 240101, object level three 5539 upon receipt of invoices from Franklin County.

SECTION 4. That said funds shall be paid upon order of the City Attorney and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Legislation Number: 0881-2009

Drafting Date: 06/12/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to modify a contract with Columbus Climate Controls Company on behalf of the Finance and Management Division for the purchase of a Carrier 7.5 ton air conditioning unit for offices at the Fire Training Academy, 3639 Parsons Avenue. The air conditioning unit that cools the offices has failed. The unit is approximately 15 years old, which is the average life cycle of these units. In efforts to maintain costs, the division's maintenance staff will install the air conditioning unit.

The contract was formally bid (SO030698) for miscellaneous HVAC and boiler materials and supplies. The contract term is through February 29, 2010. This ordinance modifies this contract in order to expedite the replacement of the unit. Otherwise with hot summer days ahead, the work conditions inside this facility will likely become difficult. The modification is necessitated because the original contract was established using Facilities Management's General Fund 2009 appropriation. This particular project is more suitably funded by the Safety Voted Bond Fund thereby saving General Fund monies.

Emergency action is requested so that the purchase of necessary HVAC materials and supplies can occur as quickly as possible, thereby providing cooling to users of the facility during the hottest period of the year.

Fiscal Impact: The cost of this ordinance is \$2,800.00. Funding will come from the Safety Voted Bond Fund.

Columbus Climate Controls Company Contract Compliance #20-3208425 Expiration date 11/25/10

Title

To authorize the Finance and Management Director to modify a contract with Columbus Climate Controls on behalf of the Facilities Management Division for the purchase of an air conditioning unit for offices at the Fire Training Academy, 3639 Parsons Avenue; to authorize the expenditure of \$2,800.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$2,800.00)

Body

WHEREAS, it is necessary to purchase an air conditioning unit for the offices at the Fire Training Academy, 3639 Parsons Avenue; and

WHEREAS, the Facilities Management Division has a contract for miscellaneous HVAC and boiler materials and supplies; and

WHEREAS, Bid SO030698 was awarded to Columbus Climate Controls Company 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 purchase an air conditioning unit for offices at the Fire Training Academy, 3639 Parsons Avenue to provide cooling to users of the facility 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 modify a contract on behalf of the Facilities Division with Columbus Climate Controls Company for the purchase of an air conditioning unit for the offices at the Fire Training Academy, 3639 Parsons Avenue.

SECTION 2. The expenditure of \$2,800.00, 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: 30-04
Fund: 701
Project: 340103
OCA Code: 644559
Object Level 1: 06
Object Level 3: 6620
Amount: \$2,800.00

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.

Legislation Number: 0883-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This legislation authorizes the Finance and Management Director to issue a purchase order on behalf of the Division of Fire for telephone services from an existing Universal Term Contract established by the Purchasing Office with AT&T for such purpose in the amount of \$100,000.00.

Bid Information: A Universal Term Contract exists for these services.

Contract Compliance: 363258076 - exp. 8/10/09

Emergency Designation: Emergency action is requested as funds are needed immediately to ensure these services can continue without interruption.

FISCAL IMPACT: The Division of Fire budgeted approximately \$260,000.00 in the 2009 General Fund operating budget for services from AT & T. The Division spent and/or encumbered \$299,992 in 2008 for these services, and \$100,000.00 thus far in 2009. This ordinance authorizes an additional \$100,000 in services with AT & T. TitleTo authorize and direct the Finance and Management Director to issue a purchase order on behalf of the Division of Fire for telephone services from an existing Universal Term Contract with AT&T, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)
Body**WHEREAS**, there is a need to purchase telephone services for the Division of Fire, and

WHEREAS, a Universal Term Contract established by the Purchasing Office exists for these services; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Fire, in that it is immediately necessary to purchase said telephone services, 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 Finance and Management Director be and is hereby authorized and directed to issue a purchase order for telephone services in accordance with the existing Universal Term Contract established by the Purchasing Office with AT&T for such purpose.

SECTION 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund, Fund 10, Division of Fire No. 30-04, Object Level One 03, Object Level Three 3320, OCA 301481.

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

Legislation Number: 0885-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: The Division of Fire has been awarded a grant from the Department of Homeland Security to purchase Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) Training for the Bomb Squad. The total cost of the training will be \$49,886.80, the payment of which will be issued by Franklin County on behalf of the Department of Homeland Security and Ohio Emergency Management Agency. The City of Columbus and Franklin County entered into an Intergovernmental Agreement via Ordinance 1917-2005 to enable this type of purchase.

This legislation will authorize and direct the Director of Finance & Management to execute those documents necessary for the acquisition of this training.

Bid Information: The Division of Fire applied for and was approved for a State Homeland Security Grant Program grant to purchase Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) training for the Bomb Squad. The grant requirements are such that purchasing this training pursuant to section 329.06 (Formal Competitive Bidding) of the Columbus City Code is not possible due to the nature of this specialized and proprietary training! A-T Solutions, Inc. is the only company to provide such training.

This specialized and proprietary training is unique and offered only by A-T Solutions, Inc. All training that is funded through US Homeland Security training grants must be approved by the United States Homeland Security Office of Domestic Preparedness to be eligible for funding. There are no other approved courses that meet our training requirement at this time. This training is specific for Bomb Squads, and is limited due to the sensitive nature and the small number of bomb squads in the United States.

This Company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of State database for Findings for Recovery.

Contract Compliance: A-T Solutions, Inc. ~ 450472549

Emergency Designation: This legislation is to be declared an emergency measure due to it being imperative that legislative approval occur prior to expiration of the grant period, which is March 31, 2010.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$49,886.80 in grant funds from the Department of Homeland Security and the Ohio Emergency Management Agency on behalf of the Columbus Division of Fire for training for the Bomb Squad. The grant funds are administered by Franklin County. Therefore, there is no fiscal impact to the General Fund.

TitleTo authorize and direct the Director of Finance and Management to execute those documents necessary to enter into a contract for the acquisition of training for the Division of Fire from A-T Solutions, Inc., utilizing a Homeland Security Grant, in accordance with sole source procurement provisions of Columbus City Codes; and to declare an emergency. (\$0.00)

Body**WHEREAS,** the Division of Fire is in need to acquire Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) training for the Bomb Squad it's operations from A-T Solutions, Inc., the only provider of such training; and

WHEREAS, the Division of Fire has been awarded a grant from the Department of Homeland Security to purchase said training for its Bomb Squad; and

WHEREAS, this acquisition is being made in accordance with Sole Source Provisions; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to authorize and direct the Director of Finance and Management to execute those documents necessary for the acquisition of said training from A-T Solutions, Inc. prior to the expiration of the grant period, for the preservation of the public health, peace, property, safety and welfare; Now, therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Finance & Management be and is hereby authorized and directed to execute those documents necessary to enter into a contract with A-T Solutions, Inc. for the acquisition of Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) training for the Division of Fire's Bomb Squad.

SECTION 2. There is no city related expenditure associated with this ordinance; grant funds from the Department of Homeland Security are being administered via Franklin County.

SECTION 3. That this Council finds it is in the best interest of the City of Columbus that this acquisition be in accordance with the provisions Sole Source Provisions of Section 329.07(e), of the Columbus City Codes.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force 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: 0888-2009

Drafting Date: 06/15/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

NEED: The Division of Police was awarded funding through the FY2009 Justice Assistance Grant (JAG) program as part of the Federal 2009 American Recovery and Reinvestment Act (ARRA) from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs. The City must act as a subgrantee to the Franklin County Office of Homeland Security and Justice Programs per the Memorandum of Understanding and Interlocal Agreement required by this program and agreed to by the city and the county (ORD#0471-2009). Therefore, the Mayor is required to sign sub grantee award documents on behalf of the city to accept the \$1,688,000.00 awarded to fund projects for the Division of Police. The projects and their approved funding awards are as follows:

Retain Police Officer Jobs (114th Recruit Class)	\$1,200,000.00	
Fingerprint Technician Staffing (2 part-time positions)		68,000.00
Community Crime Patrol	50,000.00	
Automated Fingerprint Identification System (AFIS) Upgrade and Maintenance	300,000.00	
Forensic Scientist for DNA testing	70,000.00	

EMERGENCY DESIGNATION: Emergency legislation is needed to process the acceptance documents in a timely manner for the grant, and to expedite making the awarded funds available for approved grant project activities.

FISCAL IMPACT: This ordinance authorizes the appropriation of \$1,688,000.00 for grant projects approved for FY2009 Justice Assistance Grant funding via the 2009 American Recovery and Reinvestment Act. There will be no effect on the financial status of the General Fund. All expenditures will be reimbursed with the approved grant funds.

Title

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY09 Justice Assistance Grant (JAG) program funded by the 2009 American Recovery and Reinvestment Act from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security And Justice Programs; to authorize an appropriation of \$1,688,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the grant activities; and to declare an emergency. (\$1,688,000.00)

Body

WHEREAS, the City of Columbus Division of Police has been awarded grant funding through the FY09 Justice Assistance Grant program for project activities eligible for American Recovery and Reinvestment Act funds; and

WHEREAS, the project activities include funding for the 114th Police Recruit Class, Fingerprint Technician Staffing, a Forensic Scientist for DNA testing, Community Crime Patrol Activities and Automated Fingerprint Identification System Upgrades and Maintenance; and

WHEREAS, emergency legislation is needed to process the grant acceptance documents in a timely manner and to expedite making the awarded funds available for approved project activities; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to accept and appropriate the FY09 Justice Assistance Grant funded via the American Recovery and Reinvestment Act for the immediate preservation of the public peace, health, safety and welfare; now, therefore

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

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to accept a FY09 Justice Assistance grant funded by the American Recovery and Reinvestment Act grant for approved grant project activities for the Columbus Division of Police

SECTION 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project periods, the sum of \$1,688,000.00 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>ObjLv#1</u>	<u>ObjLv#3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMOUNT</u>
30-03	220	01	1127	339034	339034	\$ 53,039.00
30-03	220	01	1130	339034	339034	707,182.00
30-03	220	01	1150	339034	339034	256,265.00
30-03	220	01	1161	339034	339034	137,900.00
30-03	220	01	1171	339034	339034	10,255.00
30-03	220	01	1173	339034	339034	<u>35,359.00</u>
TOTAL				339034		\$1,200,000.00
30-03	220	01	1112	339134	339034	53,777.00
30-03	220	01	1120	339134	339034	3,227.00
30-03	220	01	1160	339134	339034	7,528.00
30-03	220	01	1171	339134	339034	779.00
30-03	220	01	1173	339134	339034	<u>2,689.00</u>
TOTAL				339134		\$68,000.00
30-03	220	03	3337	339135	339034	\$50,000.00
30-03	220	03	3372	339136	339034	\$300,000.00
30-03	220	01	1101	339137	339034	44,734.00
30-03	220	01	1121	339137	339034	4,473.00
30-03	220	01	1150	339137	339034	11,645.00
30-03	220	01	1160	339137	339034	6,263.00
30-03	220	01	1171	339137	339034	649.00
30-03	220	01	1173	339137	339034	<u>2,236.00</u>
TOTAL				339137		\$70,000.00

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

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

Legislation Number: 0889-2009

Drafting Date: 06/15/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the City Clerk to report to the Franklin County Auditor all charges for the demolition of nuisance structures which are due to the City of Columbus, Department of Development, Building Services

Division and are certified for payment to said County Auditor in conformance with Sections 4109.06 and 4701.08 of the Columbus City Code. The assessment period covered by this legislation is January 1st 2006 through December 31st 2007. These assessments were omitted from previous legislation.

Pursuant to Sections 4109.06 and 4701.08 of the Columbus City Code, that upon failure of a property owner to abate a nuisance within the time limits specified, the Director of the Department of Development, or his authorized agent, is authorized to cause the demolition of the nuisance structure. These sections further provide that the owner of such a demolished structure shall be billed for the cost of such demolition and upon failure of such owner to pay such cost of demolition, the City of Columbus may cause such cost of demolition to be levied as an assessment against the property which was the subject of the abatement action.

