

Columbus City Bulletin



Bulletin #39
September 26, 2009

Proceedings of City Council

Saturday September 26, 2009



SIGNING OF LEGISLATION

All Legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *September 21, 2009*; by Mayor Michael B. Coleman on Tuesday, *September 22, 2009*; and attested by the City Clerk, prior to Bulletin publishing.

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus
Journal - Final
Columbus City Council

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

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

Monday, September 21, 2009

5:00 PM

Columbus City Council

Columbus City Council

Journal

September 21, 2009

**REGULAR MEETING NO. 41 OF COLUMBUS CITY COUNCIL, SEPTEMBER 21,
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

C0024-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY
CLERK'S OFFICE AS OF FRIDAY SEPTEMBER 18, 2009:

New Type: D3A
To: A&Rola Development Group Inc
1810-12 N 4th St
Columbus OH 43201
Permit # 0010936

New Type: D5
To: Charles F Brown
DBA High Street Tavern
1409-11 S High St 1st Flr/Bsmt & Patio
Columbus OH 43207
Permit # 09986500010

New Type: D3
To: Chipotle Mexican Grill of
Colorado LLC
DBA Chipotle
771 Bether Rd
Columbus OH 43214
Permit # 14374150730

New Type: C1, C2, D6
To: Walgreen Co
DBA Walgreens 13007
1040 Polaris Pkwy
Columbus OH 43240
Permit # 935794113007

New Type: D5
To: Wink Properties LLC
314 N Hague Av Unit 3
Columbus OH 43204
Permit # 96947120010

New Type: C2
To: Super KB LLC
DBA Super Suppers
5324 N Hamilton Rd
Columbus OH 43230
Permit # 8717547

New Type: D1
To: CH Inc
SE Corner Stelzer & McCutcheon
Columbus OH 43219
Permit # 11643750105

New Type: D5
To: CH Inc
1670 & High St #2
The Cap Union Station
Columbus OH 43215
Permit # 11643750080

Transfer Type: C1, C2
To: Harmon Gas and Carryout Inc
DBA Marathon Gas Station
1010 Harmon Av
Columbus OH 43223
From: Safco Food & Oil Co
DBA Marathon Gas Station
1010 Harmon Av
Columbus OH 43223
Permit # 3610735

Transfer Type: D5A, D6
To: Yana Hotel LLC
DBA Round Bar
650 S High St
Columbus OH 43215
From: LR Group LTD LLC
DBA Round Bar

650 S High St
Columbus OH 43215
Permit # 3564831

Transfer Type: D5, D6
To: 4949 Dublin Granville Inc
DBA Average Joes Pub & Grill
4949 Dublin Granville Inc
Columbus OH 43054
From: White Rice Inc
DBA Woo Doggies Sports Bar & Grille
5253-57-61 Westpointe Plaza Dr
Columbus OH 43228
Permit # 2850483

Transfer Type: D1
To: Noodle Shop Co Colorado Inc
Noodles
5065 N Hamilton Rd
Columbus OH 43230
From: Noodle Shop Co Colorado Inc
Noodles
1390 W 5th Ave & Patio
Columbus OH 43212
Permit # 64316440086

Transfer Type: D5, D6
To: Shin Yu Inc
DBA Haiku
800 N High St & Patio
Columbus OH 43215
From: Columbus Salsa LLC
DBA Salsaritas
5251 N Hamilton Rd
Columbus OH 43230
Permit # 80904550005

Transfer Type: D2, D2X, D3, D3A, D6
To: Basil Restaurants Corporation
1124 N High St
Columbus OH 43201
From: Blazin Wings Inc
DBA Buffalo Wild Wings
Grill & Bar
152 Graceland Blvd & Patio
Columbus OH 43214
Permit # 0496814

Advertise: 09/26/2009
Return: 10/06/2009

Read and Filed**RESOLUTIONS OF EXPRESSION****MILLER**

0134X-2009 To Honor and Recognize The Ohio State University Wrestling Team, OSU Wrestling Head Coach Tom Ryan and the OSU Wrestling Coaching Staff.

Sponsors: A. Troy Miller

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

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

TAVARES

0140X-2009 To honor and recognize the Columbus (OH) Alumnae Chapter of Delta Sigma Theta Sorority Inc., and celebrate the election of Regina R. Harper as Director of the Mighty Midwest Region of Delta Sigma Theta Sorority, Inc.

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

A MOTION WAS MADE BY COUNCILMEMBER PALEY, 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

FIRST READING OF 30-DAY LEGISLATION**DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL**

1224-2009 FR To create a tax increment financing on certain parcels of real property; to declare improvements to those parcels to be a public purpose and exempt from real property taxation; to provide for the owners of those parcels to make service payments in lieu of taxes; to provide for the distribution of the applicable portion of those service payments to the Columbus City School District; to establish a municipal public improvement tax increment equivalent fund for the deposit of the remainder of those service payments; and to specify the public infrastructure improvements to be made on the TIF parcels that directly benefit those parcels.

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1096-2009 FR To authorize the Director of Finance and Management to establish a Blanket Purchase Order for hydrant parts from an established Universal Term Contract with HD Supply Waterworks LTD for the Division of Power and Water, to authorize the expenditure of \$100,000.00 from Water Systems Operating Fund. (\$100,000.00)

Read for the First Time

1122-2009 FR To authorize the Director of Finance and Management to enter into a contract with Siemen Energy & Automation c/o Gilson Engineering Sales, Inc. for the purchase of Differential Pressure Transmitters for the Division of Power and Water, and to authorize the expenditure of \$26,683.00 from the Water Operating Fund. (\$26,683.00)

Read for the First Time

1133-2009 FR To authorize the Director of Public Utilities to reimburse the City of Reynoldsburg for water line construction on Rosehill Road; to authorize the transfer of \$71,819.28 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$33,059.72 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$104,879.00 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2009 Capital Improvements Budget; for the Division of Power and Water. (\$104,879.00)

Read for the First Time

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0898-2009 FR To authorize and direct the Director of Recreation and Parks to modify the contract with Schooley Caldwell Associates for professional services related to the Griggs Boathouse Project, to authorize the appropriation and expenditure of \$62,275.00 from the Recreation and Parks Non-Bond Fund. (\$62,275.00)

Read for the First Time

0899-2009 FR To authorize and direct the Director of Recreation and Parks to enter into contract with Robertson Construction Services, Inc. for the Griggs Reservoir Boathouse Project, to authorize the appropriation and expenditure of \$4,078,335.18 and contingency amount of \$320,000.82 for a total of \$4,398,336.00 which is being financed by The Ohio State University. (\$4,398,336.00)

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

GINTHER

0146X-2009 CA To recognize and thank Delores J. Moore for her 30 years of service to the City of Columbus

Sponsors: Andrew Ginther

TAVARES

0141X-2009 CA To honor and celebrate the 113th Anniversary of the Oakley Full Gospel Baptist Church.

Sponsors: Charleta B. Tavares

This Matter was Adopted on the Consent Agenda.

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

1035-2009 CA To authorize the Office of the City Auditor, Division of Income Tax to modify an existing contract for temporary services with Abacus Corporation to allow

rate of pay adjustments based upon the employee's experience and/or time in service.

This Matter was Approved on the Consent Agenda.

- 1181-2009 CA To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Generator Repair, PM Services and Rentals on an as needed basis with J.D. Power Systems, LLC to authorize the expenditure of \$1.00 to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 1197-2009 CA To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Ultra Low Sulfur Diesel and Biodiesel Fuel UTC with Central Ohio Farmers Co-op, to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; to authorize the Finance and Management Director to cancel the remaining balance on an existing purchase order, to authorize the expenditure of up to \$514,632.00; and to declare an emergency. (\$514,633.00)

This Matter was Approved on the Consent Agenda.

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

- 1151-2009 CA To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and COTA, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1186-2009 CA To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and Franklin County, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 0572-2009 CA To authorize the Director of Development to enter into a Reimbursement Agreement with The Kroger Co. to provide for the reimbursement of a portion of the costs of constructing a roundabout at the intersection of New Albany Road and Fodor Road to benefit and serve the northeast area of the City; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1150-2009 CA To authorize the Development Director to modify and increase contracts with various contractors for grass mowing and litter control services during the 2009 season; to authorize the expenditure of \$20,000.00 from the General Government Grant Fund; and to declare an emergency. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

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

- 0142X-2009 CA To declare the necessity and intent to appropriate fee simple title and lesser

interests in and to real estate in connection with the Parsons/Livingston Avenue Roadway Improvement Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

- 0143X-2009 CA To amend Section 1 of Resolution No. 0055X-2008, adopted on March 17, 2008, to revise and replace the legal descriptions in "Exhibit J" as attached thereto and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

- 1135-2009 CA To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Alternate 69KV to West Substation Project; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL

- 0976-2009 CA To authorize the Director of Public Utilities to execute a planned contract modification of the construction administration - construction inspection services agreement with DLZ Ohio, Inc., for additional inspection services for the Stanton Area Sewer Improvements for an extended construction phase; to authorize the transfer and appropriation of \$26,869.35 from the Sanitary Sewer Reserve Bond Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$ 26,869.35 from within the Voted Sanitary Sewer Bond Fund; to amend the 2009 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$26,869.35)

This Matter was Approved on the Consent Agenda.

- 1050-2009 CA To authorize and direct the Finance and Management Director to enter into a contract for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro for the Division of Power and Water and to authorize the expenditure of \$222,448.00 from the Electricity Operating Fund. (\$222,448.00)

This Matter was Approved on the Consent Agenda.

- 1062-2009 CA To authorize the Director of Public Utilities to enter into a planned modification ("Phase 2") to modify the maximum monetary obligation under the Environmental Management Development and Implementation Assistance contract with GSP/OH, Inc., for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of \$150,000.00 from Water Systems Operating Fund, and \$150,000.00 from the Sewer Systems Operating Fund. (\$300,000.00)

This Matter was Approved on the Consent Agenda.

- 1064-2009 CA To authorize the Director of Finance and Management to establish a purchase order with W.M. Wilson Company Inc. for the purchase of Adsco Expansion Joints for the Division of Sewerage and Drainage, and to authorize the expenditure of \$22,074.00 from the Sewerage System Operating Fund. (\$22,074.00)

This Matter was Approved on the Consent Agenda.

- 1065-2009 CA To authorize the Director of Finance and Management to enter into a purchase order with Ace Truck Body, Inc. for the purchase of an Eleven Foot

Dump Body with Attachments for the Division of Power and Water and to authorize the expenditure of \$27,671.00 from the Water Operating Fund. (\$27,671.00)

This Matter was Approved on the Consent Agenda.

- 1074-2009 CA To authorize the Director of Finance and Management to establish a purchase order for the purchase of one Combination Sewer Cleaner in accordance with a State of Ohio contract with Jack Doheny Supplies Ohio Inc for the Division of Sewerage and Drainage, and to authorize the expenditure of \$307,844.90 from the Sewerage System Operating Fund. (\$307,844.90)

This Matter was Approved on the Consent Agenda.

- 1080-2009 CA To authorize the Director of Public Utilities to enter into a cooperative agreement with the Geological Survey, United States Department of Interior, for Investigation of Water Resources in Central Ohio, and Ground Water Levels in Franklin County for the Division of Power and Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage; and to authorize the expenditure of \$345,051.00 from the Sewer System Operating Fund, Storm Sewer Operating Fund, and the Water System Operating Fund. (\$345,051.00)

This Matter was Approved on the Consent Agenda.

- 1083-2009 CA To authorize the Director of Finance and Management to establish a purchase order with Anderson Concrete Corporation for the purchase of Ready Mix Concrete for the Division of Sewerage and Drainage, and to authorize the expenditure of \$10,000.00 from the Sewerage System Operating Fund. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

- 1084-2009 CA To authorize the Finance and Management Director to establish a Blanket Purchase Order for water meters and appurtenances from Universal Term Contracts with Badger Meter Inc. and Hersey Meters Co., LLC for the Division of Power and Water; and to authorize the expenditure of \$250,000.00 from Water Systems Operating Fund. (\$250,000.00)

This Matter was Approved on the Consent Agenda.

- 1087-2009 CA To authorize the Director of Finance and Management to establish a purchase order with Vulcan Industries Inc. for the purchase of a Vulcan Screening Press Unit for the Division of Sewerage and Drainage, and to authorize the expenditure of \$29,045.00 from the Sewerage System Operating Fund. (\$29,045.00)

This Matter was Approved on the Consent Agenda.

- 1089-2009 CA To authorize the Director of Finance and Management to enter into a purchase order with Fyda Freightliner Columbus, Inc. for the purchase of a Tandem Axle Conventional Dump Truck for the Division of Power and Water and to authorize the expenditure of \$110,025.00 from the Water Operating Fund. (\$110,025.00)

This Matter was Approved on the Consent Agenda.

- 1091-2009 CA To authorize the Director of Public Utilities to execute a planned modification of an existing contract with the Paul Peterson Company to obtain traffic

control services for the Division of Power and Water; and to authorize the expenditure of \$20,000.00 from the Electricity Operating Fund. (\$20,000.00)

This Matter was Approved on the Consent Agenda.

- 1113-2009 CA To authorize the Finance and Management Director to establish Blanket Purchase Orders with various companies for the purchase of water meters and appurtenances for the Division of Power and Water; to authorize the appropriation and transfer of \$80,178.20 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$80,178.20 from the Water Works Enlargement Voted Bonds Fund for the Division of Power and Water. (\$80,178.20)

This Matter was Approved on the Consent Agenda.

- 1120-2009 CA To authorize the encumbrance of funds for the Transportation Division of the City of Columbus; to authorize the City Auditor to transfer and appropriate \$289,598.25 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Bond Fund; to authorize the expenditure of \$289,598.25 from the Voted Sanitary Bond Fund; and to amend the 2009 Capital Improvements Budget, for the inspection, testing, and prevailing wage coordination services for the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project; (\$289,598.25).

This Matter was Approved on the Consent Agenda.

- 1123-2009 CA To authorize the Director of Public Utilities to execute a contract with Nickolas Savko & Sons, Inc. for construction of the Doherty Road Water Line Improvements Project; to provide for inspection and other related services to the Transportation Division; to authorize the appropriation and transfer of \$446,356.31 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of \$446,356.31 from the Ohio Water Development Authority (OWDA) Fund; and to authorize an amendment to the 2009 Capital Improvements Budget. (\$446,356.31)

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

Abstained: 1 - Craig

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

- 1128-2009 CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Neenah Foundry Company from an established Universal Term Contract for the purchase of Construction Castings for the Division of Sewerage and Drainage, and to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)

This Matter was Approved on the Consent Agenda.

- 1148-2009 CA To authorize the Director of Public Utilities to enter into an agreement with JD Power Systems LLC for the removal, transport and installation of a 75 KW generator for the Division of Sewerage and Drainage and to authorize the expenditure of \$32,499.00 from the Sewerage System Operating Fund. (\$32,499.00)

This Matter was Approved on the Consent Agenda.

- 1184-2009 CA To authorize the Director of Public Utilities to enter into a professional

engineering services agreement with Stantec Consulting Services Inc., for the Lower Olentangy River Ecosystem Restoration Project using funds already established on AC026295 from the Ohio EPA Grant Fund, for the Division of Sewerage; and to declare an emergency (\$-0-)

This Matter was Approved on the Consent Agenda.

- 1211-2009 CA To authorize and direct the Finance & Management Director to enter into three (3) contracts for the option to purchase Composting Bulking Material (Woodchips) with Edwards Landclearing, Kurtz Brothers Central Ohio and Ohio Mulch Supply to authorize the expenditure of three (3) dollars to establish these contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$3.00)

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

Abstained: 1 - Craig

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

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

- 1098-2009 CA To authorize the appropriation of \$900 from the Health Department Grants Fund for the Breast and Cervical Cancer Program to facilitate the grant close-out process; and to declare an emergency. (\$900)

This Matter was Approved on the Consent Agenda.

- 1160-2009 CA To authorize the Director of Finance and Management to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits for the Columbus Health Department in accordance with sole source provisions; to authorize the expenditure of \$110,000 from the Health Special Revenue Fund; and to declare an emergency. (\$110,000)

This Matter was Approved on the Consent Agenda.

- 1170-2009 CA To authorize the Director of the Department of Development to enter into various contracts for the provision of homebuyer education services; and to authorize the expenditure of \$250,000 from the General Government Grant Fund. (\$250,000.00)

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

Abstained: 2 - Ms. Tavares and Tyson

Affirmative: 5 - Ginther, Craig, President Mentel, Miller and Paley

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- 1116-2009 CA To authorize and direct the Director of Recreation and Parks to increase a contract with Interim Healthcare of Ohio in connection with the Congregate Housing Services Program, to authorize the expenditure of \$30,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$30,000.00)

This Matter was Approved on the Consent Agenda.

- 1198-2009 CA To authorize an appropriation of \$8,084.80 from the unappropriated balance of the Recreation and Parks Tree Replacement Fund to the Recreation and Parks Department for the purchase of trees and plant materials; and to

declare an emergency. (\$8,084.80)

This Matter was Approved on the Consent Agenda.

- 1208-2009** CA To authorize and direct the Director of the Recreation and Parks Department to reimburse Ms. Fredericka L. Jordan-Thomas for hours worked in Recreation and Parks, to authorize the expenditure of \$58.50, less appropriate deductions, from the Recreation and Parks Operating Budget Fund; and to declare an emergency. (\$58.50)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

- A0106-2009** CA Reappointment of J. Blair Frier of 2868 Robinbrook Blvd. Dublin, Ohio 43017 to serve on the Historic Resources Commission with an expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0108-2009** CA Appointment of M. Judy Campbell of 853 E. London-Groveport Rd. Lockbourn, Ohio 43137 to serve on the Far South Columbus Area Commission with a term expiration date of June 30, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0109-2009** CA Appointment of Sheryl Owens of 2223 Cleveland Ave. Columbus, Ohio 43211 to serve on the South Linden Area Commission with a new term expiration date of July 21, 2012 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Ginther, seconded by Miller, 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

- 0144X-2009** To accept the amounts and rates by the Franklin County Budget Commission for the City's Tax Budget for 2010 and to declare an emergency.

A motion was made by President Mentel, 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

- 1043-2009** To establish a new authorized strength ordinance for the Municipal Court Judges to accommodate expansion of the Mental Health Docket; to repeal ordinance 0473-2009, and to declare an emergency.

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

1187-2009 To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the construction of a new impound lot for the Division of Police and the Parking Violations Bureau located at 2700 Impound Lot Road; to authorize and direct the City Auditor to transfer \$4,633,700.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the City Auditor to appropriate \$4,633,700.00 within the Construction Management Improvement Fund; and to authorize the expenditure of \$4,633,700.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$4,633,700.00)

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

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

1199-2009 To authorize an amendment to the 2009 Capital Improvements Budget to be in line with the upcoming bond sale; and declare an emergency.

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

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

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

1025-2009 To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the Riversouth Miscellaneous Downtown Projects, to authorize the expenditure of \$93,407.00 from the Streets and Highways G.O. Bonds Fund, and to declare an emergency. (\$93,407.00).

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

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

1129-2009 To authorize the Director of Finance and Management to establish a purchase order with American Rock Salt Co. LLC, in the amount of \$960,000.00 for the purchase of rock salt in accordance with the terms and conditions of a pending citywide term contract for the Division of Planning and Operations; to authorize the expenditure of \$960,000.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund (\$710,000.00) and the Municipal Motor Vehicle License Tax Fund (\$250,000.00) and to declare an emergency. (\$960,000.00)

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

1173-2009 To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Highway Rock Salt UTC with American Rock Salt Co. LLC, to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund; and to

declare an emergency. (\$1.00)

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

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

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

1166-2009 To authorize and direct the Mayor of the City of Columbus to accept a COPS Hiring Recovery Program Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services through the 2009 American Recovery and Reinvestment Act, to authorize an appropriation of the grant award amount of \$12,742,800.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the approved grant expenditures. (\$12,742,800.00)

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

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

1145-2009 To adopt the Livingston East Area Plan as a guide for development, redevelopment, and planning of future public 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

1171-2009 To approve an amendment to the petition for special assessments for the improvement of Reynolds Crossing Boulevard and related roadway improvements; to levy those special assessments; to appropriate all of those special assessments collected to pay for costs of those improvements; to authorize the Director of Public Service to execute a guaranteed maximum price agreement under Section 186 of the Charter of the City of Columbus for those improvements; to waive the competitive bidding provisions of the Columbus City Codes; and to determine that such action is necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

A motion was made by Ginther, seconded by Tyson, 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 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

1192-2009 To authorize the Director of the Department of Development to enter into a contract with the Community Capital Development Corporation to support economic development loan programs; to authorize the expenditure of \$1,000,000 from the General Government Grant Fund; and to declare an emergency. (\$1,000,000)

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

1239-2009

To approve and authorize the execution of a tax increment financing and cooperative agreement by and among the City of Columbus, One Neighborhood New Community Authority, and Gay Street Condominium, LLC, to provide for the construction and financing of improvements within and around the three residential tax increment financing districts created by Ordinance 1189-2009, passed by the City Council on September 14, 2009; and to declare an emergency.

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

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

RECESSED 6:45 P.M.

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

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

RECONVENED: 7:02 P.M.

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

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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

1137-2009

To authorize a continuation of military leave with pay to City employees who have and/or will be called to active military duty in connection with ongoing Homeland Security efforts for up to one (1) year; and for City employees for the time they are called to active service with the National Guard and Reserve Forces of the US Military in connection with international and domestic response events; to allow for the continuation of City-provided group health and life insurance, under the same terms and conditions currently in effect, to City employees and their beneficiaries; and to declare an emergency.

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

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

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR CRAIG TYSON MENTEL

1203-2009

To authorize the City Attorney to reimburse Franklin County for the City's portion of Ohio Public Employment Retirement Systems (OPERS) costs

associated with the case of State ex rel. Mallory v. Public Employment Retirement Fund in the amount of \$11,243.38; to authorize the City Auditor to transfer said funds between object levels within the City Attorney's 2009 general fund appropriations; to authorize the expenditure of same; and, to declare an emergency. (\$11,243.38).

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

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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

1112-2009

To authorize the Director of Public Utilities to execute a planned contract modification (#2) for professional engineering services with Camp, Dresser, McKee, Inc., in connection with the Sewer System Capacity Model Update; to authorize the appropriation and transfer of \$2,627,494.32 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the appropriation of \$360.00 and the transfer of \$127,307.62 within the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$2,754,801.94 within the Voted Sanitary Sewer Bond Fund; and to amend the 2009 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$2,754,801.94)

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

Abstained: 1 - Tyson

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

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

1156-2009

To amend Ordinance 0472-2009, passed April 6, 2009, creating the Petzinger Road Community Reinvestment Area for the purpose of including language from the Ohio Revised Code as well as the inclusion of an additional Section designating the Development Department's Housing Administrator as the designated Housing Officer.

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

Abstained: 1 - Tyson

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

1077-2009

To authorize and direct the Director of Recreation and Parks to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite and Senior Volunteer Programs administered by the Central Ohio Area Agency on Aging, to authorize the expenditure of \$386,678.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$386,678.00)

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

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

1172-2009

To authorize and direct the Director of Recreation and Parks to enter into contract with The Franklin County Metro Parks for improvements to the Whittier Peninsula development project; to authorize the expenditure of \$565,000.00 from the Recreation and Parks Voted 1999/2004 Bond Fund; and to declare an emergency. (\$565,000.00)

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

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

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

1088-2009

To amend Section 1163.03 of the Columbus City Code, 1959, to adjust the base used in calculating the Power Cost Reserve Adjustment in the Municipal Electric Rates.

Sponsors: Eileen Y. Paley

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

ADJOURNMENT

ADJOURNED: 7:21 P.M.

A motion was made by Paley, 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

(THE NEXT REGULAR MEETING OF CITY COUNCIL IS MONDAY, OCTOBER 5, 2009 AT 5:00 P.M.)



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, September 21, 2009

6:30 PM

Zoning Committee

Zoning Committee

Journal

September 21, 2009

**REGULAR MEETING NO.42 OF CITY COUNCIL(ZONING), SEPTEMBER 21,2009
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 Tyson, seconded by Ginther, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0797-2009

To grant a Variance from the provisions of Section 3332.037, R-2F, Residential District, of the Columbus City Codes for the property located at 1389 EAST FRANKFURT STREET (43206), to permit two existing single-family dwellings on one lot in the R-2F, Residential District. (Council Variance #CV09-010).

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

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

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

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

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

1132-2009

To rezone 7324 SKYLINE DRIVE EAST (43235), being 7.01± acres located at the northeast and northwest corners of Skyline Drive East and Snouffer Road, From: L-AR-12, Limited Apartment Residential District, To L-C-4, Limited Commercial District (Rezoning # Z09-014).

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

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

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

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

ADJOURNED: 7:01 P.M.

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

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

Ordinances and Resolutions

**City of Columbus
City Bulletin Report**

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

Legislation Number: 0134X-2009

Drafting Date: 08/28/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To Honor and Recognize The Ohio State University Wrestling Team, OSU Wrestling Head Coach Tom Ryan and the OSU Wrestling Coaching Staff.

Body

WHEREAS, since his appointment to head coach of The Ohio State University wrestling program in April 2006, Mr. Tom Ryan has led the OSU wrestling team to win three straight top-ten rankings at the NCAA Tournament and back-to-back runner up finishes; and

WHEREAS, Tom Ryan has assembled one of the top coaching staffs in the country by retaining Tommy Rowlands and hiring Lou Rosselli and Joe Heskett. As a team, they have revitalized the program and taken it to unprecedented heights, winning three straight top-ten spots at the NCAA Tournament, and back-to-back runner-up finishes; and

WHEREAS, the coaching staff has guided their team to twenty-two national qualifiers, twelve All-Americans, six national finalists, and three NCAA champions; and

WHEREAS, under Tom's leadership, the wrestling program has also excelled in the classroom with eight National Wrestling Coaches' Association (NWCA) Academic All-Americans, twenty-one academic All Big Ten honorees, and thirty-two scholar athletes at OSU; and

WHEREAS, The Buckeye Wrestling team has been active and visible in the community by volunteering at Children's Hospital, taking part in the Second & Seven Foundation's Tack Illiteracy program, partnering with the Mad River Wrestling Officials Association to start their own youth wrestling tournament raising funds and awareness for autism research, and participating in a variety of community and faith based initiatives; and

WHEREAS, the wrestling program has also established themselves as a long term supporter of the Olympic movement with their partnership with USA Wrestling. Sharing their facilities with the Ohio Regional Training Center; post graduate wrestlers are able to live, train, and attend school in Columbus while pursuing their Olympic dreams; and

WHEREAS, together the coaching staff has created a wrestling program which has never been healthier, more successful, or more connected to the community; now, therefore

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

That we do hereby recognize and congratulate The Ohio State University Head Wrestling Coach Tom Ryan for being named "2009 National Coach of the Year" and do commend the coaching staff and team for their numerous accomplishments and victories.

Legislation Number: 0140X-2009

Drafting Date: 09/09/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor and recognize the Columbus (OH) Alumnae Chapter of Delta Sigma Theta Sorority Inc., and celebrate the election of Regina R. Harper as Director of the Mighty Midwest Region of Delta Sigma Theta Sorority, Inc.

BodyWHEREAS, Delta Sigma Theta Sorority, Inc. is a private, non-profit organization whose purpose is to provide assistance and support through established programs in local communities throughout the world; and
WHEREAS, A sisterhood of more than 200,000 predominately Black college educated women, the Sorority currently has over 900 chapters located in the United States, England, Japan (Tokyo and Okinawa), Germany, the Virgin Islands, Bermuda, the Bahamas and the Republic of Korea; and
WHEREAS, the major programs of the sorority are based upon the organization's Five Point Programmatic Thrust: Economic Development, Educational Development, International Awareness and Involvement, Physical and Mental Health, Political Awareness and Involvement; and
WHEREAS, the Columbus (OH) Alumnae Chapter, established on May 20, 1934, is devoted to serving the needs of the community at large through various chapter projects and programs that are designed to address the needs of a wide range of community residents; and
WHEREAS, under the theme "One Sisterhood: Committed to Public Service and Focused on Empowering Our Community" some of the chapter projects include volunteering at the Mid-Ohio Food Bank, the annual Walk Against Domestic Violence, and the United Negro College Fund Walk-a-thon; and
WHEREAS, Regina R. Harper, Past President of the Columbus (OH) Alumnae Chapter, has served this organization with fidelity by establishing the Chaplains' Council, the Book Club, the Project D.E.L.T.A.A. Tutoring Program and the annual Executive Board Retreat, as well as serving in the capacity of collegiate advisor for 12 consecutive years; and
WHEREAS, her passion and love for our community is exemplified in her personal and professional life through the founding of the Columbus Chapter of the African American Employee Network- ujima, her 37 years of worship with the Oakley Full Gospel Baptist Church, and her longtime friendship with her husband, Julian; now, therefore
Be it resolved by the Columbus City Council:
That we honor and recognize the accomplishments of the Columbus (OH) Alumnae Chapter of Delta Sigma Theta Sorority Inc., and celebrate the election of Regina R. Harper as Director of the Mighty Midwest Region of Delta Sigma Theta Sorority, Inc.

Legislation Number: 0141X-2009

Drafting Date: 09/09/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor and celebrate the 113th Anniversary of the Oakley Full Gospel Baptist Church.

Body

Whereas, the Oakley Full Gospel Baptist Church founded in 1897 by a small group of believers who initially met from house to house, began as a mission under the supervision of the Second Baptist Church headed by the Reverend Graham Jordan and in 1911, Rev. Frank Harrison became the pastor; and

Whereas, in 1917, under the leadership of Rev. Jacob Ashburn, Jr., the location of the Church was at the corner of South Oakley Avenue and Sheridan Street, in the "Hilltop" area of Columbus, Ohio, and at this time was named the Oakley Avenue Baptist Church; and

Whereas, following the death of Rev. Jacob Ashburn, Jr., in 1955, his son Dr. Jacob Julian Ashburn was called to the

pastorate. Under his leadership, the congregation of the Oakley Avenue Baptist Church moved to a new church building located at 64 South Highland Avenue on March 11, 1962; and

Whereas, after prayerful search, the church membership called the Rev. (Bishop) Andy C. Lewter, Jr. of New York to become pastor in 1985. The church ignited with a new spirit that resulted in the growth of the choir and the creation of additional auxiliaries; and

Whereas, Under Bishop Lewter's leadership the church became active in the Full Gospel Fellowship, and the name of the church was changed to the Oakley Full Gospel Baptist Church. In March 1998, the church moved to its present location at 3415 El Paso Drive, on the Far Westside of Columbus, Ohio; and

Whereas, following Bishop Lewter's departure in 2006, the church family remained in prayer and search for a new Shepherd. After much prayer and deliberation the Rev. Jonathan J. McReynolds of Chillicothe, Ohio was called to become the sixth pastor of the Oakley Full Gospel Baptist Church; and

Whereas, Oakley has experienced unprecedented growth in membership and has demonstrated a remarkable ability to reconnect with the Columbus community through various outreach and missionary programs under the leadership of Pastor McReynolds; now, therefore

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

That we honor and celebrate the 113th Anniversary of the Oakley Full Gospel Baptist Church and thank its leadership and members for their distinguished work in the Columbus community.

Legislation Number: 0142X-2009

Drafting Date: 09/10/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

The following is a resolution to declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Parsons/Livingston Avenue Roadway Improvement Project.

Fiscal Impact:

N/A

Emergency Justification: This project has been identified to receive funding for construction as part of the American Recovery and Reinvestment Act of 2009. Failure to complete right-of-way acquisition in a timely manner may result in the loss of the Federal stimulus dollars. Emergency action is requested to allow right-of-way acquisition to remain on schedule.

Title

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Parsons/Livingston Avenue Roadway Improvement Project, and to declare an emergency.