FISCAL IMPACT: No funding is required for this legislation. This legislation provides a mechanism for recovery of costs associated with the Nuisance Abatement Program.

Emergency action is required so that assessments can be placed on the January 2010 tax duplicate.

Title

To authorize assessments for the cost of demolition of certain structures found to be public nuisances as set forth in the Columbus City Code; and to declare an emergency.

Body

WHEREAS, pursuant to Columbus City Code, Sections 4109.06 and 4701.08, that upon failure of the property owner to abate a nuisance within the time limits specified, the Director of the Department of Development, or his authorized agent, is authorized to cause the demolition of the nuisance structure. These sections further provide that the owner of such a demolished structure shall be billed for the cost of such demolition and upon failure of such owner to pay such cost of demolition the City of Columbus, may cause such cost of demolition to be levied as an assessment against the property which was the subject of the abatement action; and

WHEREAS, certain structures have been demolished in accordance with the provisions of the Columbus City Code, Sections 4109.06 and 4701.08; and

WHEREAS, certain property owners have been billed for the cost of such demolitions and have failed to pay such cost; and

WHEREAS, it is therefore necessary to assess the cost of such demolitions against the properties which were the subject of the abatement actions; and

WHEREAS, a procedure to be followed in certifying and assessing such demolition costs is for the City of Columbus to certify such costs to the County Auditor of Franklin County, Ohio and have them levied as a special assessment against the property which was the subject of the demolition abatement action, and recovered in the manner provided for the recovery of special assessments; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize assessments for demolition costs of nuisance structures as set forth in the Columbus City Code so that assessments can be placed on the January 2010 tax duplicate, 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 assessment of the owners of certain structures in the City of Columbus found to be public nuisances

and demolished through the Nuisance Abatement Program pursuant to Sections 4109.06 and 4701.08 of the Columbus City Code, are hereby authorized in order to recover costs incurred by the City of Columbus, Department of Development, Building Services Division, in carrying out the provisions of said sections.

- Section 2.** That the attached list showing the owners names, parcel numbers, addresses of the demolished structures, and the cost of demolishing the structures is hereby approved.
- Section 3.** That the City Clerk shall report to the Franklin County Auditor all charges which are due to the City of Columbus, Department of Development, Building Services Division, and are certified for payment to the County Auditor in conformance with Sections 4109.06 and 4701.08 of the Columbus City Code.
- Section 4.** That upon such recovery of such demolition costs the proceeds shall be transmitted to the treasurer of the City of Columbus, Ohio and returned to the fund from which they were originally disbursed.
- Section 5.** That for the reasons stated in the preamble thereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0890-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase EMC Equipment and Services for the Department of Technology. EMC Equipment and Services is used to maintain, repair, and upgrade the City's SAN environment.

The term of the proposed option contract would be through June 30, 2011, with the option to extend for one additional year. The Purchasing Office opened formal bids on May 28, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003271). One hundred and twelve bidders were solicited (MBE:7, FBE:5), one (MBE:0, FBE:0) bid was received.

The only bidder, though compliant with the technical specifications, was rejected as they submitted additional terms and conditions. Upon approval by the Technology Director, the Purchasing Office informally reconsidered the bid and with guidance and assistance from the City Attorney's Office entered into negotiations with the bidder. These successful negotiations resulted in an acceptable agreement. A contract will now be established with Agilysys Inc., as the lowest and best bid received.

The Purchasing Office is recommending award of a contract to the lowest and best bid:
Agilysys Inc. CC# 340907152, (Expires 8/10/09) All Items.
Total Estimated Annual Expenditure: \$55,000.00

The company is not debarred according to the Excluded Parties Listing of the Federal Government and is not listed in the Auditor of State's database for Findings for Recovery.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The Department of Technology will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance and Management Director to enter into a UTC contract for an option to purchase EMC Equipment and Services with Agilysys Inc., to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund, to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 28, 2009; and

WHEREAS, all bids were deemed non-responsive and the City conducted negotiations after considering all proposals on an informal basis; and

WHEREAS, after negotiations, Agilysys Inc., was deemed the lowest and best bid received; and

WHEREAS, this ordinance addresses Purchasing objectives 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, EMC Equipment and Services is used to maintain, repair, and upgrade the City's SAN environment, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase EMC Equipment and 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 a UTC contract for an option to purchase EMC Equipment and Services in accordance with Solicitation No. SA003271; the term of the contract is through June 30, 2011, with the option to extend for one additional year, considered informally, as follows: Agilysys Inc., All Items.

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Section 329.06 (Formal Competitive Bidding) of the Columbus City Codes.

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

Legislation Number: 0891-2009

Drafting Date: 06/15/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to extend a contract for the Office of Construction Management with Physical Planning Technologies, Ltd. for server hosting and annual software support and updating for a Comprehensive Municipal Capital Planning and Asset Management System. The original contract for Physical Planning Technologies, Ltd. (PPT), was authorized in the amount of \$497,113 by Ordinance No. 0603-2005, passed July 20, 2005. At that time, formal proposals were solicited in the City Bulletin.

The vendor has provided a software application for a Capital Planning Management System, as well as training and software. It has been modified four times, the last of which was authorized by Ordinance No. 1249-2008, passed July 8, 2008, in the amount of \$50,400. These modifications provided for server hosting and software support, respectively. The modification authorized by this ordinance will extend the server hosting and software support for an additional year (9/1/2009 to 8/31/2010). It will be impractical to bid these services, as no other company can provide server hosting and software support for Capital Planning Solutions products.

Fiscal Impact: The amount of this budgeted modification is \$50,400.00. The contract was originally authorized by Ordinance No. 0603-2005 and last modified by Ordinance No. 1249-2008 (\$50,400.). Upon passage of this ordinance, the total four-year cost of this contract will be \$706,383.

Physical Planning Technologies, Ltd. Contract Compliance Number 98-0400011 Expiration date 05/03/10

Title

To authorize the Finance and Management Director to extend a contract for the Office of Construction Management with Physical Planning Technologies, Ltd. for server hosting and software support for a Comprehensive Municipal Planning and Asset Management System; and to authorize the expenditure of \$50,400.00 from the General Fund. (\$50,400.00)

Body

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

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

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

SECTION 1. That the Finance and Management Director is hereby authorized to extend a contract on behalf of the Office of Construction Management with Physical Planning Technologies, Ltd. for server hosting and software support for a Comprehensive Municipal Capital Planning and Asset Management System.

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

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

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

Legislation Number: 0892-2009

Drafting Date: 06/15/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Hewlett Packard Equipment and Services for the Department of Technology. Hewlett Packard Equipment and Services is used to maintain, repair, and upgrade the City's HP server environment.

The term of the proposed option contract would be through June 30, 2011, with the option to extend for one additional year. The Purchasing Office opened formal bids on June 4, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003271). One hundred and sixteen bidders were solicited (MBE:7, FBE:5), three (MBE:0, FBE:0) bids were received.

All three bids submitted were rejected. One bid was incomplete and unsigned, a second bidder was unable to comply with only half of the technical requirements. The third bidder, though compliant with the technical specifications, was rejected as they submitted additional terms and conditions. Upon approval by the Technology Director, the Purchasing Office informally reconsidered the Agilysys, Inc. bid and with guidance and assistance from the City Attorney's Office entered into negotiations with the bidder. These successful negotiations resulted in an acceptable agreement. A contract will now be established with Agilysys Inc., as the lowest and best bid received.

The Purchasing Office is recommending award of a contract to the lowest and best bid:
Agilysys Inc. CC# 340907152, (Expires 8/10/09) All Items.
Total Estimated Annual Expenditure: \$227,000.00

The company is not debarred according to the Excluded Parties Listing of the Federal Government and is not listed in the Auditor of State's database for Findings for Recovery.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The Department of Technology will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance and Management Director to enter into a UTC contract for an option to purchase Hewlett Packard Equipment and Services with Agilysys Inc., to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services and UTC Fund, to waive the competitive bidding provisions of the Columbus City Codes, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 4, 2009; and

WHEREAS, all bids were deemed non-responsive and the City conducted negotiations after considering all proposals on an informal basis; and

WHEREAS, after negotiations, Agilysys Inc., was deemed the lowest and best bid received; and

WHEREAS, this ordinance addresses Purchasing objectives 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, Hewlett Packard Equipment and Services is used to maintain, repair, and upgrade the City's HP server environment, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Hewlett Packard Equipment and 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 a UTC contract for an option to purchase Hewlett Packard Equipment and Services in accordance with Solicitation No. SA003280; the term of the contract is through June 30, 2011, with the option to extend for one additional year, considered informally, as follows: Agilysys Inc., All Items.

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Section 329.06 (Formal Competitive Bidding) of the Columbus City Codes.

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

Legislation Number: 0893-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Cisco VoIP Engineering Services UTC. Voice over the Internet Protocol (VoIP) engineering services will be used to design and install VoIP phone systems for all City agencies. The term of the proposed option contract would be two (2) years. Contract is through May 30, 2012. The contract may be extended for one (1) additional one year 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 SA003261) Fifty - two (MBE:4, FBE:0) bids were solicited; A total of four (4) bid proposals (MBE:0, FBE:0) were received.

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

LOGOS Communications, Inc., CC#341631678 (Expires 10/22/2010)

Total Estimated Annual Expenditure: depending on budget capabilities

This company is 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.

Title

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Cisco VoIP Engineering Services with LOGOS Communications, Inc., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 21, 2009 and selected the lowest, responsive, responsible and best bid. Four (4) bids were received; and

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

WHEREAS, Cisco VoIP Engineering Services will be used to design and install VoIP phone systems for all City agencies, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into one (1) contract for an option to purchase Cisco VoIP Engineering Services to ensure uninterrupted supply of materials and 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 & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Cisco VoIP Engineering Services with Solicitation SA003261; contract is through May 30, 2012 and may be extended for one (1) additional one year subject to mutual agreement by both parties:

LOGOS Communications, Inc.; Awarded all items; Amount \$1.00.

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0894-2009

Drafting Date: 06/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Websense Security Products and Support UTC. Websense is used as an internet security product by the Department of Technology for all City agencies. The term of the proposed option contract would be three (3) years. Contract is through June 30, 2012. The contract may be extended for one (1) additional one year subject to mutual agreement by both parties. The Purchasing Office opened formal bids on May 28, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003274) two hundred and thirteen (MBE:7, FBE:3) bids were solicited; A total of three (3) bid proposals (MBE:0, FBE:0) were received.

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

ATTEVO Inc., CC#204143257 (Expires 05/27/2011)

Total Estimated Annual Expenditure: \$ 46,000.00

This company is 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.

Title

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Websense Security Products and Support UTC with ATTEVO, Inc., to authorize the appropriation and expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 28, 2009 and selected the lowest, responsive, responsible and best bid. Three (3) bids were received; and

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

WHEREAS, Websense Security Products and Support UTC will be used as an internet security product by the Department of Technology, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into one (1) contract for an option to purchase Websense Security Products and Support Services to ensure uninterrupted supply of materials and 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 & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Websense Security Products and Support Services with Solicitation SA003274; contract is through May 30, 2012 and may be extended for one (1) additional one year subject to mutual agreement by both parties:

ATTEVO, Inc.; Awarded all items; Amount \$1.00.

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0895-2009

Drafting Date: 06/15/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase McAfee Security Products and Support UTC. McAfee is used as a multi purpose security product by the Department of Technology for all City agencies. The term of the proposed option contract would be three (3) years. Contract is through June 30, 2012. The contract may be extended for one (1) additional one year subject to mutual agreement by both parties. The Purchasing Office opened formal bids on May 28, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003275) two hundred and thirteen (MBE:7, FBE:3) bids were solicited; A total of two (2) bid proposals (MBE:0, FBE:0) were received.