TEMPORARY EASEMENT

0.007 ACRE

South of Livingston Avenue

West side of Parsons Avenue

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 15, Township 5, Range 22, Refugee Lands, being part of the tracts conveyed to The Bobb Chevrolet Company of record in Deed Book 3535, Page 13, Deed Book 1397, Page 361, and Deed Book 807, Page 499, being part of Lots 4 through 6, inclusive, of Joseph, Benjamin and Siron Fisher's Subdivision of record in Plat Book 3, Page 93, and described as follows:

Beginning, for reference, at the southeasterly corner of said Lot 5, the northeasterly corner of said Lot 6, the southernmost corner of the tract conveyed to the City of Columbus of record in Official Record 13007E20, and in the westerly right-of-way line of Parsons Avenue (width varies);

thence South 03° 37' 59" West, with said westerly right-of-way line and the easterly line of said Lot 6, a distance of 5.02 feet, to the *True Point of Beginning*;

thence North 86° 22' 01" West, across said Lot 6, a distance of 4.05 feet, to a point;

thence North 05° 01' 42" West, across said Lots 6, 5, and 4, a distance of 79.74 feet, to a point set in the northerly line of said The Bobb Chevrolet Company tract and the south line of the 1.995 acre tract conveyed to JMM Real Estate, LLC of record in Instrument Number 200906040080458;

thence South 86° 17' 22" East, across said Lot 4 with the line common to said The Bobb Chevrolet Company tract and said 1.995 acre tract, a distance of 4.05 feet, to a point;

thence South 05° 01' 42" East, across said Lots 4, 5, and 6, a distance of 79.74 feet, to the *True Point of Beginning*, containing 0.007 acre (319 square feet), more or less, from Auditor's Parcel Number 010-054279.

All references are to the records of the Recorder's Office, Franklin County, Ohio.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Edward J. Miller Date

Professional Surveyor No. 8250

13WD

DESCRIPTION OF 0.148 ACRE

South side of Livingston Avenue

West side of Parsons Avenue

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 15, Township 5, Range 22, Refugee Lands, being part of the 1.955 acre tract conveyed to JMM Real Estate, LLC of record in Instrument Number 200906040080458, being part of Lots 5 through 8, inclusive, of William F. Lehman's Executors Subdivision, of record in Plat Book 3, Page 201, Lots 1 through 4, inclusive, of Joseph, Benjamin and Siron Fisher's Subdivision, of record in Plat Book 3, Page 93, and the 20 foot wide alley vacated in Ordinance Number 774-69, and described as follows:

Beginning at the intersection of the southerly right-of-way line of Livingston Avenue (60 feet wide) and the easterly right-of-way line of Lehman Street (40 feet wide), being the northwesterly corner of said Lot 5 (Lehmans), being South 03° 45' 33" West, a distance of 0.81 feet from a 3/4 inch pipe found;

thence South 86° 17' 08" East, with said southerly right-of-way line, a distance of 302.80 feet, to a point at the intersection of said southerly right-of-way line and the westerly right-of-way line of Parsons Avenue, being the northwesterly corner of the tract conveyed to City of Columbus of record in Official Record 13007E18;

thence with said westerly right-of-way line, said City of Columbus tract, and the tracts conveyed to City of Columbus of record in Official Records 13007E20 and 13007F02, the following courses:

with a curve to the right, having a central angle of 78° 16' 56", a radius of 36.50 feet, an arc length of 49.87 feet, a chord bearing and distance of South 38° 09' 20" East, 46.08 feet, to a point of tangency;

South 00° 59' 30" West, a distance of 218.91 feet, to a point at the southeasterly corner of said 1.995 acre tract and a northeasterly corner to the remainder of the tract conveyed to The Bobb Chevrolet Company of record in Deed Book 3535, Page 13;

thence North 86° 17' 22" West, with the line common to said 1.995 acre tract and said The Bobb Chevrolet Company tract, a distance of 8.60 feet, to an iron pin set;
thence across said 1.995 acre tract, the following courses:
North 05° 01' 42" West, a distance of 74.05 feet, to an iron pin set;
North 02° 45' 57" West, a distance of 162.02 feet, to an iron pin set;
North 42° 17' 02" West, a distance of 19.16 feet, to an iron pin set;
North 86° 17' 09" West, a distance of 292.02 feet, to an iron pin set in the easterly right-of-way line of said Lehman Street;
thence North 03° 37' 59" East, with said easterly right-of-way line, a distance of 5.50 feet, to the *Point of Beginning*, containing 0.148 acre (6457 square feet), more or less, being from Auditor's Parcel Number 010-288104.

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

All references are to the records of the Recorder's Office, Franklin County, Ohio.

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

Bearings are based on the Ohio State Plane Coordinate System, South Zone, per NAD83 (1986 Adjustment). Control for bearings was from coordinates of monuments Frank 43 & Frank 143, having a bearing of South 87° 56' 16" East, established by the Franklin County Engineering Department.

EVANS, MECHWART, HAMBLETON & TILTON, INC., Edward J. Miller Date
Professional Surveyor No. 8250, EJM:sg/04Sept2009

13T
TEMPORARY EASEMENT
0.071 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 15, Township 5, Range 22, Refugee Lands, being part of the 1.955 acre tract conveyed to JMM Real Estate, LLC of record in Instrument Number 200906040080458, being part of Lots 5 through 8, inclusive, of William F. Lehman's Executors Subdivision, of record in Plat Book 3, Page 201, Lots 1 through 4, inclusive, of Joseph, Benjamin and Siron Fisher's Subdivision, of record in Plat Book 3, Page 93, and the 20 foot wide alley vacated in Ordinance Number 774-69, and described as follows:

Beginning, for reference, at the intersection of the southerly right-of-way line of Livingston Avenue (60 feet wide) and the easterly right-of-way line of Lehman Street (40 feet wide), being the northwesterly corner of said Lot 5 (Lehmans), being South 03° 45' 33" West, a distance of 0.81 feet from a 3/4 inch pipe found;

thence South 03° 37' 59" West, with said easterly right-of-way line, a distance of 5.50 feet, to the *True Point of Beginning*;

thence across said 1.995 acre tract, the following courses:

South 86° 17' 09" East, a distance of 292.02 feet, to a point;

South 42° 17' 02" East, a distance of 19.16 feet, to a point;

South 02° 45' 57" East, a distance of 162.02 feet, to a point;

South 05° 01' 42" East, a distance of 74.05 feet, to a point in the southerly line of said 1.995 acre tract and the northerly line of the remainder of the tract conveyed to The Bobb Chevrolet Company of record in Deed Book 3535, Page 13;

thence North 86° 17' 22" West, with the line common to said 1.995 acre tract and said The Bobb Chevrolet Company tract, a distance of 4.05 feet, to a point;

thence across said 1.995 acre tract, the following courses:

North 05° 01' 42" West, a distance of 73.52 feet, to a point;

North 02° 45' 57" West, a distance of 160.66 feet, to a point;

North 42° 17' 02" West, a distance of 16.11 feet, to a point;

North 86° 17' 12" West, a distance of 45.38 feet, to a point;

South 03° 42' 48" West, a distance of 11.00 feet, to a point;

North 86° 17' 12" West, a distance of 82.30 feet, to a point;

North 03° 42' 48" East, a distance of 11.00 feet, to a point;

North 86° 17' 12" West, a distance of 162.71 feet, to a point in the easterly right-of-way line of said Lehman Street;

Thence North 03° 37' 59" East, a distance of 4.00 feet, with said easterly right-of-way line, to the *True Point of Beginning*, containing 0.071 acre (3081 square feet), more or less.

All references are to the records of the Recorder's Office, Franklin County, Ohio.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Edward J. Miller

Date Professional Surveyor No. 8250 EJM:sg/04Sept2009

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

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

Legislation Number: 0143X-2009

Drafting Date: 09/10/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

BACKGROUND: Resolution No. 0055X-2008, adopted March 17, 2008, declared the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Portage Grove Area Sanitary Improvement Project Miscellaneous Project, and to declare an emergency. Subsequent to the resolutions' passage the legal descriptions of the real property attached to the legislation as "Exhibit J", in "Section 1." of the resolution have been revised. The following legislation amends Resolution No. 0055X-2008 to revise and replace the legal descriptions in "Exhibit J" attached thereto.

EMERGENCY JUSTIFICATION: Emergency action is requested so that those real property interests necessary to the project may be acquired immediately and without delay.

FISCAL IMPACT: No funds are required for this amendment.

Title

To amend Section 1 of Resolution No. 0055X-2008, adopted on March 17, 2008, to revise and replace the legal descriptions in "Exhibit J" as attached thereto and to declare an emergency.

Body

WHEREAS, Resolution No. 0055X-2008, adopted March 17, 2008, declared the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Portage Grove Area Sanitary Improvement Project Miscellaneous Project, and to declare an emergency; and

WHEREAS, subsequent to the resolutions' passage the legal descriptions of the real property attached to the legislation as "Exhibit J", in "Section 1." of the resolution have been revised; and

WHEREAS, the revised legal description identifies the real property which the City declares its intentions and necessity to appropriate; and

WHEREAS, this resolution amends Resolution 0055X-20089 by revising and replacing the legal descriptions in "Exhibit J" attached thereto; and

WHEREAS, an emergency exists in the usual daily operation of the City Attorney's Office, in that it is immediately necessary to authorize the amendment to Resolution 0055X-2008, all for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That Section 1 of Resolution 0055X-2008 shall be amended to replace the existing legal description attached thereto in "Exhibit J" to read as follows:

10P

Sanitary Sewer Easement Description Easement Area #1
1293 Northport Circle
City of Columbus

Situated in the State of Ohio, County of Franklin, City of Columbus, Lot 34 of Portage Grove Addition, Extension 1, Plat Book 29, Page 5, and being an easement area more particularly described as follows:

Beginning for reference at the northeast corner of Lot 34;

Thence North 71 °34'20" West, along the north line of Lot 34, 20.70 feet to the point of beginning;

Thence South 2°55'13" West, into Lot 34, 200.65 feet to a point;

Thence South 51 °31 '09" East, 22.15 feet to a point on the east line of Lot 34;

Thence South 03°27'12" West, along the east line of Lot 34, 24.42 feet to a point;

Thence North 51 °31 '09" West, into lot 34, 46.45 feet to a point;

Thence North 2°55'13" East, 216.49 feet to a point in the north line of Lot 34;

Thence South 71 °34'20": East, 20.76 feet to the point of beginning.

Containing 4,857 square feet of land.

For the purpose of this description, a bearing of South 3°27'12" West was used on the east line of Lot 34, according to an actual field survey.

10P-1

Sanitary Sewer Easement Description 1293 Northport Circle
City of Columbus

Situated in the State of Ohio, County of Franklin, City of Columbus, Lot 34 of Portage Grove Addition, Extension 1, Plat Book 29, Page 5, and being an easement area more particularly described as follows:

Beginning at the southeast corner of Lot 34;

Thence North 51 °22'00" West, along the south line of Lot 34, 23.69 feet to a point;

Thence North 85°02'57" East, crossing Lot 34, 19.58 feet to a point in the east line of said lot;

Thence South 3°27'12" West, 16.51 feet to the point of beginning.

Containing 160 square feet of land.

For the purpose of this description, a bearing of South 3°27'12" West was used on the ease line of Lot 34, according to an actual field survey

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution 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: 0144X-2009

Drafting Date: 09/14/2009

Version: 1

Current Status: Passed

Matter Type: Resolution

Explanation This action is required as part of the County tax budget process. This resolution accepts the amounts and rates determined by the Franklin County Budget.

Fiscal Impact: N/A

Title To accept the amounts and rates by the Franklin County Budget Commission for the City's Tax Budget for 2010 and to declare an emergency.

Body Whereas, this Council, in accordance with the provisions of law, has previously adopted a tax budget for the fiscal year commencing January 1, 2010; and

Whereas, the Budget Commission of Franklin County, Ohio, has certified its action to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by the Council, and what part thereof is without and what part is within the ten mill limitation; and

Whereas, an emergency exists in the usual daily operation of the City Government in that it is immediately necessary to accept the amounts and rates fixed by the County Budget Commission for the City's tax budget for the year 2010 for the immediate preservation of the public peace, health, property and safety; now therefore,

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

- Section 1. That the amounts and rates as determined by the Franklin County Budget Commission in its certification, be and the same are hereby accepted.
- Section 2. Be it further resolved that there be and is hereby levied on the tax duplicate of said City the rates of each tax necessary to be levied within and without the ten mill limitation, as set forth in SCHEDULE A, as follows:

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX
APPROVED BY THE BUDGET COMMISSION, AND COUNTY AUDITOR'S
ESTIMATED TAX RATES

	Amount to be Derived from Levies Outside 10 Mill <u>Limitation</u>	Amount Approved by Budget Commission Inside 10 mill <u>Limit</u>	County Auditor's Estimate of Full Tax Rate to be Levied	
			Inside 10 Mill <u>Limit</u>	Outside 10 Mill <u>Limit</u>
General Fund		\$ 39,584,561.87	2.54	
Police Pension		4,720,610.86	.30	
Fire Pension		<u>4,720,610.86</u>	<u>.30</u>	
Total		\$ 49,025,783.59	3.14	

- Section 3. Be it further resolved that the Clerk of this Council, be and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.
- Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is hereby 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: 0146X-2009

Drafting Date: 09/16/2009

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Title

To recognize and thank Delores J. Moore for her 30 years of service to the City of Columbus

Body

WHEREAS, Delores J. Moore began her career of public service with the City of Columbus in September 1979, and has retired after 30 years of service in September 2009; and

WHEREAS, Ms. Moore dutifully served in numerous positions throughout the City, including with the Office of Consumer Affairs, Department of Health, and the Department of Development, Neighborhood Services Division and the Economic Development Division; and

WHEREAS, among her many professional accomplishments, Ms. Moore prepared Comprehensive Training Guides and contributed to the improvement of policies and procedures for the Medical Records Unit and the Economic Development Division; and

WHEREAS, in addition to direct service to the City of Columbus, Ms. Moore also represented her fellow City employees through her service as Chief Steward of AFSCME Local 2191, and later, as Vice President of CMAGE/CWA Local 4502; and

WHEREAS, as a dedicated, organized labor leader, Ms. Moore served on numerous committees and teams, including the Labor Management, Compensation, Contract Language, and Performance Review committees, as well as the Contract Negotiation Team; and

WHEREAS, her contributions to the City of Columbus extended beyond her professional accomplishments into the community at-large through her service as a youth mentor and trainer with the Private Industry Council & Columbus City Schools Cooperative Office Education Program; and

WHEREAS, Ms. Moore is a dedicated member of Greater Liberty Temple COGIC, and has been actively engaged in ministries and outreach which have touched the lives of young people, seniors, the sick and poor, and those imprisoned or burdened; and

WHEREAS, Ms. Moore gives thanks and credit for her personal and professional success to her parents, Beverly M. Moore and the late Leo Moore, Jr., her pastor Rev. W.C. Cupe, and mentors, Alberta Graham, Audrey Owens, Carnell Felton and Teresa Langer; now, therefore,

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

That this Council does hereby recognize and thank Delores J. Moore for her 30 years of service to the City of Columbus.

Legislation Number: 0572-2009

Drafting Date: 04/09/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: Council, by its Ordinance No. 2117-2005 passed on December 12, 2005, approved the creation of ten tax increment financing districts to provide funding for public infrastructure improvements in the northeast area of the City. That legislation provides that the owners of relevant real property are required to make payments in lieu of real property taxes which are to be distributed to relevant school districts and to designated tax increment equivalent funds. Payments in lieu of taxes that are deposited into the tax increment equivalent funds are to be used at the direction of the City for the purpose of funding the public infrastructure improvements identified in the legislation.

The Kroger Co. (the "Developer") recently received City Council approval for the rezoning of a portion of its property located at 5167 New Albany Road to permit the development of a gasoline sales use in association with the operation of an existing grocery store. In conjunction with this rezoning, there has been recognition that the intersection nearest to the proposed development, at New Albany Road and Fodor Road, requires improvements that would serve a benefit to the northeastern area of the City.

The Developer has agreed to construct a roundabout at this intersection (the "New Albany Road Roundabout") and to contribute the sum of \$130,000 toward the cost of this improvement. It also has agreed to front the costs of the roundabout improvement that are in excess of this contribution and to be reimbursed for these excess costs over time as funds are received in the tax increment equivalent fund for the "New Albany West-Central College Incentive District", which is one of the tax increment financing districts that was created pursuant to Ordinance No. 2117-2005.

The attached ordinance authorizes the Director of Development to enter into a Reimbursement Agreement with the Developer that provides the Developer's commitment to construct the New Albany Road Roundabout and to pay the first \$130,000 of the cost of this improvement. The agreement also provides for the reimbursement of costs paid by the Developer that are incurred in constructing the roundabout in excess of its \$130,000 contribution. Council, by its Ordinance No. 0715-2009 passed on June 8, 2009, approved the supplementing of Exhibit C - Public Infrastructure Improvements to Ordinance No. 2117-2005 to include the New Albany Road Roundabout and other public infrastructure improvements that the City deems appropriate.

Emergency action is requested to avoid a harmful delay in the development process.

Fiscal Impact: There will be no impact on the City General Fund. The City previously has foregone the real property tax revenue that it would have received from development within certain portions of the northeast area of the municipality. Instead, that revenue has been diverted to the New Albany West-Central College Tax Increment Equivalent Fund held by the City. That revenue has been and will continue to be used to pay for future public improvements benefiting the northeast area of the City.

Title

To authorize the Director of Development to enter into a Reimbursement Agreement with The Kroger Co. to provide for the reimbursement of a portion of the costs of constructing a roundabout at the intersection of New Albany Road and Fodor Road to benefit and serve the northeast area of the City; and to declare an emergency.

Body

WHEREAS, pursuant to Ohio Revised Code Sections 5709.40, 5709.42 and 5709.43, this Council by its Ordinance No. 2117-2005 passed on December 12, 2005 (the "TIF Ordinance"), approved the creation of ten tax increment financing districts to provide funding for public infrastructure improvements in the northeast area of the City by exempting from taxation the Improvements (as that term is defined in Ohio Revised Code Section 5709.40) to certain parcels of real property in that area (the "Property"), requiring the owners of the Property to make service payments in lieu of taxes and designating the types of public improvements to be made to benefit the Property; and

WHEREAS, more specifically, Council, by and through the TIF Ordinance, created the New Albany West-Central College Incentive District, requiring the owners of property within that district to make service payments in lieu of taxes, and determining the types of public improvements that can be funded from service payments in lieu of taxes required pursuant to the TIF Ordinance and deposited into the New Albany West-Central College Tax Equivalent Fund (the "TIF Fund"); and

WHEREAS, the existing intersection of New Albany Road and Fodor Road is a public infrastructure condition that requires remediation through the construction of a roundabout that will benefit the northeast quadrant of the City as well as property upon which the Developer conducts its business located at 5167 New Albany Road; and

WHEREAS, the Developer will contribute the sum of \$130,000 (the "Developer Contribution") toward the costs of designing, engineering, and installing the New Albany Road Roundabout and will front all other costs in this regard that are in excess of the Developer Contribution, provided that it will be reimbursed for all such costs in excess of the Developer Contribution from payments in lieu of taxes that are collected from property owners in the New Albany West-Central College Incentive District and are deposited into the New Albany West-Central College Tax Equivalent Fund; and

WHEREAS, this Council by its Ordinance No. 0715-2009 passed June 8, 2009, has approved supplemented Exhibit C - Public Infrastructure Improvements to Ordinance No. 2117-2005 in order to provide that payments in lieu of taxes that are generated from the ten Incentive Districts established by Ordinance No. 2117-2005 may be used for various additional public infrastructure improvements, including designing, engineering, permitting, installing, and constructing the New Albany Road Roundabout; and

WHEREAS, this Council desires to authorize the City to enter into the proposed Reimbursement Agreement with the Developer to provide for the financing framework and design of the New Albany Road Roundabout; and

WHEREAS, it is understood that an Infrastructure Agreement must be negotiated by the Developer and the Columbus Public Service Department and approved by this Council before construction may begin on the New Albany Road Roundabout; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into said reimbursement agreement with The Kroger Co. to avoid a harmful delay in the development process, all 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:

Section 1. That the Director of Development, for and in the name of the City, is hereby authorized to execute the Reimbursement Agreement with The Kroger Co. in substantially the form presently on file with the Clerk, along with any changes or amendments thereto not inconsistent with this Ordinance and not substantially adverse to the City and which shall be approved by the Director and the City Attorney.

Section 2. That the Director of Development or other appropriate officers of the City are authorized to execute such other agreements and instruments and to take all actions as may be necessary to implement this Ordinance and the transactions contemplated by the Reimbursement Agreement.

Section 3. This Council hereby waives the requirements of Chapter 329 of the City Codes with respect to any agreement entered into pursuant to this Ordinance.

Section 4. The service payments in lieu of taxes and property tax rollback payments deposited in the New Albany West-Central College Tax Equivalent Fund shall be deemed appropriated for the purposes set forth in the Reimbursement Agreement and authorized to be expended therefrom in accordance with the Reimbursement Agreement, and subject to

vouchers approved by the Director of Development the City Auditor is hereby authorized to make payments to the Developer or its designee from the New Albany West-Central College Tax Equivalent Fund in accordance with the Reimbursement Agreement.

Section 5. 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 adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Legislation Number: 0797-2009

Drafting Date: 05/27/2009

Current Status: Passed

Version: 3

Matter Type: Ordinance

Explanation

Council Variance Application: CV09-010

APPLICANT: James J. Wolf; c/o Greg Lashutka, Attorney; 571 South Third Street; Columbus, OH 43206.

PROPOSED USE: To allow two existing single-family dwellings on one new lot in the R-2F, Residential District, and to construct a new garage.

GERMAN VILLAGE RECOMMENDATION: Approval

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant requests this Council variance to combine two lots, each developed with an existing single-family dwelling, and allow for the construction of a new garage. The R-2F, Residential District allows for attached two-family dwellings on one lot. Two single-family dwellings are not allowed on one lot in the R-2F which is why a Council variance is necessary. Staff finds that the applicant's proposal would cause no more impact than would an attached two-family dwelling on the lot, which is allowed. Furthermore, the removal of an existing property line is necessary so a new garage can be built which in turn would help alleviate parking problems in the area

Title

To grant a Variance from the provisions of Section 3332.037, R-2F, Residential District, of the Columbus City Codes for the property located at **1389 EAST FRANKFORT STREET (43206)**, to permit two existing single-family dwellings on one lot in the R-2F, Residential District **and to declare an emergency.** (Council Variance #CV09-010).

Body

WHEREAS, by application #CV09-010, the owner of property at **1389 EAST FRANKFORT STREET (43206)**, is requesting a Variance to permit two existing single-family dwellings on one lot in the R-2F, Residential District; and

WHEREAS, Section 3332.037, R-2F, Residential district, permits one two-family dwelling on a lot but does not permit two separate one-family dwellings on one lot, while the applicant proposes to combine two lots, each developed with an existing single-family dwelling; 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 German Village Commission recommends approval; and

WHEREAS, City Departments recommend approval because the R-2F, Residential District allows for attached two-family dwellings on one lot while the applicant proposes to allow two existing detached single-family dwellings on one lot without any other variances. The result would be two dwelling units on one lot which would cause no more impact than an

attached two-family dwelling on the lot which is allowed. Furthermore, the removal of an existing property line is necessary so the new garage can be built which would in turn help alleviate parking problems in the area; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1389 EAST FRANKFORT STREET (43206)**, 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 3332.037, R-2F, Residential district, of the Columbus City Codes for the property located at **1389 EAST FRANKFORT STREET (43206)**, insofar as said section prohibits two single-family dwellings on one (1) lot, said property being more particularly described as follows:

1389 EAST FRANKFORT STREET (43206), being 0.21± acres located at the northeast corner of Frankfort and South Lazelle Streets, and being more particularly described as follows:

Legal Description: 138 East Frankfort Road Street, Columbus, Ohio

Lot 28 ½ of CF Jaeger's Fifth Addition (P.B.1., PG. 196) and Part of Lot 7 of John G. Kellner's Second Subdivision (P.B. 3, PG. 62), located in the City of Columbus, Franklin County, Ohio.

Situated in the State of Ohio, County of Franklin, City of Columbus.

Commencing at a MAG nail in the concrete at the northeast intersection of East Frankfort Road and Lazelle Street, along a line N00o 03' 00"W, 98.12' to 1" iron pin, along a line S88o 59' 37"E, 94.21' to an iron pin, along a line S00o 01' 26"E, 96.46', to a set reference iron pin, along a line S88o 59' 37"E, 94.15' to the place of the beginning containing 0.210 acres.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two detached single-family dwellings on one lot in the R-2F, Residential 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, "**WOLF RESIDENCE 138 EAST FRANKFORT STREET**," dated ~~April 21~~ **September 17**, 2009, and signed by B.J. Scanlon, 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 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: 0976-2009

Drafting Date: 06/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a planned contract modification to the Sewer System Engineering Section's Construction Administration and Construction Inspection Services Agreement with DLZ Ohio, Inc. The funds approved within this legislation will provide for payment of additional services that were needed to conclude ongoing construction projects.

This modification (Mod #3) will increase the funding of the contract by an additional \$26,869.35 for construction administration - construction inspection services that need additional funding. This project typically involves the replacement and or rehabilitation of sanitary and combined sewer infrastructure. The project involved with this specific modification is the Stanton Area Sanitary Improvements Project.

The original contract for DLZ Ohio, Inc was for construction administration and construction inspection for years 2008 through 2010.

1.1. Amount of additional funds to be expended: \$26,869.35

Original Contract Amount:	\$ 925,000.00
Modification 1	\$ 257,019.84
Modification 2	\$ 405,000.00
<u>Modification 3 (current)</u>	<u>\$ 26, 869.35</u>
Total (Orig. + Mod 1, 2, 3)	\$1,613,889.19

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

The Department anticipates requesting additional appropriations to this contract for 2009 and 2010 fiscal years, through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill emergency capital improvements related needs subject to the approval of a contract modification by City Council.

1.3. Reason other procurement processes are not used:

The original contract selected three firms to provide construction administration services for projects in 2008, 2009, and 2010 which included DLZ

1.4. How cost of modification was determined:

The rates schedules established within this contract will remain in force throughout the life of the contract.

2. MULTI-YEAR CONTRACT:

This ordinance will authorize the expenditure of \$ 26,869.35. The Department anticipates requesting additional appropriations to this contract for 2009 and 2010 fiscal years, through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill emergency capital improvements related needs subject to the approval of a contract modification by City Council. The rates schedules established within this contract will remain in force throughout the life of the contract.

3. FISCAL IMPACT:

This ordinance authorizes the transfer and appropriate funds from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund for this modification; to authorize the expenditure of \$26,869.35 from the Voted Sanitary Sewer Bond

Fund; and amend the 2009 Capital Improvements Budget to establish sufficient budget authority for this ordinance. Monies for this contract from the Sanitary Sewer Reserve Fund will be provided from an upcoming Bond Sale via the transfer detailed in this Ordinance.

4. CONTRACT COMPLIANCE INFO: 31-1268980 | MBR | Expiration Date: 03/10/2011

5. Emergency Designation: No emergency designation is requested for this legislation

Title

To authorize the Director of Public Utilities to execute a planned contract modification of the construction administration - construction inspection services agreement with DLZ Ohio, Inc., for additional inspection services for the Stanton Area Sewer Improvements for an extended construction phase; to authorize the transfer and appropriation of \$26,869.35 from the Sanitary Sewer Reserve Bond Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$ 26,869.35 from within the Voted Sanitary Sewer Bond Fund; to amend the 2009 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$26,869.35)

Body

WHEREAS, it is necessary to modify the construction administration and construction inspection services contract with DLZ Ohio, Inc., for the sanitary project: Stanton Area Sanitary Improvements; to provide additional monies to cover the cost of needed additions to the contract work in accordance with the Department's design requirements in an effort to ensure the continued operation of its sanitary system infrastructures; and

WHEREAS, City Auditor Contract No. EL008289 for \$925,000, was executed on June 30, 2008, as authorized by Ordinance 0845-2008, as passed by City Council on June 9, 2008, and approved by the City Attorney on July 2, 2008, for purposes of providing construction administration and construction inspection services necessary to ensure the successful completion of many of the Divisions sanitary and storm sewer improvement projects; and

WHEREAS, Modification No. 1 for Contract No. EL009167 (Beulah Road Trunk Sewer Rehabilitation) was authorized by Ordinance No. 0093-2009 for \$257,019.84, passed February 10, 2009, was executed March 26, 2009, and approved by the City Attorney on March 27, 2009; and

WHEREAS, Modification No. 2 for Contract No. EL009167 (for two Sanitary projects: (1) General Construction Contract and (2) 2009 Annual Lining Contract and one Stormwater project: Floodwall Concrete Repair) was authorized by Ordinance 0558-2009 for \$405,000.00, passed June 01, 2009; and

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

WHEREAS, it is necessary to authorize an amendment the 2009 Amend Capital Improvement Budget for purposes of creating and providing sufficient budget authority for the aforementioned 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 project described in this ordinance (the "Project").

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to execute a planned contract modification to the Sewer System Engineering Section's Construction Administration and Construction Inspection Services Agreement with DLZ Ohio, Inc., **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering services agreement with DLZ Ohio, Inc., 6121 Huntley Rd., Columbus, Ohio 43229, that will continue to provide construction administration and inspection services for sewer improvement and stormwater projects in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 2. 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 \$26,869.35 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 3. That the City Auditor is hereby authorized to transfer \$26,869.35 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund, Fund 664, into Stanton Area Sanitary Improvements, Project 650676, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 4. That the \$26,869.35 is hereby appropriated for the Stanton Area Sanitary Improvements, within the Voted Sanitary Sewer Bond Fund | Fund 664 | Division 60-05 | Project 650676 | OCA Code 664676 | Object Level Three 6621.

Section 5. That the expenditure of \$26,869.35, or as much thereof as may be needed, is hereby authorized from the Voted Sanitary Sewer Bond Fund | Fund No. 664 | Division 60-05| Stanton Area Sanitary Improvements | Project 650676 | OCA Code 664676 | Object Level Three 6621.

Section 6. 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, and to supply necessary budget authority in the proper projects.

Project No. | Project Name | Current Authority | Revised Authority | (Change)
650676-100000 | Stanton Area Sanitary Improvements Project | \$ -0- | \$26,870 | (+\$26,870)

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. 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 \$26,869.35 (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 9. 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 10. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 11. 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 12. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1025-2009

Drafting Date: 07/09/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the Riversouth Miscellaneous Downtown Projects.

Fiscal Impact: Funding for this project is from the Public Service Department, Division Design and Construction, Streets and Highways G.O. Bonds Fund.

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay in order that the project may meet its deadline.

Title

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the Riversouth Miscellaneous Downtown Projects, to authorize the expenditure of \$93,407.00 from the Streets and Highways G.O. Bonds Fund, and to declare an emergency. (\$93,407.00).

Body

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the Riversouth Miscellaneous Downtown Projects; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 0014X-2009 on the 2nd day of March, 2009 declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and

WHEREAS, subsequent to Resolution No. 0014X-2009's adoption by the Council of the City of Columbus, it has been determined that the legal description of the real property attached to the legislation as "Exhibit B" in "Section 1." of the resolution, was incorrect; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 0105X-2009 on the 20th day of July, 2009, thereby amending Resolution 0014X-2009 by replacing and correcting the legal description in "Exhibit B" attached thereto, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and 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 fee simple title and lesser interests in and to the parcels listed in Section 4 hereof, as are fully described in Resolution No. 0014X-2009, adopted by the Council of the City of Columbus, Ohio on the 2nd day of March 2009, and amended by Resolution No. 0105X-2009 adopted by the Council of the City of Columbus on the 20th July, said descriptions being incorporated herein, be appropriated for the public purpose of the Riversouth Miscellaneous Downtown Projects, #530161, pursuant to the power and authority granted to the City of Columbus by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909.

Section 2. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 3. That the Council of the City of Columbus hereby declares its intention to obtain immediate possession of the real property interests described herein.

Section 4. That the Council of the City of Columbus hereby fixes the value of said fee simple title and lesser interests as follows:

1.	5T	LEX Investments	\$28,000.00
2.	6T	Bicentennial Plaza Holding Company, LTD.	\$45,000.00
3.	24WD,	Bicentennial Plaza Limited	\$18,990.00
4.	25WD, T	Columbus and Southern Ohio Electric Company	\$1,417.00

Section 5. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 6. That the City Attorney's Office, Real Estate Division, be and is hereby authorized to expend \$93,407.00, or so much thereof as may be necessary from fund 704, the Streets and Highways G.O. Bonds Fund, Department No. 59-12, Division of Design and Construction, Object Level Three Code 6601, Auditors Certificate #029886, OCA 590046, to pay those costs relative to the acquisition of the additional rights-of-way required for the Riversouth Miscellaneous Downtown Projects.

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

Legislation Number: 1035-2009

Drafting Date: 07/13/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Ordinance No. 0540-2009, passed April 20, 2009 authorizing an increase in the obligation of an existing contract for temporary staffing services with Abacus Corporation for the preparation and imaging of tax documents in the Office of the City Auditor, Division of Income Tax. Inadvertently, the ability to increase the rate of pay based on experience and/or time in service for the temporary staffing was omitted. This modification will allow for pay rate increases (from \$12.15 to \$16.20) based on experience and/or time in service as originally intended in Ordinance No. 0540-2009. The current starting rate is \$9.00/hr and bill rate \$12.15 per hour. This modification will allow the City to increase the rate of pay to a

maximum of \$12.00 per hour based on experience and/or time in service, and the maximum rate the City will be billed is \$16.20. This modification will give the City of Columbus Income Tax Division the ability to retain experienced and high-quality temporary staff, and to help maintain adequate services to taxpayers.