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

SHI International C orp., CC#223009648 (Expires 11/19/2009)

Total Estimated Annual Expenditure: \$ 47,000.00

This company is 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.

Title

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase McAfee Security Products and Support UTC with SHI International Corp., to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 28, 2009 and selected the lowest, responsive, responsible and best bid. Three (3) bids were received; and

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

WHEREAS, McAfee Security Products and Support UTC will be used as an multi purpose security product by the Department of Technology, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into one (1) contract for an option to purchase McAfee Security Products and Support Services to ensure uninterrupted supply of materials and 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 & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase McAfee Security Products and Support Services with Solicitation SA003275; contract is through May 30, 2012 and may be extended for one (1) additional one year subject to mutual agreement by both parties:

SHI International Corp.; Awarded all items; Amount \$1.00.

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0897-2009

Drafting Date: 06/16/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Spikeless Road Flares (Fusees) for the Police Division. Spikeless Road Flares are used to protect the Police Division and the public on City roadways.

The term of the proposed option contract would be two (2) years, with the option to extend the contract for one additional one-year period. The Contract is through June 30, 2011. The Purchasing Office opened formal bids on March 26, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation SA003217. Forty-Six bids were solicited (M1A: 0; F1: 2). Seven (7) bids were received.

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

Columbus Supply, CC#311571445 (Expires June 9, 2010).
Total Estimated Annual Expenditure: \$30,000.00

This company is 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 Police Division and other City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Spikeless Road Flares with Columbus Supply, to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on March 26, 2009 and selected the lowest, responsive, responsible and best bid; 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 these Spikeless Road Flares are used to protect the Police Division and the public on City roadways, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Police Division in that it is immediately necessary to enter into a contract for an option to purchase Spikeless Road Flares, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Spikeless Road Flares for the term ending June 30, 2011, with the option to extend the contract for one (1) additional one-year period, in accordance with Solicitation No. SA003217 as follows:

Columbus Supply, All items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0906-2009

Drafting Date: 06/16/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Traffic Pedestrian Signal Equipment for the Department of Public Service, Division of Planning and Operations, the largest user. Traffic Pedestrian Signal Equipment is signal equipment used to direct Pedestrian traffic. The term of the proposed option contract would be through May 31, 2011 with the option to extend two additional one year periods, subject to mutual agreement by both parties, in accordance with formal bid SA003200. The Purchasing Office opened formal bids on March 19, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003200). Twelve bids were solicited (MAJ: 12); Six bids were received (MAJ: 6).

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

Baldwin & Sours, Inc., MAJ, CC#311104513, exp. 5/07/2010
Traffic Control Products, Inc., MAJ, CC#341374949, exp. 5/29/2011
General Traffic Equipment Corporation, MAJ, CC# 133095949, exp. 3/18/2011
Path Master, Inc., MAJ, CC#341233777, exp. 3/28/2010
Total Estimated Annual Expenditure: \$150,000.00

These companies are not debarred according to the Excluded Parties listing of the Federal Government and are not listed in

the Auditor of States database for Findings for Recovery.

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

FISCAL IMPACT: Funding to establish these option contracts is budgeted in the Mail, Print Services, and UTC Account. The Department of Public Service will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Traffic Pedestrian Signal Equipment for the Department of Public Service with Baldwin & Sours, Inc, Traffic Control Products, Inc., General Traffic Equipment Corporation, and Path Master, Inc.; to authorize the expenditure of four dollars to establish the contracts from the Mail, Print Services, and UTC Account; and to declare an emergency. (\$4.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on March 19, 2009 and selected the lowest, responsive, responsible and best bids; and

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

WHEREAS, in order to ensure Traffic Pedestrian Signal Equipment is supplied without interruption to new and existing city roadway projects, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service/Division of Planning and Operations in that it is immediately necessary to enter into a contract for an option to purchase Traffic Pedestrian Signal Equipment thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for the option to purchase Traffic Pedestrian Signal Equipment for the term ending May 31, 2011 with the option to extend for two additional one-year periods in accordance with Solicitation No. SA003200 as follows:

Baldwin & Sours, Inc. Items: 1, 2, 3, 4, 13, 14, and 15: Amount \$1.00

Traffic Control Products, Inc. Items: 5, 6, 7, and 8: Amount \$1.00.

General Traffic Equipment Corporation. Items: 9 and 10: Amount \$1.00

Path Master, Inc. Items: 11 and 12: Amount \$1.00

SECTION 2. That the expenditure of \$4.00 is hereby authorized from the Mail, Print Services, and UTC Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0908-2009

Drafting Date: 06/16/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Traffic Control Retroreflective and Non-retroreflective Sheeting for the Department of Public Service, Division of Planning and Operations, the largest user and other City agencies. Retroreflective and Non-retroreflective sheeting material is used for fabricating traffic control signage installed along roadways throughout the City of Columbus. The term of the proposed option contract would be through May 31, 2011 with the option to extend two additional one year periods, subject to mutual agreement by both parties, in accordance with formal bid SA003243. The Purchasing Office opened formal bids on April 30, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003243). Eighteen bids were solicited (MAJ: 17, F1: 1); Four bids were received (MAJ: 4).

The Purchasing Office is recommending award of four contracts to the lowest, responsive, responsible and best bidder:

3M Company, CC#410417775, exp. 4/07/2010
Avery Dennison Corporation., CC#951492269, exp. 4/27/2011
Nippon Carbide Industries, Inc., CC# 954331664, exp. 4/17/2011
Rocal, Inc., CC#310650779, exp. 4/30/2011
Total Estimated Annual Expenditure: \$150,000.00

These companies are not debarred according to the Excluded Parties listing of the Federal Government and are not listed in the Auditor of States database for Findings for Recovery.

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

FISCAL IMPACT: Funding to establish these option contracts is budgeted in the Mail, Print Services and UTC Fund. City agencies will be required to obtain approval to expend from their appropriations.

TitleTo authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Retroreflective and Non-retroreflective Sheeting for the Department of Public Service with 3M Company, Avery Dennison Corporation, Nippon Carbide Industries, and Rocal, Inc.; to authorize the expenditure of four dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 30, 2009 and selected the lowest, responsive, responsible and best bids; and

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

WHEREAS, in order to ensure Retroreflective and Non-retroreflective Sheeting is supplied without interruption to enable the fabrication of signage for new and existing city roadway projects, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service/Division of Planning and Operations in that it is immediately necessary to enter into a contract for an option to purchase Retroreflective and Non-retroreflective Sheeting thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for the option to purchase Retroreflective and Non-retroreflective Sheeting for the term ending May 31, 2011 with the option to extend for two additional one-year periods in accordance with Solicitation No. SA003243 as follows:

3M Company. Items: 1, 2, 5, 6, 8, 9, 13, 14, 15, 16, 17, and 18: Amount \$1.00

Avery Dennison Corporation. Items: 7, 10, and 25: Amount \$1.00.

Nippon Carbide Industries (USA). Items: 11, 12, 19, 20, 21, 22, 23, and 24: Amount \$1.00

Rocal, Inc.. Items: 3 and 4: Amount \$1.00

SECTION 2. That the expenditure of \$4.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0909-2009

Drafting Date: 06/16/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Juvenile Bureau of the Columbus Division of Police along with other area agencies have combined efforts with The Children's Hospital Center for Child and Family Advocacy since July 2005 to provide services in a collaborative approach from a central location for the assessment, treatment, protection, investigation and prosecution of child abuse and for the support and treatment for domestic violence victims. Participants include Franklin County Children Services, the Franklin County Prosecutor, the Franklin County Sheriff, and the Columbus Coalition Against Family Violence.

The Division of Police has occupied office space at The Children's Hospital Center for Child and Family Advocacy since July 2005, as authorized under Ordinance #1310-2005, passed on July 27, 2005 and pursuant to the terms of a Memorandum of Understanding and an Operating Agreement that addressed the requirements of the parties. The Operating Agreement requires the City to annually reimburse The Children's Hospital Center for Child and Family Advocacy for the City's prorata share of the operating expenses of the building housing The Children's Hospital Center for Child and Family Advocacy.

The Operating Agreement (Agreement) is actually a lease of office space. The Agreement identified a commencement date but failed to include a termination date, identified an annual office space reimbursement schedule through 2008, and did not provide for a renewal term. In 2007, the contracting corporate entity changed its name to "Center for Child Advocacy at Nationwide Children's Hospital". The Operating Agreement requires an amendment to correct deficiencies in the terms and reflect the change in name of the corporate entity. The City and the Center for Child Advocacy at Nationwide Children's Hospital desire to enter into an amendment to: extend the Agreement by establishing a new term with specified commencement and termination dates; reflect the change of the name of the contracting corporation; replace the existing Participant Exhibit with a new Participant Exhibit; establish the City's "Shared Cost" of office space for the new term; and update address information for the Parties. The Operating Agreement Amendment #1 shall have an effective date of January 1, 2009.

This legislation authorizes the Director of Finance and Management to execute those documents necessary to amend and extend the Operating Agreement for a one (1) year term, and include three (3) automatic one-year renewal terms, each period being subject to the appropriation of funding by City Council and certification of funds availability by the City Auditor; to expend funds for the payment of rent for the one (1) year term beginning January 1, 2009 and ending December 31, 2009 and appropriated within the 2009 Special Income Tax Fund.

Emergency action is requested to provide funding to reimburse the Center for Child Advocacy at Nationwide Children's Hospital in as timely a manner as possible for the 2009 term of the amended Operating Agreement.

Fiscal Impact: This ordinance authorizes the expenditure of \$30,537.00 from the 2009 Special Income Tax Fund appropriated pursuant to Ordinance #0087-2009.

Title

To authorize the Director of Finance and Management to execute those documents necessary to amend and extend the Operating Agreement between the City of Columbus and the Center for Child Advocacy at Nationwide Children's Hospital, as successor in interest to The Children's Hospital Center for Child and Family Advocacy, to extend the Operating Agreement for a one (1) year term and provide three (3) automatic one-year renewal terms for the lease of 4,014 square feet of office space located at 655 E. Livingston Avenue, to authorize the expenditure of \$30,537.00 from the 2009 Special Income Tax Fund; and to declare an emergency. (\$30,537.00)

Body

WHEREAS, the City desires to enter into Operating Agreement Amendment #1 with the Center for Child Advocacy at Nationwide Children's Hospital, to amend and extend a lease of 4,014 square feet of office space located 655 E. Livingston Avenue, Columbus, Ohio for offices for the Juvenile Bureau of the Columbus Division of Police; and

WHEREAS, the parties have agreed that the rent consideration for the 2009 term of the lease shall be \$30,537.00 payable in a single annual payment; and

WHEREAS, the City appropriated rental funds within the 2009 Special Income Tax Fund pursuant to Ordinance #0087-2009; and

WHEREAS, it is necessary to authorize the expenditure of rental funds; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize the Director of Finance and Management to execute those documents necessary to enter into Operating Agreement Amendment #1 for a one (1) year term, with three (3) automatic one-year renewal periods, each period being subject to the appropriation of funding by City Council, and to expend funds for the payment of rent for the one (1) year initial term to provide funding to immediately reimburse Children's Hospital for the 2009 rent payment, 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 execute those documents approved by the Department of Law, Division of Real Estate necessary to amend and extend the Operating Agreement, for a one (1) year term by and between the City of Columbus, and The Children's Hospital Center for Child and Family Advocacy for the lease of 4,014 square feet of office space located at 655 E. Livingston Avenue, Columbus, Ohio.

Section 2. That the terms and conditions of the amendment and extension shall be in form approved by the City Attorney's Office and shall include the following:

- a) The annual rent shall be \$30,537.00, payable in single installment due on January 1, 2009.
- b) The term of this Agreement shall be for a one (1) year period commencing on 01/01/2009 and terminating on 12/31/2009, and automatically renewing for three (3) additional one (1) year periods, each period being subject to the appropriation of funding by City Council and certification of funds availability by the City Auditor, and commencing immediately upon the last day of the initial term or any

- subsequent term.
- c) Such other terms and conditions as agreed to and approved by the City Attorney.

Section 3. That the Director of Finance and Management be, and hereby is, authorized to expend \$30,537.00 for the one (1) year term of the amended and extended Agreement commencing on 01/01/2009 and terminating on 12/31/2009.

Section 4. That the expenditure of \$30,537.00, or so much thereof that may be necessary in regard to the action authorized in Section 1, be and is hereby authorized and approved as follows:

Division: 45-51
Fund: 430
OCA Code: 430459
Object Level: 3:3301
Amount: \$30,537.00

Section 5. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records. That the City Auditor is authorized to make any changes to revise the funding source for any contract or contract modifications associated with this ordinance.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0910-2009

Drafting Date: 06/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

..Explanation

BACKGROUND: In January 2005 City Council authorized the redevelopment of the Whittier Peninsula for use as a park and nature center by Franklin County Metro Parks, in cooperation with Audubon Ohio (Ord. # 0074-2005). The redevelopment necessitated relocation of the City's Parking Violations Bureau and the Police Impound Lot to a new site.

In December 2007 City Council authorized the Director of Finance and Management (Ord. # 2045-2007) to execute those documents necessary to purchase as improved, a 53.598 acre unimproved tract of real property (part of a larger tract) and commonly known as 399 Frank Road, Columbus, Ohio 43207, from Columbus Limestone, Inc.; to accept a perpetual easement for access to the site; to waive the competitive bidding provisions of the Columbus City Code; and to expend \$3,995,000.00 for costs relevant to acquisition.

After execution of the original Conveyance of Real Estate Agreement (Agreement), final engineering of the project and the plan review process necessitated revisions to the size of the site, the Constructed Improvements scope of work, and the associated costs. In addition, in order to speed the permitting, construction and inspection process, Columbus Limestone, Inc., agreed to pay on the City's behalf, subject to reimbursement at Closing, the City permit, service, and inspection fees associated with the Constructed Improvements that are the City's responsibility under the Conveyance of Real Estate Agreement. The Agreement therefore requires an amendment to reflect the referenced revisions. The City concurs with these revisions and desires to amend the Agreement. As well, the Division of Power and Water requested enhanced water infrastructure along Castle Road in order to better serve adjacent properties.

This ordinance authorizes the Director of Finance and Management to execute an amendment to the Conveyance of Real Estate Agreement, dated January 25, 2008, to correct the legal description to describe a 54.187 acre tract to be conveyed;

to amend the Constructed Improvements scope of work and the associated costs; and to allow reimbursement to Columbus Limestone, Inc. at Closing, of the permit, service, and inspection fees associated with the Constructed Improvements.

Fiscal Impact: The 2009 Capital Improvements Budget identifies the amount of \$336,000.00 for the Impound Lot project. This legislation includes a transfer of funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund as a temporary measure until such time as the proceeds from a bond sale can be made available and amends the 2009 Capital Improvements Budget.

Emergency Justification: Emergency action is requested to allow this conveyance to proceed to closing as planned.

Title

To authorize the Director of Finance and Management to amend a Conveyance of Real Estate Agreement, dated January 25, 2008 for the property located at 399 Frank Road, Columbus, Ohio 43207; to authorize and direct the City Auditor to transfer \$335,464.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the expenditure of \$335,464.00 from the Construction Management Capital Improvement Fund; to authorize the appropriation, transfer and expenditure of \$119,000.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$119,000.00 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; to amend the 2009 Capital Improvements Budget; and to declare an emergency.

Body

WHEREAS, City Council, by Ordinance 0074-2005, passed January 26, 2005, authorized Franklin County Metro Parks to develop a park and nature center in conjunction with Audubon Ohio on a portion of the Whittier Peninsula; and

WHEREAS, the development of the park, nature center and other potential development projects necessitate that the City operations of the Parking Violations Bureau and the Impound Lot be relocated to a new site; and

WHEREAS, City Council, by Ordinance 2045-2007, passed December 10, 2007, authorized the Director of Finance and Management to enter into an agreement to purchase a 53.598 acre tract of real property, as improved, and currently part of the larger tract commonly known as 399 Frank Road, Columbus, Ohio 43207, for use in City operations being moved from Whittier Peninsula in connection with its redevelopment; and

WHEREAS, the final engineering of the project and the plan review process necessitated revision to the site size; the scope of work for the Constructed Improvements and the associated cost; and

WHEREAS, to speed the permitting, construction and inspection process, Columbus Limestone, Inc., agreed to pay on the City's behalf, subject to reimbursement at Closing, the permit, service, and inspection fees associated with the Constructed Improvements; and

WHEREAS, a need exists to amend said agreement to the scope of work for the Constructed Improvements and the associated cost; and

WHEREAS, a need exists to amend said agreement to correct the legal description of the tract to be split and conveyed to describe 54.187 acres; and

WHEREAS, a need exists to amend said agreement to modify the terms to allow reimbursement at Closing to Columbus Limestone, Inc. of the cost of permit, service, and inspection fees associated with the Constructed Improvements; and

WHEREAS, the 2009 Capital Improvements Budget is amended; and

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

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$335,464.00; and

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

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, that it is immediately necessary to authorize the Director Finance and Management to execute those documents necessary to amend a Conveyance of Real Estate Agreement, dated January 25, 2008, as approved by the Department of Law, Real Estate Division, necessary for the acquisition of a 54.187 acre tract split of that real property commonly known as 399 Frank Road, Columbus, Ohio 43207, from Columbus Limestone, Inc. to allow the purchase of the property to be completed as planned, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized and directed to execute an amendment to the Conveyance of Real Estate Agreement, dated January 25, 2008, as approved by the Department of Law, Real Estate Division, necessary to amend the price of the Constructed Improvements to Four Million One Hundred Fourteen Thousand Two Hundred Forty-Eight Dollars and Fifty Cents (\$4,114,248.50); to correct the legal description of the parcel to be conveyed to reflect a 54.187 acre tract; amend the terms to reimburse Owner at the time of Closing; and make those changes as are necessary, that do not adversely affect the City. In all other aspects, this contract shall remain unchanged.

SECTION 2. That the sum of \$335,464.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2009 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Construction Management Capital Improvement Fund 733, at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That the amount of \$335,464.00 is hereby transferred and appropriated to the Office of Construction Management, 45-50, Construction Management Capital Improvement Fund, Fund 733, Impound Lot 570034, Object Level One 06, Object Level Three Code 6601, OCA Code 457733.

SECTION 5. That upon obtaining other funds for the amendment to the Conveyance of Real Estate Agreement for the 54.187 acre tract at 399 Frank Road, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3, above, and said funds are hereby deemed appropriated for such purpose.

SECTION 6. That the City Auditor is authorized to establish proper accounting project numbers and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred.

SECTION 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$335,464.00 (the "Obligations").

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

SECTION 8. That from the unappropriated monies in the Water System Reserve Fund 603, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$119,000.00, is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 9. That the City Auditor is hereby authorized and directed to transfer \$119,000.00 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund, Fund No. 606, into the appropriate project account as specified within Section 10 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 10. That the appropriation and expenditure of \$119,000.00 is hereby authorized for the Miscellaneous Water Facilities Project, a water line from the intersection of South High Street and Castle Road, as follows: Division of Power and Water, Fund No. 606, Division 60-09, Water Works Enlargement Voted Bonds Fund, Project No. 690026, Object Level Three 6601, OCA Code 642900.

SECTION 11. That the expenditure of \$454,464.00, or so much thereof as may be necessary, be and is hereby authorized as follows:

Dept/Div: 45-50
Fund: 733
Project: 570034-100001
OCA Code: 457733
OL1: 06
OL3: 6601
Amount: \$335,464.00

Dept/Div: 60-09
Fund: 606
Project: 690026
OCA Code: 642900
OL1: 06
OL3: 6601
Amount: \$119,000.00

SECTION 12. That the 2009 Capital Improvements Budget Ordinance No. 0806-2009 is hereby amended as follows, to create and provide sufficient budget authority for the award of the agreement stated herein.

Project No. | Project Name | Current Authority | Revised Authority | (Change)
690026-100000 | Misc. Water Facilities Improvements | \$2,010,815 | \$2,129,815 | (+\$119,000)

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

Legislation Number: 0914-2009

Drafting Date: 06/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Fire Division has a need to purchase and replace turnout gear, which is used by Fire Fighters for safety and protection during emergency situations. This legislation authorizes the Finance and Management Director to issue a purchase order for turnout gear from an existing Universal Term Contract with Morning Pride Manufacturing, Inc.

Bid Information: A Universal Term Contract exists for these purchases; FL002240 expires 12/31/09.

Contract Compliance: 311608763 - exp. 5/4/2011

Emergency Designation: Emergency action is requested to make funding immediately available for pending requests, as there is significant lead time for the purchase of turnout gear.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$100,000.00 from the 2009 Fire Division General Fund operating budget for the purchase of turnout gear from Morning Pride Manufacturing. The Fire Division budgeted \$400,000.00 in the 2009 General Fund operating budget for the purchase of turnout gear. The Fire Division has spent/encumbered \$165,000 thus far in 2009. Approximately \$385,000 was spent in 2008 on the purchase of turnout gear. Title To authorize and direct the Finance and Management Director to issue a purchase order for turnout gear for the Fire Division from an existing Universal Term Contract with Morning Pride Manufacturing, Inc., to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

Body **WHEREAS,** the Fire Division has a need to purchase turnout gear; and

WHEREAS, a Universal Term Contract established by the Purchasing Office exists for these purchases; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Fire, in that it is immediately necessary to purchase said turnout gear, 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 Finance and Management Director be and is hereby authorized and directed to issue a purchase order for the purchase of turnout gear for the Fire Division in accordance with the existing Universal Term Contract established by the Purchasing Office with Morning Pride Manufacturing, Inc.

SECTION 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Fund Budget, Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three 2222, OCA 301531.

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

Legislation Number: 0918-2009

Drafting Date: 06/18/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance authorizes the issuance and sale of a special assessment bond in the amount of \$49,992.00 for the Case Road Street Lighting Project. The bond will be sold to the Trustees of the Sinking Fund. The bond proceeds will allow for the retirement of a previously issued special assessment note which is maturing on July 16, 2009.

Title

Authorizing the issuance and sale of special assessment bonds in the approximate amount of \$49,992 for the Case Road Street Light Assessment Project. (\$49,992). Section 55(b) of the City Charter

Body

WHEREAS, pursuant to Ordinance 0449-2008 adopted March 31, 2008, this Council determined to proceed with the street lighting project described below in accordance with Resolution 0192X-2007 adopted by this Council on December 10, 2007; and

WHEREAS, pursuant to Ordinance 1146-2008 adopted July 14, 2008 notes in the principal amount of \$69,000 (the "Outstanding Notes") were issued in anticipation of the issuance of bonds in anticipation of the levy and collection of special assessments for the purpose hereinafter stated; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years; and

WHEREAS, it is deemed necessary to issue bonds in the amount of \$49,992 to provide for the payment of a portion of the principal of and interest on the Outstanding Notes;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the City of Columbus, Ohio (the "Municipality") shall be issued in the principal sum of Forty Thousand Nine Hundred Ninety-Two Dollars (\$49,992) (the "Bonds"), or such lesser amount as shall be determined by the Director of Finance and Management and certified to this Board, in anticipation of the levy and collection of special assessments. The Bonds shall be issued for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring for Case Road, including Case Road from Cleveland Avenue to the city corporation limit east of Walford Street in the City of Columbus, Ohio and to retire notes previously issued for such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and inside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality

shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated "City of Columbus, Ohio Case Road Street Light Assessment Bonds".