Abacus' contract compliance number is 52-0554932, expiring on 07/01/2010.

FISCAL IMPACT:

No additional funds are required for this modification.

Title

To authorize the Office of the City Auditor, Division of Income Tax to modify an existing contract for temporary services with Abacus Corporation to allow rate of pay adjustments based upon the employee's experience and/or time in service.

Body

WHEREAS, Ordinance No. 0540-2009 passed April 20, 2009, authorizing an increase in the obligation of an existing contract for temporary staffing services with Abacus Corporation for the preparation and imaging of tax documents in the Office of the City Auditor, Division of Income Tax; and

WHEREAS, Funding was made available through Ordinance No. 0540-2009; and

WHEREAS, It is now necessary to modify an existing contract to allow pay rate adjustments; now therefore,

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

Section 1. That the City Auditor be and is hereby authorized and directed to modify an existing contract with Abacus Corporation to allow pay rate adjustments.

Section 2. That no additional funding is necessary.

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

Legislation Number: 1043-2009

Drafting Date: 07/13/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance amends the current authorized strength, as set forth in ordinance 0473 - 2009, by increasing the other city-sanctioned strength of the Municipal Court Judges by ten (10) positions. This increase is needed to accommodate the expansion of the Mental Health Docket in the Court through the creation of two new courts: a drug court and a solicitation court. The activities of both courts will be managed by one Program Coordinator. Each court will then have its own Assistant Coordinator and Community Support Liaison. Five Probation Officers will serve both courts as-needed.

FISCAL IMPACT:

Initial funds for the additional Municipal Court employees come from a transfer from the public safety initiatives fund and appropriation of said monies set forth in ordinance 0934-2009. This ordinance also authorizes the establishment of a dedicated special project fund to account for the expanded docket's revenues and expenditures. Anticipated revenues sources include the afore-described transfer from the public safety initiatives fund, as well as support from the ADAMH

Board, Franklin County Commissioners, Drug Interdiction Fees, and increased court costs at both the municipal and common pleas levels.

Title

To establish a new authorized strength ordinance for the Municipal Court Judges to accommodate expansion of the Mental Health Docket; to repeal ordinance 0473-2009, and to declare an emergency.

Body

WHEREAS, an emergency exists in the usual daily operation of the Municipal Court Judges in that it is immediately necessary to establish a new authorized strength ordinance to provide for the efficient operation of the city, and 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 pursuant to Section 14, of the City Charter, the maximum number of officers and employees authorized to be employed within the various Departments, Boards and Offices of the City and hereby fixed and established as follows:

- 1- Refer to attachment ORD1043-2009currentstrength.xls
- 2- Refer to attachment ORD1043-2009previousstrength.xls

The foregoing positions authorized include all positions within each department, division, board, office or commission, whether appointed or elected except the members of any board or commission authorized by charter or ordinance.

No Appointing Authority shall appoint full-time or part-time personnel in excess of the maximum permitted by this ordinance unless authorized by ordinance of City Council.

SECTION 2. Such of the positions within the Division of Fire as the Director of Public Safety and Fire Chief shall designate, shall be within the uniformed ranks and all other positions therein shall be deemed civilian positions, provided there shall not be in excess of five (5) Fire Assistant Chiefs and there shall not be in excess of four (4) Fire Deputy Chiefs; as a normal complement in excess of thirty-four (34) Fire Battalion Chiefs nor as a temporary complement in excess of thirty-five (35) Fire Battalion Chiefs at any one time; fifty-six (56) Fire Captains nor as a temporary complement in excess of fifty-nine (59) Fire Captains at any one time; one (1) Fire Chief; and one-hundred ninety six (196) Fire Lieutenants. The complements of fire captains and fire lieutenants are intended to be temporary, subject to review and change at any time.

Such of the positions within the Division of Police as the Director of Public Safety and the Police Chief shall designate, shall be within the uniformed ranks and all other positions therein shall be deemed civilian positions, provided there shall not be, as a normal complement, in excess of eighteen (18) Police Commanders nor as a temporary complement in excess of nineteen (19) Police Commanders at any one time; one (1) Police Chief; in excess of, as a normal complement five (5) Police Deputy Chiefs nor as a temporary complement in excess of six (6) Police Deputy Chiefs at any one time; in excess of, as a normal complement, fifty-seven (57) Police Lieutenants nor as a temporary complement; in excess of fifty-nine (59) Police Lieutenants at any one time; in excess of, as a normal complement; two hundred twenty-five (225) Police Sergeants nor as a temporary complement in excess of two hundred twenty-nine (229) Police Sergeants at any one time.

SECTION 3. Temporary appointments are not subject to the authorized strength ordinance. Additionally, limited appointments made to cover full-time and part-time employees on authorized leave (injury, disability or military leave) are not subject to the authorized strength ordinance.

SECTION 4. That Ordinance No. 0473-2009 and all other ordinances relative to the authorization of employees for any department, division, board or commission and all other ordinances in conflict herewith be and the same are hereby repealed.

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: 1050-2009

Drafting Date: 07/14/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of Finance and Management to enter into a contract for the purchase of Luminaires required by the Division of Power and Water for the maintenance of its street lighting system.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003304). Twenty-seven (27) vendors (1 MBR, 1 M1A and 25 MAJ) were solicited. Eight (8) bids (1 F1, 7 MAJ) were received and opened on July 9, 2009. These bids have been evaluated and an award of all five (5) bid items is recommended to General Supply & Services dba Gexpro as the lowest, responsive, responsible and best bidder. A bid tabulation is attached.

General Supply & Services dba Gexpro's contract compliance number is 205021902, expiration date 04/02/2011. This vendor does not hold MBE or FBE status.

FISCAL IMPACT: \$563,800 was budgeted in the 2009 Electricity Operating Fund for the purchase of lighting supplies. \$316,500 was spent in 2007 and \$513,994 was spent in 2008 for the purchase of Luminaires.

Title

To authorize and direct the Finance and Management Director to enter into a contract for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro for the Division of Power and Water and to authorize the expenditure of \$222,448.00 from the Electricity Operating Fund. (\$222,448.00)

Body

WHEREAS, the Division of Power and Water has a need for Luminaires for the maintenance of its street lighting system; and

WHEREAS, the Purchasing Office advertised and solicited formal bids for Luminaires (SA003304) that opened on July 9, 2009; and

WHEREAS, one contract award is recommended based upon the lowest, responsive, responsible and best bid received; 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 contract with General Supply & Services, dba Gexpro for the purchase of Luminaires, Items 1 through 5, in accordance with Solicitation No. SA003304.

SECTION 2. That to pay the cost of said contracts, the expenditure of \$222,448.00, or so much thereof as may be needed, is hereby authorized from Electricity Operating Fund 550, Div./Dept. No. 60-07, OCA 606764, Object Level Three 2208.

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

Legislation Number: 1062-2009

Drafting Date: 07/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Department of Public Utilities entered into a contract with GSP/OH, Inc. to provide guidance through an Environmental Management System (EMS) development and implementation process and provide environmental management system development and implementation assistance when requested by the Department. The EMS establishes a well-defined environmental program structure, through the identification of roles and responsibilities of DPU staff and the adoption of policies, training, and procedures, to achieve long-term environmental regulatory compliance and reduce the Department's overall environmental impact. This contract was the result of a Request for Proposal received on July 31, 2008. The original contract covers a three-year period with each phase subject to review and approval by the City Council, the Mayor, and the Auditor's certification of funds. Phase 1 covers the period commencing on December 1, 2008 through December 31, 2009. Phase 2 covers the period commencing on January 1, 2010 through December 31, 2010 for a grand total of \$300,000.00. The Department is pleased with this consultant's performance in 2009 and seeks approval to move forward on Phase 2 of the contract by modifying the maximum monetary obligation under this contract. The sole purpose of the modification is to increase the maximum monetary obligation. All terms and conditions of the original agreement remain in full force and effect.

Contract Compliance: 62-1736493, expires March 19, 2010
GSP/OH, Inc. does not hold MBE/FBE status.

1. Amount of additional funds: The amount of additional funds needed for Phase 2 is \$300,000.00. The original contract was established for \$400,000.00. The total cost of the original contract ("Phase 1") and this modification ("Phase 2") is \$700,000.00. The modification of the maximum monetary obligation under this contract represents funding added during the contract period for costs related to the services provided. The need for increased funding is to cover anticipated contract billings commencing on January 1, 2010 through December 31, 2010.
2. Reason additional needs were not foreseen: The need for additional funds was foreseen and is outlined in the original agreement and identified as Phase 2. This legislation is to encumber the funds required for Phase 2.
3. Reason other procurement processes not used: The same exact service is required as originally proposed. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: This project was not budgeted in the Sewerage System Operating Fund or the Water System Operating Fund for 2009; however, expenditures will be reprioritized to accommodate this expenditure without increasing the existing budget.

The following amounts were encumbered in 2008 for similar services:
2008: \$200,000 Water; \$200,000 Sewerage

Title

To authorize the Director of Public Utilities to enter into a planned modification ("Phase 2") to modify the maximum monetary obligation under the Environmental Management Development and Implementation Assistance contract with GSP/OH, Inc., for the Division of Power and Water and Division of Sewerage and Drainage, to authorize the expenditure of \$150,000.00 from Water Systems Operating Fund, and \$150,000.00 from the Sewer Systems Operating Fund. (\$300,000.00)

Body

WHEREAS, the Department of Public Utilities has a contract with GSP/OH, Inc., for the Environmental Management Development and Implementation Assistance, and

WHEREAS, the vendor has agreed to move forward with Phase 2 as outlined under the terms of the original contract, and it is in the best interest of the City to exercise this option, and

WHEREAS, these services are used by the Department of Public Utilities, for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Public Utilities Director be and is hereby authorized and directed to modify and increase EL008858 in order to implement Phase 2 with GSP/OH, Inc. Total amount of modification No. 1 is ADD \$300,000.00. Total contract amount including this modification is \$700,000.00.

Section 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

Section 3. That the expenditure of \$300,000.00 or so much thereof as may be needed, is hereby authorized from Object Level One 03, Object level Three 3336, Fund Names and Numbers, Departments, OCA Codes and amounts listed below, to pay the cost thereof.

<u>Dept/Div</u>	<u>Fund Name</u>	<u>Fund Number</u>	<u>OCA</u>	<u>Amount</u>
60-09	Water Works Operating	600 601849		150,000.00
60-05	Sewer Systems Operating	650 605089		<u>150,000.00</u>
		\$300,000.00		

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

Legislation Number: 1064-2009

Drafting Date: 07/17/2009

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 W.M. Wilson Company Inc. for the purchase of Adscos Expansion Joints for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant. The expansion joints will be used in the steam piping system within the wastewater treatment plant.

The Purchasing Office opened formal bids on July 16, 2009. 46 bids were solicited, 43 MAJ, 3 MBE. One (1) bid was received. A tabulation of that is as follows:

Item 1. 4" Expansion Joint (6 each) \$1219.00/each = \$7,314.00
Item 2: 6" Expansion Joint (4 each) \$3,690.00/each = \$14,760.00
Total: \$22,074.00

SUPPLIER: W.M. Wilson Company Inc (34-0799625) Expires 6-3-10

FISCAL IMPACT: \$22,074.00 is budgeted and needed for this purchase.

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 Finance and Management to establish a purchase order with W.M. Wilson Company Inc. for the purchase of Adscos Expansion Joints for the Division of Sewerage and Drainage, and to authorize the expenditure of \$22,074.00 from the Sewerage System Operating Fund. (\$22,074.00)

Body

WHEREAS, the Division of Sewerage and Drainage has a need for expansion joints for maintenance of the steam system at the Southerly Wastewater Treatment Plant, and

WHEREAS, the Purchasing Office opened formal bids on July 16, 2009. One (1) bid was received, and

WHEREAS, a purchase order will be issued in accordance with the terms and specifications of Solicitation Number: SA-003298 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 W.M. Wilson Company Inc. for the purchase of Adscos Expansion Joints for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$22,074.00 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 604793
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: 1065-2009

Drafting Date: 07/20/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a purchase order with Ace Truck Body, Inc. for the purchase of an Eleven Foot Dump Body with Attachments (snow plow/salt spreader) for

the Division of Power and Water (Water). The dump body with attachments will be installed on a diesel powered, heavy duty one ton cab and chassis in the Watershed Management section.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003300). Fourteen (14) vendors (14 MAJ) were solicited and four (4) bids (4 MAJ) were received and opened on July 9, 2009. America's Body Company was the apparent low bid of \$27,190.00. They, however, did not meet the bid specifications. The second lowest bid received from Ace Truck Body, Inc. in the amount of \$27,671.00, met specifications and an award is recommended as the lowest responsive, responsible, and best bidder. The bid tabulation is attached for your review. The dump truck that this body is to be installed on has been approved by Fleet Management.

SUPPLIER: Ace Truck Body, Inc., Contract Compliance Number: 310936828, expires 09/18/2010. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: \$27,671.00 is budgeted and needed for this purchase.

Expenditures for Equip-Trucks & Other Motorized (6652) in 2008 was \$1,397,098.08

Title

To authorize the Director of Finance and Management to enter into a purchase order with Ace Truck Body, Inc. for the purchase of an Eleven Foot Dump Body with Attachments for the Division of Power and Water and to authorize the expenditure of \$27,671.00 from the Water Operating Fund. (\$27,671.00)

Body

WHEREAS, an Eleven Foot Dump Body with Attachments is required by the Division of Power and Water for its everyday operation; and

WHEREAS, the Purchasing Office opened formal bids on July 9, 2009 for the purchase of an Eleven Foot Dump Body with Attachments for the Division of Power and Water (Water); and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible bidder, Ace Truck Body, Inc.; 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: SA003300 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with Ace Truck Body, Inc. for the purchase of an Eleven Foot Dump Body with Attachments for the Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$27,671.00, or so much thereof as may be needed, be and the same hereby is authorized from the Water Operating Fund, Fund No. 600, OCA 603001, Object Level 1: 06, Object Level 3: 6652.

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

Drafting Date: 07/27/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Finance and Management Director to establish a purchase order for the Division of Sewerage and Drainage, Sewer Maintenance Operations Center for one (1) Combination Sewer Cleaner from Jack Doheny Supplies Ohio Inc. The purchase of this equipment will be in accordance with the current State of Ohio State Term Schedule Contract (STS), Contract Number STS7767000506 which expires on March 31, 2011. The City of Columbus does not include this equipment on any Universal Term Contract and does not foresee receiving better pricing through a bid process. The equipment will be utilized at the Sewer Maintenance Operations Center for cleaning manholes and sewer lines throughout the City.

Ordinance 582-87 authorizes the City of Columbus to participate in cooperative purchasing contracts and as a member of the Central Ohio Organization of Public Purchasers (CO-OPP), the City of Columbus is authorized to purchase from this contract.

A copy of the State of Ohio contract and pricing structure is attached to this legislation. The equipment replaces BT18348 and has been approved by Fleet Management. The funding requested on this legislation is based on a quote dated July 16, 2009 and is the State of Ohio contract pricing. The quotation is on file with the Purchasing Office and attached to this legislation.

FISCAL IMPACT: \$307,844.90 is needed and budgeted for this purchase.