Section 5. The Bonds shall be issued as one fully registered bond which shall be numbered R-1, shall be dated July 16, 2009 and shall bear interest, payable annually on such dates as shall be set forth in the Certificate of Fiscal Officer Relating to Terms of Bonds (as defined herein below), until the principal sum is paid or provision has been duly made therefor. Interest shall be calculated on the basis of a 360-day year of twelve 30-day months.

The City Auditor or the Director of Finance and Management is hereby authorized and directed to execute of behalf of the City a Certificate of Fiscal Officer Relating to Terms of the Bonds (the "Certificate of Fiscal Officer") setting forth the principal amount and the final terms of the Bonds, which principal amount and terms, are subject to the limitations set forth in this Ordinance. The Certificate of Fiscal Officer shall indicate the dates on which interest on the Bonds is to be paid (the "Interest Payment Date"), the maturity schedule for the Bonds (provided that the maximum maturity date of the Bonds shall not be later than ten (10) years from their date), the interest rate for the Bonds (provided that the true interest cost for all Bonds in the aggregate shall not exceed five per centum (5.00%) per annum), the optional and mandatory redemption provisions, if any, and such other terms not inconsistent with this Ordinance.

Section 6. The Bonds shall set forth the purposes for which they are issued and state that they are issued pursuant to the Bond Ordinance and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under the Bond Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under the Bond Ordinance and is entitled to the security and benefit of the Bond Ordinance.

The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Except for the final payment of interest on and principal of the Bonds, interest on and mandatory sinking fund redemption payments of principal of the Bonds shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day (unless such 15th day is a non-business day, in which case the record date will be the preceding business day) of the calendar month preceding that Interest Payment Date (the "Record Date"), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein. The final payment of principal of and interest on the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. The Bonds shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of the Bonds is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date.

Any interest on the Bonds which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bonds are registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each Bondholder, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 7. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Bonds. So long as the

Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name the Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on the Bonds shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

The Bonds may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange the Bonds for a period of fifteen days next preceding an Interest Payment Date or the date of maturity.

In all cases in which Bonds are transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for transfer of the Bonds. All Bonds issued upon any transfer shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer.

Section 8. The Bonds shall be sold at private sale to the Trustees of the Sinking Fund of the City of Columbus, Ohio (the "Original Purchaser") at a price of 100% of the principal amount thereof plus accrued interest, if any.

The Director of Finance and Management, the City Auditor and the Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of the Bond Ordinance.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Outstanding Notes at their maturity on July 16, 2009.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal and interest of the Bonds in the manner provided by law. All moneys necessary to carry out the purposes of this Ordinance are hereby deemed appropriated for expenditure by the City Auditor.

To provide for the payment of the costs for prevailing wage expenses that was not included in the Levy of Assessment, the City Auditor is hereby authorized to expend from the Electricity Operating Fund (Fund 550) a sum not to exceed Ten Dollars (\$10.00), and such amount is hereby deemed appropriated.

Section 9. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 10. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 11. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0919-2009

Drafting Date: 06/18/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes the issuance and sale of a special assessment bond in the amount of \$30,932.00 for the Miami Avenue Street Lighting Project. The bond will be sold to the Trustees of the Sinking Fund. The bond proceeds will allow for the retirement of a previously issued special assessment note which is maturing on July 16, 2009.

Title

Authorizing the issuance and sale of special assessment bonds in the approximate amount of \$30,932 for the Miami Avenue Street Light Assessment Project. (\$30,932). Section 55(b) of the City Charter

Body

WHEREAS, pursuant to Ordinance 0317-2008 adopted March 3, 2008, this Council determined to proceed with the street lighting project described below in accordance with Resolution 0093X-2007 adopted by this Council on July 9, 2007; and

WHEREAS, pursuant to Ordinance 1145-2008 adopted July 14, 2008 notes in the principal amount of \$39,000 (the "Outstanding Notes") were issued in anticipation of the issuance of bonds in anticipation of the levy and collection of special assessments for the purpose hereinafter stated; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years; and

WHEREAS, it is deemed necessary to issue bonds in the amount of \$30,932 to provide for the payment of a portion of the principal of and interest on the Outstanding Notes;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the City of Columbus, Ohio (the "Municipality") shall be issued in the principal sum of Thirty Thousand Nine Hundred Thirty-Two Dollars (\$30,932) (the "Bonds"), or such lesser amount as shall be determined by the Director of Finance and Management and certified to this Board, in anticipation of the levy and collection of special assessments. The Bonds shall be issued for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring for the Miami Avenue area, including Miami Avenue from Broad Street to Long Street, in the City of Columbus, Ohio and to retire notes previously issued for such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and inside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated "City of Columbus, Ohio Miami Avenue Street Light Assessment Bonds".

Section 5. The Bonds shall be issued as one fully registered bond which shall be numbered R-1, shall be dated July 16, 2009 and shall bear interest, payable annually on such dates as shall be set forth in the Certificate of Fiscal Officer Relating to Terms of Bonds (as defined herein below), until the principal sum is paid or provision has been duly made therefor. Interest shall be calculated on the basis of a 360-day year of twelve 30-day months.

The City Auditor or the Director of Finance and Management is hereby authorized and directed to execute of behalf of the City a Certificate of Fiscal Officer Relating to Terms of the Bonds (the "Certificate of Fiscal Officer") setting forth the principal amount and the final terms of the Bonds, which principal amount and terms, are subject to the limitations set forth in this Ordinance. The Certificate of Fiscal Officer shall indicate the dates on which interest on the Bonds is to be paid (the "Interest Payment Date"), the maturity schedule for the Bonds (provided that the maximum maturity date of the Bonds shall not be later than ten (10) years from their date), the interest rate for the Bonds (provided that the true interest cost for all Bonds in the aggregate shall not exceed five per centum (5.00%) per annum), the optional and mandatory redemption provisions, if any, and such other terms not inconsistent with this Ordinance.

Section 6. The Bonds shall set forth the purposes for which they are issued and state that they are issued pursuant to the Bond Ordinance and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under the Bond Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under the Bond Ordinance and is entitled to the security and benefit of the Bond Ordinance.

The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Except for the final payment of interest on and principal of the Bonds, interest on and mandatory sinking fund redemption payments of principal of the Bonds shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day (unless such 15th day is a non-business day, in which case the record date will be the preceding business day) of the calendar month preceding that Interest Payment Date (the "Record Date"), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein. The final payment of principal of and interest on the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. The Bonds shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of the Bonds is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date.

Any interest on the Bonds which is payable, but is not punctually paid or provided for, on any Interest Payment Date

(herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bonds are registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each Bondholder, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 7. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Bonds. So long as the Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name the Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on the Bonds shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

The Bonds may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange the Bonds for a period of fifteen days next preceding an Interest Payment Date or the date of maturity.

In all cases in which Bonds are transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for transfer of the Bonds. All Bonds issued upon any transfer shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer.

Section 8. The Bonds shall be sold at private sale to the Trustees of the Sinking Fund of the City of Columbus, Ohio (the "Original Purchaser") at a price of 100% of the principal amount thereof plus accrued interest, if any.

The Director of Finance and Management, the City Auditor and the Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of the Bond Ordinance.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Outstanding Notes at their maturity on July 16, 2009.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal and interest of the Bonds in the manner provided by law. All moneys necessary to carry out the purposes of this Ordinance are hereby deemed appropriated for expenditure by the City Auditor.

To provide for the payment of the costs for prevailing wage expenses that was not included in the Levy of Assessment, the City Auditor is hereby authorized to expend from the Electricity Operating Fund (Fund 550) a sum not to exceed Ten Dollars (\$10.00), and such amount is hereby deemed appropriated.

Section 9. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 10. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 11. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0923-2009

Drafting Date: 06/18/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This ordinance is submitted to settle the lawsuit known as *Gary A. Baker, Sr., et al. v. Yvonne N. Jordan, et al.*, Franklin County Court of Common Pleas, Case No. 08CVC-07-09471 in the amount of \$22,500.00.

FISCAL IMPACT: Funds are available for this settlement that will cost \$22,500.00.

TitleTo authorize and direct the City Attorney to settle the lawsuit of *Gary A. Baker, Sr., et al. v. Yvonne N. Jordan, et al.*, Franklin County Court of Common Pleas, Case No. 08CVC-07-09471, to authorize the expenditure of \$22,500.00, and to declare an emergency.

Body

WHEREAS, on July 17, 2006, a Columbus Recreation and Parks Department employee was driving a van in the course and scope of employment when she changed lanes, which resulted in Gary A. Baker, Sr. swerving and hitting a cement beam thereby suffering personal injuries; and

WHEREAS, it is in the best interests of the City to settle this case for a total of \$22,500.00; and

WHEREAS, by reason of the foregoing an emergency exists in the usual daily operations of the City and it would be in the City's best interests to compromise and settle this matter and for further preservation of the public health, peace, property, safety and welfare, now, therefore:

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

Section 1. That the City Attorney be and hereby is authorized and directed to settle the lawsuit of *Gary A. Baker, Sr., et al. v. Yvonne N. Jordan, et al.*, Franklin County Court of Common Pleas, Case No. 08CVC-07-09471, by the

payment of \$22,500.00, as a reasonable and fair amount in the best interests of the City of Columbus.

Section 2. That for the purposes of paying this settlement, there be and hereby is authorized to be expended by the Recreation and Parks Department, Division No. 51, OCA Code 510289, Object Level One 5, Object Level Three 5532, and Fund No. 285, the sum of \$22,500.00.

Section 3. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer in the sum of \$22,500.00 payable to Gary A. Baker, Sr., Annouise E. Baker, and their attorneys, Todaro & Wagoner, L.P.A., upon receipt of a voucher and a release approved by the City Attorney.

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

Legislation Number: 0925-2009

Drafting Date: 06/18/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Department of Finance and Management, Office of Construction Management on behalf of the Public Service Department, Construction Management Division ("City"), is renovating and repowering that City owned building commonly known as 2077 Parkwood, Columbus, Ohio ("Building #2"). The building is presently being use by Public Service personnel as storage of various low value equipment and materials. In order to extend power to Building #2, the City desires to grant the Columbus Southern Power Company ("AEP") a perpetual non-exclusive overhead utility easement over the north border of City owned real property, which includes ownership of the existing utility pole within the easement. The Department of Finance and Management, Office of Construction Management has determined that the use of municipal power to service the building would require costly circuit upgrades south of the property, which would be beyond the means of the project area. Therefore, it is in the best interest of the City to grant AEP the easement at no charge, including ownership of the existing utility pole, which would then be AEP's responsibility to maintain and replace. The following legislation authorizes the Director of the Department of Finance and Management to execute those instruments necessary to grant the requested easement.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested as not to delay the benefit to the City, which will result from the construction and installation of the electric power line.

Title

To authorize the Director of the Department Finance and Management to execute those instruments necessary for the granting of an overhead utility easement to the Columbus Southern Power Company, for the purposes of providing electrical services to that City owned real property commonly known as 2077 Parkwood, Columbus, Ohio, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

Body

WHEREAS, the Public Service Department, Construction Management Division ("City") is renovating and repowering that City owned building commonly known as 2077 Parkwood, Columbus, Ohio ("Building #2"); and

WHEREAS, the building is presently being use by Transportation personnel as storage of various low value equipment and materials; and

WHEREAS, in order to extend power to Building #2, the City desires to grant the Columbus Southern Power Company ("AEP") a perpetual non-exclusive overhead utility easement over the north border of City owned real property, which includes ownership of the existing utility pole within the easement; and

WHEREAS, the Public Service Department has determined that the use of municipal power to service the building would require costly circuit upgrades south of the property which would be beyond the means of the project area; and

WHEREAS, therefore, it is in the best interest of the City to grant AEP the easement at no charge, including ownership of the existing utility pole, which would then be AEP's responsibility to maintain and replace; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize the Director of the Department of Finance and Management to execute those instruments, prepared and approved by the Real Estate Division, Department of Law, necessary to grant an overhead utility easement to the Columbus Southern Power Company so as not to delay the resulting benefit to the City, 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 Finance and Management be and hereby is authorized to execute those documents, prepared by the Real Estate Division, Department of Law, necessary to quitclaim a Five (5') foot wide perpetual non-exclusive easement over that City owned real property situated south from and adjacent to the north property line, and to extend from an existing pole number 1871817,732769 in a westerly direction for a distance of approximately One Hundred One (101') feet, and there terminating.