SUPPLIER: Jack Doheny Supplies Ohio Inc. (38-3148955) Expires 8-4-10

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 Finance and Management to establish a purchase order for the purchase of one Combination Sewer Cleaner in accordance with a State of Ohio contract with Jack Doheny Supplies Ohio Inc for the Division of Sewerage and Drainage, and to authorize the expenditure of \$307,844.90 from the Sewerage System Operating Fund. (\$307,844.90)

Body

WHEREAS, wishes to purchase one (1) Combination Sewer Cleaner in accordance with State of Ohio State Term Schedule Contract, STS7767000406 which expires on March 31, 2011, and

WHEREAS, Jack Doheny Supplies Ohio Inc. is the contract holder for the referenced State of Ohio contract, a copy of the contract and pricing structure is attached, and

WHEREAS, the equipment will be used by crews at the Sewer Maintenance Operations Center for cleaning manholes and sewer lines throughout the City, and

WHEREAS, the City of Columbus does not include this type of equipment on any Universal Term Contract and does not foresee receiving better pricing through a bid process, and

WHEREAS, the equipment replaces BT18348 and has been approved by Fleet Management , and

WHEREAS, Ordinance 582-87 authorizes the City of Columbus to participate in cooperative purchasing contracts and as

a member of the Central Ohio Organization of Public Purchasers (CO-OPP), the City of Columbus is authorized to purchase from this contract, and

WHEREAS, funding is based on quote dated July 16, 2009 from Jack Doheny Supplies Ohio Inc. and the quoted prices reflect State of Ohio contract pricing and is on file with the Purchasing Office, now, therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized and directed to establish a purchase order with Jack Doheny Supplies Ohio Inc for the purchase of one (1) Combination Sewer Cleaner for the Division of Sewerage and Drainage, in accordance with State of Ohio State Term Schedule Contracts STS7767000506 which expires on March 31, 2011.

Section 2. That the funding for this legislation is based on quote dated August 21, 2008 from Jack Doheny Supplies Ohio Inc. and the quoted prices reflect State of Ohio contract pricing and is on file with the Purchasing Office.

Section 3. That the expenditure of \$307,844.90 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650,

OCA: 605089
Object Level 1: 06
Object Level 03: 6652

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

Legislation Number: 1077-2009

Drafting Date: 07/28/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background

The Ohio Department of Aging awarded State grants in connection with the Alzheimer's Respite and Senior Volunteer Programs to the Central Ohio Area Agency on Aging of the Recreation and Parks Department.

This legislation will authorize the Director of Recreation and Parks to enter into eleven (11) contracts for the continued operation of these programs in Central Ohio for the period July 1, 2009 through June 30, 2010.

Emergency action is requested for continuation of services to older adults beyond July 1, 2009. Grant awards were issued late due to the status of the State budget for SFY's 2009-2010.

Fiscal Impact

\$386,678.00 is required from the Recreation and Parks Grant Fund to enter into said contracts.

TitleTo authorize and direct the Director of Recreation and Parks to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite and Senior Volunteer Programs administered by the Central Ohio Area Agency on Aging, to authorize the expenditure of \$386,678.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$386,678.00)

Body**WHEREAS**, the Ohio Department of Aging has awarded state grant funds to the Central Ohio Area Agency on Aging of the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said so there is no interruption of services to older adults; now, therefore for the immediate preservation of public health, peace, prosperity, and safety; **now therefore**,

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

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio for the period July 1, 2009 through June 30, 2010 as follows:

Agency Name

- Active Day of Columbus (Franklin County)
- Alzheimer's Association of Central Ohio (Area-wide)
- Catholic Social Services (Franklin County)
- First Link (Franklin County)
- Heritage Day Health Centers (Delaware and Franklin Counties)
- Interim Health Care (Fayette, Madison and Union Counties)
- Licking County Aging Program (Licking County)
- Pickaway County Commission on Aging (Pickaway County)
- Salvation Army (Fairfield County)
- Senior Independence (Franklin County)
- Washington's Intergenerational Adult Day Care (Franklin County)

Section 2. That the expenditure of \$386,678.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level 3-3337, to pay the cost thereof as follows:

Grant: Alzheimer's Respite, **Project:** 518047, **OCA NO.:** 514372, **Amount:** \$366,678.00
Grant: Senior Volunteer, **Project:** 518025, **OCA NO.:** 512822, **Amount:** \$20,000.00
TOTAL: \$386,678.00

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 legislation.

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

Legislation Number: 1080-2009

Drafting Date: 07/31/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The cooperative program of investigation by the U.S. Geological Survey has been continued for several years. It provides valuable water resource data to the City at much less than the cost of providing such data by other means. The program is sponsored by the Federal Government for forty percent (40%) of the cost for most of these projects. Their federal identification number is 53-0196950.

The agreement will provide stream gauging, reservoir gauging, capture zone analysis, for the Division of Power and Water and the Division of Sewerage and Drainage, and Optimum Well Hydrology for Parsons Avenue Water Plant South Wellfield.

The Divisions of Power and Water, and Sewerage and Drainage solicited a quotation from the U.S. Geological Survey in accordance with Section 329.07C.

FISCAL IMPACT: Funds are budgeted in the 2009 Sewer System Operating Fund, Storm Sewer Operating Fund, and Water System Operating Fund's Budget to fund this purchase which totals \$345,051.00.

The Divisions of Power and Water and Sewerage and Drainage have participated in a cooperative agreement with the U.S. Geological Survey in the amount of \$345,051 in 2008-2009, in the amount of \$263,150 in 2007-2008, \$331,317 in 2006-2007.

Title

To authorize the Director of Public Utilities to enter into a cooperative agreement with the Geological Survey, United States Department of Interior, for Investigation of Water Resources in Central Ohio, and Ground Water Levels in Franklin County for the Division of Power and Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage; and to authorize the expenditure of \$345,051.00 from the Sewer System Operating Fund, Storm Sewer Operating Fund, and the Water System Operating Fund. (\$345,051.00)

Body

WHEREAS, it is necessary to continue the cooperative agreement with the Geological Survey, United States Department of Interior, for the Investigation of Water Resources at the following locations: Scioto River at Dublin, Mill Creek at Bellpoint, Bokes Creek near Warrensburg, Big Walnut Creek at Rees, Central College, Hellbranch and Sunbury, Reservoir Operations at O'Shaughnessy, Griggs, and Hoover Reservoirs, Hydrologic Interaction between the Scioto River and the South Columbus Well Field, and Ground Water Levels for the Division of Power and Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, for the period of October 1, 2009 to September 30, 2010; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into a cooperative agreement between the Geological Survey, United States Department of Interior, and the City of Columbus, Department of Public Utilities, in order that the Investigations of Water Resources, Ground Water Levels, Hydrologic Interaction between the Scioto River and the South Columbus Wellfield and the submitting of reports covering the results of said investigations by the Geological Survey may continue uninterrupted for the above mentioned locations for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a cooperative agreement between the Geological Survey, United States Department of Interior, and the City of Columbus, Department of Public Utilities, for the Investigation of Water Resources at the following locations: Scioto River at Dublin, Mill Creek at Bellpoint, Bokes Creek near Warrensburg, Big Walnut Creek at Rees, Central College, Hellbranch and Sunbury, Reservoir Operations at O'Shaughnessy, Griggs, and Hoover Reservoirs, Hydrologic Interaction between the Scioto River and the South Columbus Wellfield, and Ground Water Levels for the Division of Power and Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, for the period of October 1, 2009 to September 30, 2010.

Section 2. That the expenditure of \$32,700.00 be and the same hereby is authorized from Sewer System Operating Fund 650, Department No. 60-05, OCA Code 605006, Object Level Three 3407; the expenditure of \$59,000.00 be and the same hereby is authorized from Storm Sewer Operating Fund 675, Department No. 60-15, OCA Code 675002, Object Level Three 3407; and the expenditure of \$253,351.00 or as much as may be needed, and the same is hereby authorized from the Water System Operating Fund 600, Department No. 60-09, OCA Code 602029, Object Level Three 3407 to cover the proportionate share of these services.

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

Legislation Number: 1083-2009

Drafting Date: 08/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to establish a blanket purchase order for the purchase of Ready Mix Concrete from an established Universal Term Contract with Anderson Concrete Corporation for the Division of Sewerage and Drainage, Compost Facility.

The material will be used for rehabilitation and repair of compost holding pads that will commence in October 2009. The Purchasing Office has established a Universal Term Contract, FL003914, for City of Columbus agencies to purchase this material. The contract expires on April 30, 2011.

SUPPLIER: Anderson Concrete Corporation (31-4356835) Expires 2-28-10

FISCAL IMPACT: \$10,000.00 is need and budgeted for this purchase. The Division of Sewerage and Drainage has certified the maximum amount allowed without legislation in 2009.

\$100,000.00 has been certified in 2009

\$85,009.00 was spent in 2008

\$96,722.70 was spent in 2007

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 Finance and Management to establish a purchase order with Anderson Concrete Corporation for the purchase of Ready Mix Concrete for the Division of Sewerage and Drainage, and to authorize the expenditure of \$10,000.00 from the Sewerage System Operating Fund. (\$10,000.00)

Body

WHEREAS, the Division of Sewerage and Drainage, Compost Facility has a need to procure Ready Mix Concrete for use in the rehabilitation of compost holding pads that will commence in October 2009; and

WHEREAS, the Division of Sewerage and Drainage has certified the maximum amount allowed without legislation in 2009; and

WHEREAS, the material will be purchased from an established Universal Term Contract FL003914, expires April 30, 2011, 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 Anderson Concrete Corporation for the purchase of Ready Mix Concrete for the Division of Sewerage and Drainage, in

accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$10,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 605899, Object Level 1: 02, Object Level 03: 2198

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

Legislation Number: 1084-2009

Drafting Date: 08/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Purchasing Office has Universal Term Contracts for water meters and appurtenances with the vendors listed below. The Division of Power and Water needs to establish purchase orders in the amount of \$250,000.00 with these companies. The vendors, contract numbers, and contract compliance numbers are listed below. These vendors do not have MBE/FBE status.

Vendor	UTC#	CC #	Exp. Date
Badger Meter Inc	FL004245	39-0143280	02/04/2011
Hersey Meters Company LLC	FL004246	37-1388051	12/15/2010

FISCAL IMPACT: This is an annual expenditure and the Division of Power and Water has allocated \$1,173,480.00 in the 2009 Budget for meters.

\$1,394,630.40 was expended for meters during 2008.

\$654,455.22 was expended for meters during 2007.

Title

To authorize the Finance and Management Director to establish a Blanket Purchase Order for water meters and appurtenances from Universal Term Contracts with Badger Meter Inc. and Hersey Meters Co., LLC for the Division of Power and Water; and to authorize the expenditure of \$250,000.00 from Water Systems Operating Fund. (\$250,000.00)

Body

WHEREAS, the Purchasing Office has Universal Term Contracts for water meters and appurtenances; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Finance and Management Director to establish Blanket Purchase Orders for water meters and appurtenances, based on the above mentioned Universal Term Contracts, now, therefore,

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

Section 1. That the Finance and Management Director be and is hereby authorized to establish Blanket Purchase Orders for water meters and appurtenances from Universal Term Contracts with Badger Meter Inc. and Hersey Meters Company for the Division of Power and Water, Department of Public Utilities.

Section 2. That the expenditure of \$250,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602672, Object Level One 02, Object Level Three 2246, vendors and

amounts listed below, to pay the cost thereof.

<u>Vendor</u>	<u>Amount</u>
Badger Meter Inc	\$ 200,000.00
Hersey Meters Company LLC	\$ 50,000.00

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

Legislation Number: 1087-2009

Drafting Date: 08/05/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to enter into contract with Vulcan Industries Inc. for the purchase of a Vulcan Screening Press Unit for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant. The screening press will be used at the Southerly Wastewater Treatment Plant for the influent screening process.

The Purchasing Office opened formal bids on July 30, 2009. 17 bids were solicited 16 MAJ; 1 MBE, one (1) bid was received. After review of the bid, the Division of Sewerage and Drainage recommended an award be made to Vulcan Industries Inc. for all items in the total amount of \$29,045.00

SUPPLIER: Vulcan Industries Inc (95-0721855) Expires 8-5-11

FISCAL IMPACT: \$29,045.00 is budgeted and needed for this purchase.

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 Finance and Management to establish a purchase order with Vulcan Industries Inc. for the purchase of a Vulcan Screening Press Unit for the Division of Sewerage and Drainage, and to authorize the expenditure of \$29,045.00 from the Sewerage System Operating Fund. (\$29,045.00)

Body

WHEREAS, the Division of Sewerage and Drainage has a need for a screening press at the Southerly Wastewater Treatment Plant, and

WHEREAS, the Purchasing Office opened formal bids on July 30, 2009 for the purchase of one (1) Vulcan Screening Press Unit and one (1) bid was received, and

WHEREAS, the press will be used at the wastewater treatment plant for the influent screening process, and

WHEREAS, a purchase order will be issued in accordance with the terms and specifications of Solicitation Number: SA003279 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 Vulcan Industries Inc. for the purchase of one (1) Vulcan Screening Press Unit for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant in accordance with specifications of SA-003279 on file in the Purchasing Office.

Section 2. That the expenditure of \$29,045.00 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 604793
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: 1088-2009

Drafting Date: 08/05/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance amends Title 11, Chapter 1163, Section 1163.03, Power Cost Reserve Adjustment, of the Columbus City Code pertaining to the municipal Electric Rates charged by the Department of Public Utilities, Division of Power and Water, for electric services.

The Prime Group, LLC has performed a cost of service study for the Division of Power and Water and has analyzed the current power cost base contained in the Power cost Reserve Adjustment (PCRA) to determine whether it is consistent with the expected purchased power cost. The current base is \$0.06419 per KWH. The base was calculated in 2006 based on an estimate of the cost contained in the purchased power contract being negotiated at the time. Based on the actual negotiated contract with AEP, the power cost base in the PCRA should be \$0.05773 per KWH. The Prime Group recommends that the power cost base contained in the PCRA be modified to reflect \$0.05773 per KWH. This change will preserve the margins that were expected from the rates implemented in 2007. (Ord. 1911-2006, passed 11/20/06)

The Prime Group also recommends a change to the definition of Egm (the net energy produced by the O'Shaughnessy facility) in the PCRA to exclude energy generated from the O'Shaughnessy Dam hydroelectric facility unless that energy is being used to directly serve the customers of the City of Columbus. When the PCRA was initially developed, the O'Shaughnessy Generating Plant was used to serve the City of Columbus' native load customers. Therefore, the energy produced by O'Shaughnessy had to be accounted for in the calculation of the PCRA to accurately reflect the cost of Power. However, today the energy generated by O'Shaughnessy is not used to directly serve our customers but is sold to others. (The revenue earned helps to offset some of the cost of purchased power.) As a result, including the energy from O'Shaughnessy in the calculation of the PCRA would artificially lower the cost of power in that calculation compared to what it actually costs the city.

FISCAL IMPACT: This amendment to the power cost base is necessary in order to generate the revenue needed for daily operations of the Division of Power and Water (Power).

Title

To amend Section 1163.03 of the Columbus City Code, 1959, to adjust the base used in calculating the Power Cost Reserve Adjustment in the Municipal Electric Rates.

Body

WHEREAS, the City of Columbus, Department of Public Utilities, contracted with the Prime Group, LLC to conduct a cost of service study and rate design assistance; and

WHEREAS, the prime Group, LLC has recommended an amendment to the power cost base contained in the Power Cost Reserve Adjustment (PCRA) to be consistent with the expected purchased power costs; and

WHEREAS, the Department of Public Utilities, Division of Power and Water, wishes to amend the Columbus City Code, 1959, Title 11, Chapter 1163, Section 1163.03, pertaining to Municipal Electric Rates; now, therefore,

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

SECTION 1. That Title 11, Chapter 1163, Section 1163.03 of the Columbus City Code, 1959, be amended by modifying the following:

1163.03 Power cost reserve adjustment.

The power cost reserve adjustment includes the power cost adjustment (PCA) and the operating reserve allocation (ORA). The power cost reserve adjustment formula is as follows:

Power cost reserve adjustment = PCA + ORA

The rates set forth in the applicable rate schedules are based upon a PCB or power cost base of ~~\$0.06419~~ **\$0.05773** per KWH. This base does not include all purchase power costs incurred; therefore, monthly the power cost adjustment (PCA) formula is to be used to pass through purchase power costs incurred. Consumer electric bills may increase or decrease depending on the purchase power costs incurred and will be adjusted to the electric customer's bill based upon energy consumption used (PCA times KWH consumption billed).

(1) "PCA" is the power cost adjustment calculation to determine monthly purchase power cost of service and to adjust for reserve and operating cost allocations in the electric rates. The power cost adjustment charge or credit shall be determined within the nearest 1/1000 of a KWH in accordance with the following formula:

$$PCA = ((Pm/(Egm+Epm) - PCB) \times ((Egm + Epm)/Esm)$$

PCA = Power cost adjustment to be charged in accordance with the power cost reserve adjustment as set forth within this chapter. The power cost adjustment amount per KWH will be charged times the energy used during the current billing month along with the electric rates established in this chapter.

Pm = Net cost of purchased power for the third month preceding the current billing month.