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*); Section 329.29 (*competitive bidding*); and Chapter 329.30 (*Sale of city-owned personal property*) to the extent that they may apply to this transaction with regards to this ordinance only.

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

Legislation Number: 0932-2009

Drafting Date: 06/19/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes an appropriation of \$38,300.00 from the unappropriated balance of funds in the Police Training/Entrepreneurial Fund. Ordinance 1271-00, passed in June 2000, established a special revenue fund for the Division of Police to deposit proceeds from Police training activities. Law Enforcement Agencies are charged fees for the renting of classroom space, police videotapes, and other training materials. The proceeds from these charges are deposited in the Police Training Fund. The proceeds from this fund are used to invite speakers and trainers to conduct law enforcement training sessions and to purchase training materials and supplies.

Bid Information: N/A

Contract Compliance: N/A

Emergency Designation: Emergency legislation is requested so that the Police Division can begin to schedule training

seminars.

FISCAL IMPACT: This ordinance authorizes an appropriation of \$38,300.00 in the Police Training/Entrepreneurial fund for training purposes. Approximately \$66,000 is available in the fund for appropriation. Since all funds to be appropriated are from the Special Purpose Fund, there will be no impact on the financial status of the General Fund.

Title

To authorize an appropriation of \$38,300.00 from the unappropriated balance of the Special Purpose Fund for the Division of Police for law enforcement training purposes; and to declare an emergency. (\$38,300.00)

Body

WHEREAS, an appropriation is needed to cover costs associated within the Police Training/Entrepreneurial Fund; and

WHEREAS, this fund was established to receive funds from Police training activities and the proceeds used to conduct training seminars as well as purchase training materials and supplies; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Public Safety Department, in that it is immediately necessary to appropriate the aforementioned 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 from the unappropriated monies in the Special Purpose Fund 223, Subfund No. 132, 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 \$38,300.00 is appropriated to the Division of Police, Div 30-03, Fund 223, Subfund 132, OCA 332585 as follows:

OBJ LEVEL (1) - 02 OBJ LEVEL (3) 2193 \$ 5,000.00
OBJ LEVEL (1) - 02 OBJ LEVEL (3) 2201 \$ 500.00
OBJ LEVEL (1) - 02 OBJ LEVEL (3) 2290 \$ 4,300.00
OBJ LEVEL (1) - 03 OBJ LEVEL (3) 3331 \$28,000.00
OBJ LEVEL (1) - 03 OBJ LEVEL (3) 3353 \$ 500.00

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

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

Legislation Number: 0935-2009

Drafting Date: 06/22/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Fire Fighters Danny Whiteside, Patrick Malone and Barbara Capuana were injured in an on-duty accident on October 31, 2008. They all suffered substantial injuries when they responded to a gas leak and the building exploded. They have exhausted their initial injury leave as provided in Article 24 of the collective bargaining contract between the City and IAFF Local 67.

Fire Fighters Whiteside, Malone, and Capuana requested an extension of injury leave through the Board of Industrial Relations as provided in Rule 5 of the Rules of the Board of Industrial Relations. At the June 15, 2009 Industrial Relations Board meeting, and at the recommendation of the Fire Chief and Director of Public Safety, the Board voted to recommend to City Council the approval of extensions of injury leave for all three (3) Fire Fighters.

Title

To grant extensions of injury leave to Fire Fighters Danny Whiteside, Patrick Malone, and Barbara Capuana for the periods of time noted herein, as recommended by the Board of Industrial Relations; and to declare an emergency.

Body

WHEREAS, Fire Fighters Whiteside, Malone, and Capuana were injured on October 31, 2008, and have had complications from their injuries requiring them to exhaust injury leave as provided in Article 24 of the collective bargaining contract between the City and IAFF Local 67; and

WHEREAS, Fire Fighter Danny Whiteside exhausted his initial injury leave on May 1, 2009, and requested an extension of injury leave to August 1, 2009, through the Board of Industrial Relations pursuant to Rule 5 of the Rules of the Board of Industrial Relations; and

WHEREAS, Fire Fighter Patrick Malone exhausted his initial injury leave on May 1, 2009, and requested an extension of injury leave to September 1, 2009, through the Board of Industrial Relations pursuant to Rule 5 of the Rules of the Board of Industrial Relations; and

WHEREAS, Fire Fighter Barbara Capuana exhausted her initial injury leave on May 1, 2009, and requested an extension of injury leave to November 1, 2009, through the Board of Industrial Relations pursuant to Rule 5 of the Rules of the Board of Industrial Relations; and

WHEREAS, the Board of Industrial Relations reviewed the requests at its meeting of June 15, 2009 and voted unanimously to recommend to City Council the approval of extensions of injury leave to Fire Fighters Whiteside, Malone, and Capuana, in accordance with Rule 5 of the Industrial Relations Board Rules; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to grant extensions of injury leave to Fire Fighters Whiteside, Malone, and Capuana as recommended by the Industrial Relations Board, 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 City Council hereby approves the recommendation of the Industrial Relations Board to provide extensions of injury leave to Fire Fighters Whiteside, Malone, and Capuana, Division of Fire, Department of Public Safety, for the time periods noted herein, provided appropriate medical documentation is submitted.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure which 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.

Drafting Date: 06/24/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: In April, 2009 the Department of Finance and Management, Real Estate Management Office (REMO) solicited Request for Proposals (RFP) No. SA003242 for *Insurance Brokerage and Risk Engineering Services for Property Casualty, Boiler & Machinery, and Aviation Insurance*. The City sought to identify qualified insurance brokers, insurance agencies, or insurance agents to provide insurance brokerage services for the City's property (casualty), boiler and machinery, and aviation insurance programs. The selected Broker(s) responsibilities are to develop, recommend, and implement risk engineering and management programs for each area of insurance coverage and be responsible for marketing the City's insurance programs to solicit a minimum of three quotes for underwriting these programs to contain cost and improve insurance coverage in each area. The Real Estate Management Office (REMO) conducted research to identify potential brokers of adequate size and experience for inclusion in the solicitation as well as including the vendors currently registered with the City under commodity codes associated with insurance and brokerage services. As a result of this research, an additional six national brokers were solicited to respond to the RFP.

Earlier this year REMO was asked to assist the Division of Police (CPD) by reviewing the City's aviation insurance coverage for CPD's six helicopters to determine if consolidation of the administration of aviation coverage under REMO would benefit the Division and the City. After review, CPD and REMO concluded that the administration of the City's aviation coverage should be transferred to the Department of Finance and Management, Real Estate Management Office. REMO worked with CPD to extend their current aviation coverage to July 31st so that the City's three types (property, boiler & machinery, aviation) of insurance coverage would have the same policy commencement and termination dates to allow the insurance to be bid together in a single package for brokerage and risk engineering services to potentially obtain cost savings and improve coverage.

This project was advertised April 3, 2009 with responses due on April 30, 2009. The City received five responses to provide all three lines of insurance and one (1) response for aviation insurance only. Proposals were received from Aon Risk Services Northeast, Inc.; Arthur J Gallagher Risk Management Services, Inc.; Huntington Insurance; Marsh USA, Inc.; NationAir; and Wells Fargo Insurance Services of Ohio, LLC. The responses were reviewed by the City's Proposal Evaluation Committee, comprised of three members. Each proposal was evaluated, scored, and rated on the following criteria: competency to perform the required services based on qualifications and experience of employees; quality and feasibility of the Responder's proposal; ability to perform the required services competently; past performance with projects of similar size and scope; and proposal cost structure. After discussion, the Proposal Evaluation Committee recommended to the Director of Finance and Management that it was in the City's best interest, both in efficiency and cost, to award brokerage for all three insurance programs to a single broker.

The Proposal Evaluation Committee determined that Arthur J. Gallagher Risk Management Services, Inc. submitted both the best and lowest bid of the five full service insurance brokerage companies evaluated. Arthur J. Gallagher Risk Management Services, Inc. response scored the highest in the Quality and Feasibility, Ability to Perform, Past Performance, and Cost evaluation criteria. The City desires to establish a five (5) year contractual relationship with the Broker.

The insurance brokerage and risk engineering service fee for the initial one-year term and the first renewal term of the Contract shall be \$30,000.00. The service fee for the subsequent three renewal terms shall be \$30,000.00, plus an adjustment for inflation based on the percentage change from the preceding year to the then current year and as agreed upon by both parties.

Arthur J. Gallagher Risk Management Services, Inc. as required, solicited the market to obtain underwriting quotes for each of the City's three insurance programs for the 2009-2010 annual term. A minimum of three quotations for each area of insurance coverage were provided to the City for evaluation. After review of the quotations, the City selected insurance carriers that provide the broadest and best coverage, meet the City's requirements, and allow the City to realize an annual savings while providing improved coverage. The selected insurance carriers are: Affiliated FM Insurance Company for property (casualty) insurance; Zurich American Insurance Company for boiler and machinery insurance; and Phoenix Aviation (Old Republic Insurance Company) for aviation insurance. The policies include the following deductibles:

\$250,000 for property (casualty) insurance; a \$25,000 deductible for boiler & machinery insurance; and a \$100,000 deductible for aviation insurance. The combined cost of the selected insurance coverage is \$332,505. The insurance policies are effective from August 1, 2009 through July 31, 2010.

The cost of the insurance brokerage and risk engineering services contract is the total of the brokerage and risk engineering service fee (\$30,000) and the actual cost of all insurance coverage (\$332,505), or \$362,505.

This ordinance authorizes the Director of Finance and Management to execute those documents necessary to enter into a one year contract with four renewal options with Arthur J. Gallagher Risk Management Services, Inc. for insurance brokerage and risk engineering services for property casualty, boiler and machinery, and aviation insurance commencing on August 1, 2009 and terminating on July 31, 2010 and to authorize Arthur J. Gallagher to bind the underwriting of the City's selected insurance for each area of insurance coverage for policies commencing on August 1, 2009 and terminating on July 31, 2010. The contract contains a renewal provision for four (4) consecutive terms of one (1) year each subject to agreement by both parties and appropriation of necessary funds by the Columbus City Council and certification of availability of funds by the City Auditor. Additionally, this ordinance authorizes the expenditure of \$235,425 to be paid out of the Department of Finance and Management Employee Benefit Fund Budget 2009 and \$127,080 to be paid out of the Law Enforcement Seizure Fund.

The Contract Compliance Number for Arthur J. Gallagher Risk Management Services, Inc. is 36-2102482 and the expiration date is 02/04/2010.

Emergency action is requested to allow the immediate execution of the contract to allow the City's insurance coverage for property, boiler & machinery, and aviation to be effective August 1, 2009 and to continue without interruption.

Fiscal Impact: The funding for this one (1) year contract was budgeted and funds are available within the Department of Finance and Management Employee Benefit Fund Budget 2009 and the Law Enforcement Seizure Fund. The total financial obligation for this one year contract for the City's insurance programs is \$362,505. This amount represents an annual reduction in the City's cost for its insurance programs and a savings of \$51,788.00.

Title

To authorize the Director of Finance and Management to execute those documents necessary to enter into an insurance brokerage and risk engineering services contract with Arthur J. Gallagher Risk Management Services, Inc. for a one year term with four annual renewal options that includes authorization to bind the 2009-2010 property, boiler & machinery, and aviation insurance coverage selected by the City; to authorize the transfer of funds within the Law Enforcement Seizure Fund; to authorize the expenditure of \$362,505 for the City's 2009-2010 insurance programs; and to declare an emergency.

Body

WHEREAS, it is in the best interest of the City of Columbus to enter into a contract for insurance brokerage and risk engineering services including authorization to bind the property, boiler & machinery, and aviation insurance coverage selected by the City for the term August 1, 2009 to July 31, 2010; and

WHEREAS, the parties have agreed that the contract shall include an initial one-year term and four (4) one-year renewals and that the annual cost of the contract for each term shall be determined by the insurance broker's service fee plus and the actual underwriting cost to bind the property, boiler & machinery, and aviation insurance coverage selected by the City; and

WHEREAS, it is necessary to authorize the execution of the insurance brokerage and risk engineering services contract with Arthur J. Gallagher Risk Management Services, Inc. including authorization to bind the property, boiler & machinery, and aviation insurance coverage selected by the City; and

WHEREAS, it is necessary to transfer funds within the Law Enforcement Seizure Fund; and

WHEREAS, it is necessary to authorize the expenditure of \$362,505 to pay contract costs for insurance brokerage and risk engineering services and the actual cost of binding the City's property, boiler & machinery, and aviation insurance policies; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Finance and Management in that it is immediately necessary to enter into the contract for insurance brokerage and risk engineering services for the City's property, boiler & machinery, and aircraft insurance programs including the underwriting cost of the City's selected insurance policies for property, boiler & machinery, and aircraft coverage thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized and directed to enter into contract with Arthur J. Gallagher Risk Management Services, Inc. to provide insurance brokerage and risk engineering services, including authorization to bind the property, boiler & machinery, and aviation insurance coverage selected by the City.

SECTION 2. That the term and conditions of the contract shall be in a form approved by the City Attorney's Office and shall include the following:

- a) The insurance brokerage and risk engineering service fee for the initial one (1) year term and the first automatic one (1) year renewal term of this contract shall be \$30,000.00. The service fee for the subsequent three (3) automatic one (1) year renewal terms shall be \$30,000.00 plus and adjustment as agreed upon by both parties.
- b) The term shall be for a one (1) year period commencing on August 1, 2009 and terminating on July 31, 2009, and contain an option for four (4) additional one (1) year renewal terms, each subject to agreement by both parties and the appropriation of necessary funds by the Columbus City Council and certification of availability of funds by the City Auditor.
- c) The Broker will market and bind the City's insurance program on an annual basis. The total insurance cost for each one year term of the contract will be determined by the actual cost of the property, boiler & machinery, and aviation insurance coverage selected by the City and the insurance brokerage and risk engineering service fee subject to changes in the scope or extent of insurance coverage, as authorized by the City during the term.
- d) Arthur J. Gallagher Risk Management Services, Inc. shall provide fully bound insurance policies to the Real Estate Management Office, Department of Finance and Management, 90 W. Broad Street, Room 425, Columbus, Ohio, 43215 no later than July 31, 2009.
- e) Such other terms and conditions as agreed to and approved by the City Attorney.

SECTION 3. The City Auditor is hereby directed to transfer funds within Law Enforcement Seizure Fund as follows:

FROM:
Department/Division: 30-03|Fund: 219| Subfund: 016| OCA Code: 300988| Object Level 1: 06| Object Level 3:6697| Amount: \$48,063

TO:
Department/Division: 30-03| Fund: 219| Subfund: 016| OCA Code: 300988| Object Level 1: 03| Object Level 3:3392 | Amount: \$48,063

SECTION 4. That the expenditure of \$362,505.00, or so much thereof that may be necessary in regard to the action

authorized in Section 1, be and is hereby authorized and approved as follows:

Department/Division: 45-54
Fund: 502
OCA Code: 450052
Object Level 1: 03
Object Level 3: 3392
Amount: \$235,425.00

Department/Division: 30-03
Fund: 219
Subfund: 016
OCA Code: 300988
Object Level 1: 03
Object Level 3: 3392
Amount: \$127,080.00

SECTION 5. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial record. That the City Auditor is authorized to make any changes to revise the funding source for any contract or contract modification associated with this ordinance.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0949-2009

Drafting Date: 06/25/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN09-004

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Prairie Township. This ordinance is required by the Ohio Revised Code (ORC) as enacted by the General Assembly of the State of Ohio. An annexation petition has been filed with Franklin County for this property. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. Should the petition be approved by the County Commissioners, a second City ordinance accepting the annexation will be required to complete the process. The time frames specified in the ORC require that this legislation be filed as emergency.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the city, annexation of land also has the potential to create revenue to the city.

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN09-004) of 0.5± acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Prairie Township was duly filed on behalf of Sharon Scales and Theresa Schreck on June 24, 2009; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on July 28, 2009; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the West Columbus Interim Development Concept and Big Darby Accord planning areas; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; **now, therefore,**

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

Section 1. That the city of Columbus will provide the following municipal services for 0.5 ± acres in Prairie Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: The proposed annexation site can receive water service from the existing 12" Columbus water main located in Doherty Rd.

Sewer:

Sanitary Sewer:

Records indicate an 8-inch Columbus sanitary sewer is located in an easement abutting subject parcel's east property line and can provide sanitary sewer service. Service can be installed and inspected under a sewer permit.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 0.5 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Prairie Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Praire Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

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 14, 2009 10:00 am

SA003318 - CITY BRIDGE MAINTENANCE 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Department of Public Service, is receiving proposals until 10:00 A.M., July 14, 2009, for CITY BRIDGE MAINTENANCE 2009. Proposals are being received at the Department of Public Service, Office of Support Services, 90 W. Broad St., Room 301, Columbus, OH, 43215. The scope of the project shall consist of routine maintenance to several bridges within the City. The identified work will be completed within 60 days, but the contract duration shall be through June 30, 2010. The City will issue a Notice to Proceed on or about August 24, 2009.

1.2 Classification: Prevailing wage rates apply. The bidder is required to submit a proposal bond in the form provided in the Bid Submittal documents. The amount of the guaranty shall be expressed in dollars and cents or as a percentage of the bid amount, and shall not be less than ten (10) percent of the bid, including all alternates submitted which increases the bid. Each offeror shall submit with its proposal an active City of Columbus Contract Compliance Certification Number, or a completed application for certification. Plans can be purchased at 109 N. Front St, Room 301 for \$10.00. There will not be a pre-bid meeting for this project. All questions concerning the project are to be sent to capitalprojects@columbus.gov. The last day to submit questions is July 9, 2009. Responses will be posted on the Vendor Services web site as an addendum and an e-mail will be sent to each firm who purchased plans. Phone calls will not be accepted.

For additional information concerning this bid go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov/e-proc/>) and view this solicitation number in the "open solicitations" listing.

Additional information:

It is highly recommended that proposals are hand delivered and not mailed as US Mail is not delivered directly to this building.

ORIGINAL PUBLISHING DATE: July 08, 2009

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 15, 2009 12:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003319 - Medical Director 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 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: July 09, 2009

BID OPENING DATE - July 16, 2009 11:00 am

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 Adsko 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" Adsko 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

SA003316 - P&W/TANDEM AXLE CONVENTIONAL DUMP TRUCK

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) diesel powered, tandem axle, conventional truck chassis with a minimum G.V.W. rating of 58,000 pounds equipped with a 10 cubic yard dump body.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option of purchase and delivery of One (1) new and unused diesel powered, tandem axle, conventional truck chassis with a minimum G.V.W. rating of 58,000 pounds equipped with a 10 cubic yard dump body.

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 27, 2009

BID OPENING DATE - July 21, 2009 11:00 am

SA003277 - POLICE INTELLIGENCE CASE MANAGMENT SYST.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

NOTE: This change order is to add an ADDENDUM that provides questions and answers and the extends the opening date. The addendum is to be returned with your proposal submission.

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 that includes addendum. 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: June 27, 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

SA003279 - PU/ADM/VULCAN SCREENING PRESS UNIT

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids to purchase Vulcan Screening Press Unit for use by the Southerly Wastewater Treatment Plant. This equipment will be used for the influent screening process.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase one (1) complete Vulcan Screening Press Unit. 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: July 01, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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

SA003314 - PURCHASE OF VACCINES UTC

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Public Health Department (CPH), seeks to establish a Universal Term contract for the purchase of vaccines on an as needed basis. The City estimates that \$175,000.00 will be spent annually for this contract. The contract will expire December 31, 2012.

1.2 Classification: Vaccines to be bid on are: Immunoglobulin, Fluzone, Flumist, Hepatitis A Child 2-dose, Gardasil, Menactra, MMR-II, Rotateq, Adacel, Varivax.. Items will be delivered to 240 Parsons Ave., Immunization Clinic, Columbus, OH 43215.

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

SA003320 - WATER/DIESEL CAB&CHASSIS W/9 FOOT DUMP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Public Utilities Department, to obtain formal bids to establish a contract(s) for the purchase of two (2) Diesel powered, heavy-duty cab and chassis with a minimum G.V.W. rating of 17,500 pounds equipped with a 9-foot dump body.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the purchase and delivery, and warranty service of new and unused diesel powered, heavy-duty cab and chassis with a minimum G.V.W. rating of 17,500 pounds equipped with a 9-foot dump body.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 09, 2009

BID OPENING DATE - August 7, 2009 4:00 pm

SA003315 - Utility Ticket Management Proposal

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

UTILITY TICKET MANGEMENT PROPOSAL

SCOPE

It is the intent of the City of Columbus, Department of Public Utilities to solicit proposals for a utility ticket management contract for the Damage Prevention Program. The awarded company will manage an established web based One Call utility ticket management program for the Department of Public Utilities, Damage Prevention Program.

The City of Columbus, OH has a service area of approximately 80 square miles. We receive approximately 150,000 tickets per year from the Ohio Utilities Protection Service and will have approximately 20 users of the selected ticket management system. The Damage Prevention Program is required to provide underground utility locating for:

- o Electric
- o Sanitary Sewer
- o Storm Sewer
- o Water

The Damage Prevention Program has a statutory requirement to respond to all locate requests within 48 hours from the time the call is placed. Failure to locate utilities correctly could result in service interruption and damage.

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. Bids can be downloaded at the Vendor Services website. For assistance in obtaining bid packet, contact Sue McQuirt 614-645-7079.

ORIGINAL PUBLISHING DATE: June 26, 2009

BID OPENING DATE - August 12, 2009 3:00 pm

SA003317 - CIP 650344-100001 SWWTP Support Faciliti

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CIP #650344-100001

CONTRACT S77: SOUTHERLY WASTEWATER TREATMENT PLANT, SUPPORT FACILITIES

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for SOUTHERLY WASTEWATER TREATMENT PLANT, SUPPORT FACILITIES. The work for which proposals are invited consists of the demolition and removal of existing facilities (1 building); renovation, construction, and repurposing of existing facilities (4 buildings); and construction of additional facilities (1 building); all to provide adequate maintenance and operations support and asset management of the upgraded treatment plant. This work includes material hazard abatement, as well as site, architectural, structural, mechanical, and electrical work. All work shall be completed within the Milestone dates established in the Contract.

CLASSIFICATION: There is a Pre-Bid Conference for this Bid. Prevailing Wage Rates apply. A ten percent (10%) proposal bond is required for this bid, and a one hundred percent (100%) performance and payment bond will be required for the making of a contract.

For additional information concerning this bid, including procedures for obtaining a copy of the bidding documents 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 "View Open Solicitations" listing under the "Solicitations" tab.