Egm = Net energy produced by the O'Shaughnessy Generating Plant for the third month preceding the current billing month. **This energy shall be omitted from the PCA formula during periods when it is not used to directly serve electric customers of the City of Columbus.**

Epm = Net energy purchased from other parties during the third month preceding the current billing month.

Esm = Total metered energy sales from customer meters read during the third month preceding the current billing month.

PCB = Power Cost Base = ~~\$0.06419~~ **\$0.05773** per KWH.

(2) "ORA," the operating reserve allocation component of the power cost reserve adjustment, is an upward or downward adjustment in power cost reserve adjustment rate level as determined necessary by the Director of Public Utilities or designee to maintain competitive rates and/or to provide revenue to meet established ~~Project 2020 street lighting~~ **construction** goals. The director or designee may set or adjust the ORA monthly; provided, in no event, shall the director or designee set or adjust the ORA level to be greater than \$0.008 per KWH above the PCA for the third month preceding.

The power cost reserve adjustment shall be expressed in dollars per kilowatt-hour. The adjustment shall be effective at the beginning of each month to reflect adjustments made for purchase power costs incurred during the third month preceding and reflect ORA adjustment to the current month's billing cycle. (Ord. 2720-98 § 1; Ord. 422-06 § 2 (part); Ord. 1911-2006 § 1 (part).)

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

Legislation Number: 1089-2009

Drafting Date: 08/05/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a purchase order with Fyda Freightliner Columbus, Inc. for the purchase of a Tandem Axle Conventional Dump Truck for the Division of Power and Water (Water).

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003316). Twenty (20) vendors (18 MAJ/2 MBE) were solicited and two (2) bids (2 MAJ) were received and opened on July 16, 2009. Center City International was the apparent low bid in the amount of \$107,989.00. They, however, did not meet the bid specifications. The second lowest bid received from Fyda Freightliner Columbus, Inc. in the amount of \$110,025.00, met specifications and an award is recommended as the lowest responsive, responsible, and best bidder. The bid tabulation is attached for your review. The dump truck has been approved by the City of Columbus, Fleet Management Division.

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: Fyda Freightliner Columbus, Inc., Contract Compliance Number: 310789102, expires 10/16/2010. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: \$110,025.00 is budgeted and needed for this purchase.

Expenditures for Equip-Trucks & Other Motorized (6652) in 2008 was \$1,397,098.08

Title

To authorize the Director of Finance and Management to enter into a purchase order with Fyda Freightliner Columbus, Inc. for the purchase of a Tandem Axle Conventional Dump Truck for the Division of Power and Water and to authorize the expenditure of \$110,025.00 from the Water Operating Fund. (\$110,025.00)

Body

WHEREAS, a Tandem Axle Conventional Dump Truck is required by the Division of Power and Water for its everyday operation; and

WHEREAS, the Purchasing Office opened formal bids on July 16, 2009 for the purchase of an Tandem Axle Conventional Dump Truck for the Division of Power and Water (Water); and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible

bidder, Fyda Freightliner Columbus, Inc.; 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: SA003316 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with Fyda Freightliner Columbus, Inc. for the purchase of an Tandem Axle Conventional Dump Truck for the Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$110,025.00, or so much thereof as may be needed, be and the same hereby is authorized from the Water Operating Fund, Fund No. 600, OCA 602730, Object Level 1: 06, Object Level 3: 6652.

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

Legislation Number: 1091-2009

Drafting Date: 08/06/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Public Utilities to execute a planned modification of an existing contract, EL008770, with the Paul Peterson Company for traffic control services. The Division of Power and Water (Power) maintains the freeway lighting within the City of Columbus and requires traffic control services to provide single lane closures on the median lanes in both directions on the freeway system to allow for City employees to replace lighting equipment.

Amount of additional funds to be expended: \$20,000.00

Reasons additional goods/services could not be foreseen: This is a planned modification to provide funding for services needed until such time that additional funds are available in the 2010 budget.

Reasons other procurement processes are not used: The existing contract is based upon the lowest responsive and responsible bid received and opened on July 16, 2008, SA002960. The contract provides for services from October 1, 2008 through September 30, 2010, however, funds must be certified during each fiscal year. It is necessary to increase funding in order that services may continue as needed for the daily operation of the division.

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

Contract Compliance Number: 310868875, Expiration: 8/12/11
The Paul Peterson Company does not have MBE/FBE status.

FISCAL IMPACT: There is sufficient budget authority in Object Level One 03 within the Electricity Operating Fund for this expenditure. \$60,000 was encumbered in 2007 and \$91,840 was encumbered in 2008 for this service.

Title

To authorize the Director of Public Utilities to execute a planned modification of an existing contract with the Paul Peterson Company to obtain traffic control services for the Division of Power and Water; and to authorize the expenditure of \$20,000.00 from the Electricity Operating Fund. (\$20,000.00)

Body

WHEREAS, the Division of Power and Water (Power) maintains freeway lighting within the City of Columbus and requires traffic control services for lane closures on the freeway system while City employees replace lighting equipment; and

WHEREAS, Contract EL008770 was authorized by Ordinance No. 1348-2008, as passed by Columbus City Council on September 15, 2008, for purposes of authorizing the Director of Public Utilities to enter into a contract for traffic control services with the Paul Peterson Company for the Division of Power and Water; and

WHEREAS, it is necessary to modify the subject contract in order to provide additional funding for traffic control services; and

WHEREAS, it is necessary for City Council to approve the aforementioned expenditure from the Electricity Operating Fund; now, therefore,

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to execute a planned modification, to increase an existing contract with Paul Peterson Company, EL008770, by an amount of \$20,000.00 for traffic control services for the Division of Power and Water (Power).

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

SECTION 3. That to pay the cost of the aforesaid contract modification, the expenditure of \$20,000.00, or so much thereof as may be needed, is hereby authorized from the Division of Power and Water, Division No. 60-07, Electricity Operating Fund No. 550, OCA Code 606723, Object Level Three 3336.

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

Legislation Number: 1098-2009

Drafting Date: 08/11/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department was awarded a Breast and Cervical Cancer (BCCP) grant from the Ohio Department of Health. The Ohio Department of Health sent the grant funds to the Health Department in quarterly payments, resulting in monthly interest earnings distributions by the City Auditor. This ordinance is needed to create \$900 in additional appropriation on the BCCP grant, in order to facilitate the grant close-out process.

FISCAL IMPACT: The BCCP Program is partially funded by the Ohio Department of Health. The City provides the funding for 50% of one office assistant. This program does not generate any revenue or require a City match.

Title

To authorize the appropriation of \$900 from the Health Department Grants Fund for the Breast and Cervical Cancer Program to facilitate the grant close-out process; and to declare an emergency. (\$900)

Body

WHEREAS, \$208,861 in grant funds have been made available through the Ohio Department of Health for the Breast and Cervical Cancer Program (BCCP) grant program for the period of June 30, 2008 through June 29, 2009; and,

WHEREAS, The Ohio Department of Health sent the grant funds in quarterly payments, resulting in monthly interest earnings distributions by the City Auditor; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to appropriate these funds to the Health Department 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 from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2009, the sum of \$900 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 508023; Grant No.: 508023; OL1:03; Amount: \$ 900

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

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

Legislation Number: 1112-2009

Drafting Date: 08/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

Need. This legislation authorizes the Director of Public Utilities to enter into a planned modification of the professional engineering services contract with Camp, Dresser, McKee, Inc. (CDM), for the Sewer System Capacity Model Update Project, for the Division of Sewerage and Drainage. This ordinance will authorize the establishment of \$2,754,801.94 in additional funding. Under the terms of this contract, the City has the right to contract for additional services to fulfill emergency capital improvements or smaller scoped projects, subject to the approval of a contract

modification by City Council to provide general engineering services for the Division of Sewerage and Drainage. The potential need for the additional work was foreseen and so stated in the original contract's legislation, and is therefore a planned continuation of the services originally included within the existing contract's scope of service. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of these services with another procurement. The cost of this second modification is a continuation of the vendor's current pricing structure, as verified by City staff. The Division has determined that these services cannot be performed by City personnel at this time, and has planned for the procurement of these services on a routine basis.

This project will continue development and enhancement of the City's Sewer System Capacity Model (SSCM). The SSCM is the City's long-term commitment to accurately evaluate collection system capacity deficiencies and devise economical solutions to those deficiencies. Columbus' efforts to accurately predict sanitary flows began with the "Olentangy Scioto Interceptor Sewer Tributary Study - Phase I Report". That first effort ended with the "Columbus Sewer Capacity Study - Phase III" report and model. This, in turn, was updated in method and extent by the Model Update 2000 project (MU 2000).

The basic services to be provided under this Agreement are professional specialized technical services necessary to update the SSCM from year 2000 to 2006 conditions. The model update is necessary to ensure continued conformance with the existing Consent orders between the City of Columbus and the State of Ohio, ongoing efforts to eliminate sanitary sewer overflows, minimize Water-in-Basement (WIB) occurrences, evaluate future development/expansion of served areas and evaluate collection system capital improvement projects included in the City's Wet Weather Management Plan (WWMP), submitted to the Ohio EPA on July 1, 2005.

The original contract with Camp, Dresser, McKee, Inc (CDM) was a multi-year agreement for professional engineering and technical services.

1.1. Amount of additional funds to be expended: \$2,754,801.94

Original Contract Amount:	\$1,954,291.68
Modification 1	\$2,562,564.93
<u>Modification 2</u> (current)	<u>\$2,754,801.94</u>
Total (Orig. + Mod 1, 2)	\$7,271,658.55

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

The Department anticipates requesting additional appropriations to this contract for the 2010 fiscal year, through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill emergency capital improvements related needs subject to the approval of a contract modification by City Council.

1.3. Reason other procurement processes are not used:

The original contract selected two firms to provide construction administration services for projects in 2006 through 2010 which included CDM

1.4. How cost of modification was determined:

The rates schedules established within this contract will remain in force throughout the life of the contract.

2. MULTI-YEAR CONTRACT:

This ordinance will authorize the expenditure of \$ 2,754,801.94. The Department anticipates requesting additional future appropriations to this contract through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill emergency capital improvements related needs subject to the approval of a contract modification by City Council. The rates schedules established within this contract will remain in force throughout the life of the contract.

3. **Contract Compliance No.:** 042473650 (MAJ) (Expires 04/11/2010)

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

5. **FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer and appropriate \$2,627,494.32 in funds from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund and to appropriate \$360.00 as well as transfer \$127,307.62 of funds from within the Voted Sanitary Sewer Bond Fund for the purpose of providing the necessary funding required for this expenditure; and to amend to the 2009 Capital Improvements Budget to create and establish sufficient budget authority to cover the expenditure upon passage of the ordinance. This legislation will authorize the expenditure of \$2,754,801.94 within the Voted Sanitary Sewer Bond Fund. Monies for this contract from the Sanitary Sewer Reserve Fund will be provided from an upcoming Bond Sale via the transfer detailed in this Ordinance.

Title

To authorize the Director of Public Utilities to execute a planned contract modification (#2) for professional engineering services with Camp, Dresser, McKee, Inc., in connection with the Sewer System Capacity Model Update; to authorize the appropriation and transfer of \$2,627,494.32 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the appropriation of \$360.00 and the transfer of \$127,307.62 within the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$2,754,801.94 within the Voted Sanitary Sewer Bond Fund; and to amend the 2009 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$2,754,801.94)

Body

WHEREAS, Contract No. EL006787 was authorized by Ordinance No. 2216-2006, as passed by Columbus City Council on January 29, 2007 for purposes of authorizing the Director of Public Utilities to enter into a professional engineering services contract with Camp, Dresser, McKee, Inc., for general engineering services; this was executed on March 5, 2007, and was approved by the City Attorney on March 6, 2007 in the amount of \$1,954,291.68; and

WHEREAS, Modification No. 1 to the original Contract No. EL006787, was passed by City Council for \$2,562,564.93 (EL008199) via ORD0620-2008 on May 5, 2008; executed on June 16, 2008; and signed by the Attorney on June 19, 2008; and

WHEREAS, it is necessary to modify the subject contract again in order to provide funding for the ongoing and immediate demand for additional professional engineering, survey, and technical services in order to replace, rehabilitate, or expand existing sanitary, storm, and combined sewer infrastructure under both emergency and expedited circumstances; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined it to be in the best interest of the City of Columbus to increase the contract amount to obtain additional general engineering services with Camp, Dresser, McKee, Inc., through the existing contract; and

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

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

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

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

WHEREAS, it is necessary for City Council to authorize the expenditure of \$2,754,801.94 from the Voted Sanitary Sewer Bond Fund to cover the legislation; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with Camp, Dresser, and McKee, Inc. in connection with the Sewer System Capacity Model Update, at the earliest practicable date; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL006787 with Camp, Dresser, McKee, Inc., 8800 Lyra Drive, Suite 500, Columbus, Ohio 43240, for professional engineering services for the Sewer System Capacity Model Update, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That 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 \$2,627,494.32 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 3. That the City Auditor is hereby authorized to transfer \$2,627,494.32 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund, Fund 664, into the Franklin/OSIS/Interconnector (Sewer Sys. Capacity Model Update), 650460, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 4. That the \$2,627,494.32 is hereby appropriated for the Franklin/OSIS/Interconnector (Sewer Sys. Capacity Model Update), within the Voted Sanitary Sewer Bond Fund | Fund 664 | Division 60-05 | Project 650460| OCA Code 664460 | Object Level Three 6676.

Section 5. That \$360.000 is hereby appropriated to the Franklin/Main Interceptor Project, within the Voted Sanitary Sewer Bond Fund | Fund 664 | Division 60-05 | Project 650600| OCA Code 664600 | Object Level Three 6676.

Section 6. That the City Auditor is hereby authorized to transfer \$127,307.62 within the Voted Sanitary Sewer Bond Fund, Fund 664; Object Level Three 6676; Division of Sewerage and Drainage; Div. 60-05:

FROM:

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

650100 | Sanitary Sewer Contingency | 650100 | \$1,492.74
650348 | WWTF Instrumentation and C | 664348 | \$10.15
650350 | WWTF Renovations and Rehab | 664350 | \$2,900.00
650363 | SWWTP, New Effluent Pump Station | 650363 | \$1.00
650370 | Maintenance Mgt.Plan Upgrade | 664370 | \$6,993.28
650600 | Franklin/Main Interceptor | 664600 | \$360.00
650604 | Big Run / Helbranch Subtrunk | 650604 | \$94,723.97
650657 | Lenore Ave/Huy Rd Sanitary Relief | 664657 | \$13,946.20
650721 | Downtown Comb. Area Sys Renov Pt. 3 | 664721 | \$6,880.28

TO:

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

650460 | Franklin/OSIS/Interconnector (Sewer Sys. Capacity Model Update) | 664460 | \$127,307.62

Section 7. 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)

650100-100000 | Sanitary Sewer Contingency | \$1,493 | \$0.00 | (-\$1,493)

650348-100000 | WWTF Instrumentation and C | \$11 | \$0.00 | (-\$11)
 650350-100000 | WWTF Renovations and Rehab | \$2,900 | \$0.00 | (-\$2,900)
 650363-100001 | SWWTP, New Effluent Pump Station | \$1 | \$0.00 | (-\$1)
 650370-100000 | Maintenance Mgt.Plan Upgrade | \$6,994 | \$0.00 | (-\$6,994)
 650600-100000 | Franklin/Main Interceptor | \$582 | \$222 | (-\$360)
 650657-100000 | Lenore Ave/Huy Rd Sanitary Relief | \$13,947 | \$0.00 | (-\$13,947)
 650721-100000 | Downtown Comb. Area Sys Renov Pt. 3 | \$6 | \$0.00 | (-\$6)
 650460-100000 | Franklin/OSIS/Interconnector (Sewer Sys. Capacity Model Update) | \$1,600,000 | \$2,754,802 | (+\$1,154,802)

Section 8. That the expenditure of \$2,754,801.94, or as much thereof as may be needed, is hereby authorized from the Voted Sanitary Sewer Bond Fund No. 664 | Division 60-05 | Project 650460 | OCA Code 664460 | Object Level Three 6676.

Section 9. 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 the obligations to be issued by the City in a principal amount currently estimated to be \$2,627,494.32 (the "Obligations").

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

Section 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 Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

Section 11. That the City Auditor is hereby authorized to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

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

Section 13. 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 14. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1113-2009

Drafting Date: 08/17/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. BACKGROUND: The Purchasing Office has established Universal Term Contracts for water meters and appurtenances with the companies listed below. These contracts expire December 31, 2009. The Division of Power & Water would like to establish Blanket Purchase Orders, based on these contracts, to purchase water meters and appurtenances in the amount of \$80,178.20. These items are needed for new customer installations and maintenance of

existing meters.