ORIGINAL PUBLISHING DATE: July 02, 2009

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0002-2009

Drafting Date: 12/26/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

**Title OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS**

Notice/Advertisement Title: Civil Service Commission Notice

Contact Name: Annette Bigham

Contact Telephone Number: 614.645.7531

Contact Email Address: eabigham@columbus.gov

Body

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. to 4:00 P.M. MONDAY, WEDNESDAY or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at www.csc.columbus.gov <<http://www.csc.columbus.gov>> and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

Legislation Number: PN0034-2009

Drafting Date: 10/02/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 Meeting Schedule - City of Columbus Records Commission

Contact Name: Toya Johnson, Records Commission Coordinator

Contact Telephone Number: 645-7293

Contact Email Address: tjjohnson@columbus.gov

Body

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2009 are scheduled as follows:

Monday, February 2, 2009

Monday, May 4, 2009

Monday, September 21, 2009

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room (226). They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7380.

Legislation Number: PN0059-2009

Drafting Date: 03/02/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 Recreation and Parks Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a Recreation and Parks Committee Meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:30 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall. Members of the general public wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers from 5:30 until 6:00 P.M. on the day of the meeting.

- No July Meeting
August Recess - No Meeting
- Thursday, September 17, 2009
- Thursday, October 15, 2009
- Thursday, November 19, 2009
Holiday Recess - No Meeting

Meeting dates and times subject to change

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Richard Hicks

Contact Telephone Number: 654-6189

Contact Email Address: rickh@columbus.gov

To view the most current City Health Code, please visit:
<http://www.publichealth.columbus.gov/>

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) 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

Legislation Number: PN0147-2009

Drafting Date: 06/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Columbus Art Commission July 2009 Meeting Schedule

Lori Baudro

645-6986

lsbaudro@columbus.gov

Body

The Columbus Art Commission is scheduled to hold two meetings in July 2009:

- Business Meeting (no applications heard)
8:30 to 10:30 a.m. on Wednesday, July 8, 2009
At the King Arts Complex, 867 Mt. Vernon Ave., Columbus OH
- Regular Commission Meeting
6:00 to 8:00 p.m. on Thursday, July 23, 2009
At the Columbus Health Department room 119-C, 240 Parson's Avenue, Columbus OH

For more information contact: Lori Baudro at (614) 645-6986 or lsbaudro@columbus.gov

A sign language interpreter will be made available provided the Planning Division has at least 48 hours notice before the meeting. Call 645-8036 to make arrangements.

Legislation Number: PN0153-2009

Drafting Date: 07/01/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Property Maintenance Appeals Board Meeting

Toni Gillum

645-5884

tgboehm@columbus.gov

Body

PROPERTY MAINTENANCE APPEALS BOARD

Monday, July 13, 2009

1:00 PM - 757 Carolyn Avenue

Hearing Room

1. Approval of prior meeting minutes

2. Case Number PMA-025

Appellant: George Speights
Property: 1004 S. CHAMPION AVENUE
Inspector: Chris McGee
Order #: 04475-01636

3. Case Number PMA-188

Appellant: Albert Simmons
Property: 1401 Atcheson Street
Inspector: Noell Rader
Order #: 09440-04180

4. Case Number PMA-189

Appellant: Dr. David Neal Miller
Property: 40 Garden
Inspector: Deborah D. VanDyke
Order #: 09475-02934

NOTE: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Regulations Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call Toni Gillum at 645-5884 or TDD 645-3293.

Legislation Number: PN0154-2009

Drafting Date: 07/01/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Columbus Graphics Commission August 18, 2009 Public Hearing

David J. Reiss

645-7973

djreiss@columbus.gov

Body

Please see attached Columbus Graphics Commission Public Hearing Agenda

Legislation Number: PN0155-2009

Drafting Date: 07/08/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Brewery District Commission Meeting: July 15, 2009

Randy Black

645-6821

rblack@columbus.gov

Body

Special Meeting

A Special Meeting has been scheduled for the Brewery District Commission to review all items on the cancelled July 2, 2009 regular meeting agenda.

Wednesday, July 15, 2009
11:00am
109 N. Front St.
Training Center (ground floor)

A sign language interpreter will be made available provided the Historic Preservation Office has at least 48 hours notice before the meeting. Call 645-8036 to make the arrangements.

Legislation Number: PN0156-2009

Drafting Date: 07/09/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 07/20/2009

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 37

CITY COUNCIL (ZONING)

JULY 20, 2009

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0907-2009

To rezone 4393 WINCHESTER PIKE (43232), being 17.76± acres located on the south side of Winchester Pike, 2480± feet west of South Hamilton Road, From: R-1, Residential District, To: L-AR-4, Limited Apartment Residential District (Rezoning # Z09-008).

0924-2009

To rezone 280 EAST WHITTIER STREET (43230), being 2.5± acres located at the northeast corner of East Whittier and Jaeger Streets, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z09-005)

0940-2009

To rezone 1382 GRANDVIEW AVENUE (43212), being 0.81± acres located on the east side of Grandview Avenue, 125± feet north of West Third Avenue, From: C-4, Commercial and L-P-1, Limited Parking Districts, To: CPD, Commercial Planned Development District (Rezoning # Z09-012).

0984-2009

To grant a Variance from the provisions of Sections 3363.01, M-manufacturing district, and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 974 SOUTH FRONT STREET (43206), to permit an existing single-family dwelling with no parking spaces in the M, Manufacturing District (Council Variance # CV09-015).

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)

0859-2009

To 5923 CHESTNUT HILL DRIVE (43230), being 4.3± acres located on the south side of Chestnut Hill Drive, 400± feet east of North Hamilton Road, From: L-C-4, Limited Commercial District, To: L-AR-12, Limited Apartment Residential and L-M, Limited Manufacturing Districts (Rezoning # Z09-006).

0860-2009

To grant a variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1 apartment residential district use; and 3333.255, Perimeter yard, of the City codes, for the property located at 5923 CHESTNUT HILL DRIVE (43230), to permit two-family dwellings within a multi-family residential development with a reduced perimeter yard in the L-AR-12, Limited Apartment Residential District (Council Variance # CV09-004).

0508-2008

To grant a Variance from the provisions of Sections 3332.02, R, Rural District and 3332.38, Private garage, for the property located at 2005 DYER ROAD (43123), to permit two single-family dwellings with a garage which exceeds 720 square feet, on a lot zoned in the R, Rural District. (Council Variance #CV06-065)

Legislation Number: PN0307-2008

Drafting Date: 12/22/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 REGULAR MEETINGS OF COLUMBUS RECREATION AND PARKS COMMISSION

Contact Name: Chris Snyder

Contact Telephone Number: 645-7468

Contact Email Address: crsnyder@columbus.gov

Body

EXHIBIT A

NOTICE OF REGULAR MEETINGS

COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 14, 2009 -1111 East Broad Street, 43205

Wednesday, February 11, 2009 -1111 East Broad Street, 43205

Wednesday, March 11, 2009 -- 1111 East Broad Street, 43205

Wednesday, April 8, 2009 -- 1111 East Broad Street, 43205

Wednesday, May 13, 2009 - 1111 East Broad Street, 43205

Wednesday, June 10, 2009 - Gillie Recreation Center, 4625 Morse Centre Drive, 43229

Wednesday, July 8, 2009 - Westgate Shelterhouse, 3271 Wicklow Road, 43204

August Recess - No meeting

Wednesday, September 9, 2009 - Schiller Recreation Center, 1069 Jaeger Street, 43206

Wednesday, October 14, 2009 - Mentel Golf Course, 6005 Alkire Road, Galloway, 43119

Wednesday, November 11, 2009 - 1111 East Broad Street, 43205

Wednesday, December 9, 2009 - 1111 East Broad Street, 43205

AGENDA
GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO
AUGUST 18, 2009

The Columbus Graphics Commission will hold a public hearing on the following applications on **TUESDAY, AUGUST 18, 2009 at 4:15 p.m.** in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15, of the Columbus City Code. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter will be made available for anyone in need of this service. To request an interpreter, please contact the City of Columbus, Building Services Division at 645-4522 at least four (4) hours before the scheduled meeting time.



- 01. Application No.:** 09320-00163
Location: 5461 NEW ALBANY ROAD WEST (43054), located at the intersection of New Albany Road and New Albany Road West.
Area Comm./Civic: Northland Community Council
Existing Zoning: CPD, Commercial Planned Development District
Request: Graphics Plan(s) to Section(s):
3382.07, Graphics plan.
To amend an existing graphics plan.
Proposal: A wall sign.
Applicant(s): Robert Schorr
10601 Lithopolis Road
Canal Winchester, OH 43110
Property Owner(s): New Albany Associates, LP
101 Kappa Drive
Pittsburgh, PA 15238
Attorney/Agent: Signvision Company, c/o Jim Gray
987 Claycraft Drive
Columbus, OH 43219
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#<http://JFFreise@Columbus.gov>#

- 02. Application No.:** 09320-00165
Location: 747 WORTHINGTON WOODS BLVD. (43085), located at the southwest corner of Worthington Woods Blvd., and Sancus Blvd.
Area Comm./Civic: Far North Columbus Community Coalition
Existing Zoning: LC-4, Commercial District
Request: Variance(s) to Section(s):
3375.14, Temporary use sign standards.
To increase the allowable temporary on-premises signs to be displayed on a lot to advertise real estate office in a residential subdivision from 2 to 8 or 12.
3375.14, Temporary use sign standards.
To increase allowable aggregate graphic area from thirty-two (32) square feet to 108.8 square feet.
3375.14, Temporary use sign standards.
To reduce the required setback from 2' to 0'.
Proposal: To allow temporary real estate signs.
Applicant(s): Alexander Square, LLC, c/o Nicholas I. King
470 Olde Worthington Rd.
Westerville, OH 43082
Property Owner(s): Applicant
Attorney/Agent:
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#
- 03. Application No.:** 09320-00166
Location: 1150 ALUM CREEK DRIVE (43209), located on the west side of the I-70 eastbound off-ramp to Alum Creek Dr.
Area Comm./Civic: None
Existing Zoning: M, Manufacturing District
Request: Variance(s) to Section(s):
3377.05, C. Tables of elements for on-premises ground signs.
To increase the overall height of a ground sign with freeway frontage from 35 ft. to 75 ft.
Proposal: To construct a 75 ft. tall ground sign, oriented to I-70.
Applicant(s): Ed Anderson; c/o All Star Sign Co.
112 S. Glenwood Ave.
Columbus, Ohio 43222
Property Owner(s): Lomax Realty, L.L.C.
2903 Fallstaff Rd.
Baltimore, Maryland 21209
Attorney/Agent: Same as applicant.
Case Planner: Dave Reiss, 645-7973
E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov#

- 04. Application No.:** 09320-00168
Location: 875 OLENTANGY RIVER ROAD (43212), located on the west side of Olentangy River Road, approximately 200' north of Goodale Blvd.
Area Comm./Civic: None
Existing Zoning: CPD, Commercial Planned Development District
Request: Graphics Plan(s) to Section(s):
3382.07, Graphics plan.
To allow an existing graphics plan.
Proposal: A medical facility.
Applicant(s): Ohio State University Medical Center, c/o Smith and Hale
37 West Broad Street
Columbus, OH 43215
Property Owner(s): Gowdy Partners II, LLC
1533 Lake Shore Dr.
Columbus, OH 43204
Attorney/Agent: David Hodge
37 West Broad Street
Columbus, OH 43215
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#
- 05. Application No.:** 09320-00169
Location: 364 WEST LANE AVE. (43201), located at the northeast corner of Lane and Marble Avenues.
Area Comm./Civic: University Area Review Board and University Area Commission
Existing Zoning: AR-4, Apartment Residential District
Request: Miscellaneous Graphic(s) to Section(s):
3375.12, Graphics requiring Graphics Commission approval
To permit the installation of a banner.
Proposal: Riverwatch Tower Condominium Association.
Applicant(s): Orange Barrel Media
3400 Southwest Blvd.
Grove City, Ohio 43123
Property Owner(s): Riverwatch Tower Condominium Association
364 West Lane Ave.
Columbus, Ohio 43201
Attorney/Agent: Applicant
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@Columbus.gov#