<u>Vendor</u>	<u>UTC #</u>	<u>C.C. No.</u>	<u>Expires</u>	<u>MBE/FBE</u>		
Badger Meter, Inc.		FL004245		39-0143280	2/4/11	Majority
Hersey Meters Co.		FL004246		37-1388051	12/15/10	Majority

2. FISCAL IMPACT: 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.

Title

To authorize the Finance and Management Director to establish Blanket Purchase Orders with various companies for the purchase of water meters and appurtenances for the Division of Power and Water; to authorize the appropriation and transfer of \$80,178.20 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$80,178.20 from the Water Works Enlargement Voted Bonds Fund for the Division of Power and Water. (\$80,178.20)

Body

WHEREAS, the Division of Power and Water needs to purchase water meters and appurtenances for new customer installations and for maintenance of existing customer's meters; and

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

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Water Reserve Fund the amount transferred; and

WHEREAS, the aggregate principal amount which the City will issue to finance this phase of the project is presently expected not to exceed \$80,178.20; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities to authorize the Finance and Management Director to establish Blanket Purchase Orders for water meters and appurtenances, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund, for the preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized to establish Blanket Purchase Orders for water meters and appurtenances from established Universal Term Contracts with Badger Meter, Inc. and Hersey Meters Co. for the Division of Power and Water, Department of Public Utilities.

SECTION 2. That from the unappropriated monies in the Water System Reserve Fund, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$80,178.20, is hereby appropriated to the Division of Power and Water, Division 60-09,

Object level One 10, Object level Three 5502, OCA 695056.

SECTION 3. That the City Auditor is hereby authorized and directed to transfer \$80,178.20 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 4 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That the appropriation and expenditure of \$80,178.20 is hereby authorized for water meters and appurtenances within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690394, Object Level Three 6670, OCA Code 606394, as designated below:

<u>Vendor Name</u>	<u>UTC#</u>	<u>Amount</u>
Badger Meter, Inc.	FL004245	\$ 11,578.20
Hersey Meters Co.	FL004246	<u>\$ 68,600.00</u>
		\$ 80,178.20

SECTION 5. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 3 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 6. 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 7. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 8. 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 9. 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 \$80,178.20 (the "Obligations").

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

SECTION 10. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1116-2009

Drafting Date: 08/18/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background

This ordinance will authorize the Director of Recreation and Parks to increase a contract with Interim Healthcare of Ohio in connection with the Congregate Services Housing Program. Federal grant funding was awarded to the Central Ohio Area Agency on Aging from the U.S. Department of Housing and Urban Development.

Interim Healthcare of Ohio provides for medication set-ups for residents of four senior housing facilities (Worley Terrace, Jaycee Arms, Jaycee Village and Nazareth Towers). Medication setups include providing education about usage and side effects along with monitoring the use of medications.

Emergency action is requested due to the increased number of consumers enrolling into the Congregate Housing Services Program at the four housing facilities.

Fiscal Impact

\$30,000.00 is required from the Recreation and Parks Grant Fund as follows:

Grant Title: Congregate Housing Services Program /
Fund: Recreation and Parks Grant No. 286 / **Department:** # 51 /
Object Level Three: 3337 / **Project No.:** 518002 / **OCA:** 514273 / **Total:** \$30,000.00

This modification will increase the existing contract from \$20,000.00 to \$50,000.00

Contract Compliance No. 31-1468151

TitleTo authorize and direct the Director of Recreation and Parks to increase a contract with Interim Healthcare of Ohio in connection with the Congregate Housing Services Program, to authorize the expenditure of \$30,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$30,000.00)

Body

WHEREAS, federal grant funding for the Congregate Housing Services Program was awarded to the Central Ohio Area Agency on Aging from the U.S. Department of Housing and Urban Development, and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to increase said contract so that services can be expanded for the immediate preservation of public health, peace, prosperity, and safety; **now therefore**

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

Section 1. That the Director of Recreation and Parks be and is hereby authorized and directed to increase a contract in the amount of \$30,000.00 with Interim Healthcare of Ohio for the Congregate Housing Services Program for the period January 1, 2009 through December 31, 2009.

Section 2. That the expenditure of \$30,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Grant Fund as follows:

Grant Title: Congregate Housing Services Program /
Fund: Recreation and Parks Grant No. 286 / **Department:** # 51 /
Object Level Three: 3337 / **Project No.:** 518002 / **OCA:** 514273 / **Total:** \$30,000.00

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.

Section 4. 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 in Section 2, above.

Legislation Number: 1120-2009

Drafting Date: 08/18/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. **BACKGROUND:** This legislation authorizes the encumbrance of funds with the Transportation Division of the City of Columbus for inspection, testing, and prevailing wage coordination services in the amount of \$289,598.25; to authorize the City Auditor to transfer and appropriate \$289,598.25 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Bond Fund; to authorize the expenditure of \$289,598.25 from the Voted Sanitary Bond Fund; and to amend the 2009 Capital Improvements Budget; all in connection with the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project.

A. **Supplier:** NA - City of Columbus - Transportation Division

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

2. **FISCAL IMPACT:** This ordinance authorizes the appropriation of funds from the Sanitary Sewer Reserve Fund for this expenditure. The 2009 Capital Improvements Budget is amended for this expenditure upon passage of this ordinance. Monies for this encumbrance will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

Title

To authorize the encumbrance of funds for the Transportation Division of the City of Columbus; to authorize the City Auditor to transfer and appropriate \$289,598.25 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Bond Fund; to authorize the expenditure of \$289,598.25 from the Voted Sanitary Bond Fund; and to amend the 2009 Capital Improvements Budget, for the inspection, testing, and prevailing wage coordination services for the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project; (\$289,598.25).

Body

WHEREAS, the city anticipates incurring certain cost associated with the City of Columbus's Transportation Division providing inspection, testing, and prevailing wage coordination services for the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project; and

WHEREAS, the aggregate principal amount which the City will issue to finance this phase of the project is presently expected not to exceed \$289,598.25; and

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

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the expenditure of necessary funds from the Sanitary Sewer Bond Fund for the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project; to authorize this at the earliest practical date; and

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

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Sanitary Sewer Reserve Fund the amount transferred; 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, it is necessary for this Council to authorize the encumbrance and expenditures for inspection, testing, and prevailing wage coordination services for the River South Phase II Rich Street Sanitary Redirect Sewer and Front Street, Main Street & Ludlow Street Project for the immediate preservation of the public health, peace, property, and safety project; **Now Therefore**,

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

Section 1. That the City Auditor be, and hereby is authorized to encumber funds with the Transportation Division for inspection, testing, and prevailing wage coordination services in the amount of \$289,598.25.

Section 2. 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 \$289,598.25 is hereby appropriated to the Division of Sewerage and Drainage: Division 60-05| OCA Code 655225 | Object Level One 10 | Object Level Three 5502.

Section 3. That the City Auditor is hereby authorized to transfer a total of \$289,598.25, from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund 664, into the River South Phase II Storm Sewer Improvements Project, 650404.39, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 4. That the appropriation and expenditure of \$289,598.25, or as much thereof as may be needed, is hereby authorized from the Voted Sanitary Sewer Bond Fund No. 664 | Division 60-05 | Project 650404 | OCA Code 664404 | Object Level Three 6630.

Section 5. That the 2009 Capital Improvements Budget, Ordinance No. 0806-2009, is hereby amended as follows, to provide sufficient budget authority for the execution of the contract stated herein:

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

650600-100006 | Franklin/Main Interceptor | \$300,000 | \$ 10,401 | (-\$289,599)

650404-100039 | River South Phase II Storm Sewer Improvements Project | \$479,835 | \$769,434 | (+\$289,599)

Section 6. That the said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 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. 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 \$289,598.25 (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 9. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

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

Legislation Number: 1123-2009

Drafting Date: 08/19/2009

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 Nickolas Savko & Sons, Inc., in the amount of \$358,509.31; to encumber funds with the Transportation Division for inspection and other related services in the amount of \$87,847.00; for the Doherty Road Water Line Improvements Project, Division of Power and Water Contract Number 996. This legislation will also authorize the appropriation and expenditure of said funds from the Ohio Water Development Authority (OWDA) Fund.

This project provides for the construction of approximately 3,500 linear feet of 12-inch water main on Doherty Road from just south of Norfolk Southern Railroad to Fender Road. The purpose of the project is to improve flow and pressure to the adjacent subdivisions & residential areas.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened six bids on July 8, 2009. Bids were received from: Nickolas Savko & Sons, Inc. - \$358,509.31; Tata Excavating - \$415,151.61; John Eramo & Sons, Inc. - \$423,808.94; Elite Excavating - \$437,562.18; Columbus Asphalt Paving - \$460,535.90; and Foill, Inc. - \$509,106.40.

The lowest bid was from Nickolas Savko & Sons, Inc. in the amount of \$358,509.31. Their Contract Compliance Number is 31-0907362 (expires 3/10/11, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amounts can be found on the attached Legislation Information Form.

3. FISCAL IMPACT: This Ordinance authorizes the City Auditor to appropriate and transfer funds from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund in order to fund this proposed expenditure. This transaction is a temporary measure that is required until such time as the Division is able to execute a loan with the Ohio Water Development Authority (OWDA) and reimburse the Water System Reserve Fund. The loan is expected to be approved on Thursday, August 27, 2009. An amendment to the 2009 Capital Improvements Budget is also necessary.

Title

To authorize the Director of Public Utilities to execute a contract with Nickolas Savko & Sons, Inc. for construction of the Doherty Road Water Line Improvements Project; to provide for inspection and other related services to the Transportation Division; to authorize the appropriation and transfer of \$446,356.31 from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund; to authorize the appropriation and expenditure of \$446,356.31 from the Ohio Water Development Authority (OWDA) Fund; and to authorize an amendment to the 2009 Capital Improvements Budget. (\$446,356.31)

Body

WHEREAS, six bids for the Doherty Road Water Line Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on July 8, 2009; and

WHEREAS, the lowest and best bid was from Nickolas Savko & Sons, Inc. in the amount of \$358,509.31; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Doherty Road Water Line Improvements Project; and

WHEREAS, it is immediately necessary to both appropriate funds from the Water System Reserve Fund and to authorize

the transfer of said funds into the Ohio Water Development Authority (OWDA) Fund, in order to temporarily fund this expenditure, until such time as the City is able to execute a loan for the above stated purpose and reimburse the Water System Reserve Fund; and

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

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Water Reserve Fund the amount transferred; and

WHEREAS, the aggregate principal amount which the City will issue to finance this phase of the project is presently expected not to exceed \$446,356.31; and

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

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract with Nickolas Savko & Sons, Inc., for the Doherty Road Water Line Improvements Project, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Ohio Water Development Authority (OWDA) Fund, for the preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Doherty Road Water Line Improvements Project with the lowest and best bidder, Nickolas Savko & Sons, Inc., 4636 Shuster Rd., Columbus, Ohio 43214; in the amount of \$358,509.31; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water; and to obtain the necessary inspection, testing and prevailing wage coordination services from the Transportation Division and to pay up to a maximum amount of \$87,847.00.

SECTION 2. That from the unappropriated monies in the Water System Reserve Fund 603, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$446,356.31 is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 3. That the City Auditor is hereby authorized to transfer \$446,356.31 to the Ohio Water Development Authority (OWDA) Fund, Fund No. 616, into the appropriate project accounts as specified within Section 4 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That for the purpose of paying the cost of the Ohio Water Development Authority (OWDA) Fund Eligible Items within the aforementioned contract, the following appropriation and expenditure, or as much thereof as may be needed is hereby authorized as follows: Fund No. 616, Dept/Div. No. 60-09, Project: 690263, OCA Code 616263, Object Level One 06, Object Level Three 6629, Amount \$446,356.31.

SECTION 5. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 3 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 6. That the 2009 Capital Improvements Budget is hereby amended as follows:

Fund No. | Project No. | Project Name | Current Authority | Revised Authority | change
606 | 690263-100000 | Doherty Rd. W.L. Imp's | 1,700,000 | \$0 | -\$1,700,000

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

SECTION 8. That the City 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 \$446,356.31 (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 Water System Reserve Fund 603, which is the fund from which the advance for costs of the Project will be made.

SECTION 9. 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 10. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 11. 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 12. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1128-2009

Drafting Date: 08/20/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of Finance and Management to establish blanket purchase order for the Division of Sewerage and Drainage, Sewer Maintenance Operations Center to obtain Construction Castings in accordance with an established Universal Term Contract with Neenah Foundry Company

Construction castings are used by Sewer Maintenance Operations Center crews for various maintenance and rehabilitation projects. Items included on this UTC are various manhole rings, manhole frames, curb inlet lids, curb boxes, catch basin grating and manhole risers. Items required will be obtained in accordance with the existing Universal Term Contract (FL004239) which expires on May 31, 2011.

Legislation is being processed due to the fact that the Sewer Maintenance Operations Center has certified \$100,000.00 during this current fiscal year and the amount requested will exceed the threshold allowed without legislation for Universal Term Contracts per Columbus City Code Section 329. The funding for this legislation is for expenses for the Fiscal Year 2009.

SUPPLIER: Neenah Foundry Company (39-1580331) Expires 12-3-10

FISCAL IMPACT: \$75,000.00 is budgeted and needed for this purchase.

\$100,000.00 has been certified in 2009
\$150,000.00 was spent in 2008
\$170,090.00 was spent in 2007

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 Finance and Management to establish a Blanket Purchase Order with Neenah Foundry Company from an established Universal Term Contract for the purchase of Construction Castings for the Division of Sewerage and Drainage, and to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)

Body

WHEREAS, the Purchasing Office established a Universal Term Contract, FL-004239, for the purchase of Construction Castings with Neenah Foundry for the Division of Sewerage and Drainage; and

WHEREAS, construction castings are used by Sewer Maintenance Operations Center crews for various maintenance and rehabilitation projects. Items included on this UTC are various manhole rings, manhole frames, curb inlet lids, curb boxes, catch basin grating and manhole risers; and

WHEREAS, legislation is being processed due to the fact that the Sewer Maintenance Operations Center has certified \$100,000.00 during this current fiscal year and the amount requested will exceed the threshold allowed without legislation for Universal Term Contracts per Columbus City Code Section 329; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms, conditions and specifications of contract number FL-004239 on file in the Purchasing Office, now, therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish a blanket purchase order from an established Universal Term Contract for the purchase of Construction Castings with Neenah Foundry Company for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$75,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No. 650,

OCA 605089
Object Level 1: 02
Object Level 3 2263

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

Legislation Number: 1129-2009

Drafting Date: 08/20/2009

Current Status: Passed

Explanation1. BACKGROUND

The Division of Planning and Operations is responsible for snow and ice control and removal on the City's roadway system. Rock salt is used extensively in this operation. Formal competitive bids were solicited and received and the Purchasing Office is establishing a citywide universal term contract (UTC) with American Rock Salt Co. LLC, at a price of \$63.34/ton (dumped) and \$66.09/ton (piled).

It is necessary that the Division of Planning and Operations have the ability to purchase rock salt for the 2009 - 2010 winter season. This ordinance authorizes the Director of Finance and Management to establish a purchase order for the purchase of rock salt for the Division of Planning and Operations consistent with the terms and conditions of the citywide term contract in the amount of \$960,000.00. The Department will immediately order approximately 9,000 tons to fill its storage barns in preparation for the winter season. The remaining amount on the purchase order will only be utilized if actual weather conditions demand it.

2. CONTRACT COMPLIANCE

American Rock Salt's contract compliance number is 161516458 and expires 8/25/11.

3. FISCAL IMPACT

This expense is budgeted in the Division of Planning and Operations 2009 Street Construction, Maintenance and Repair Fund and the Municipal Motor Vehicle License Tax Fund.

4. EMERGENCY ACTION:

Emergency action is requested to assure an uninterrupted supply of this critical commodity.

TitleTo authorize the Director of Finance and Management to establish a purchase order with American Rock Salt Co. LLC, in the amount of \$960,000.00 for the purchase of rock salt in accordance with the terms and conditions of a pending citywide term contract for the Division of Planning and Operations; to authorize the expenditure of \$960,000.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund (\$710,000.00) and the Municipal Motor Vehicle License Tax Fund (\$250,000.00) and to declare an emergency. (\$960,000.00)

BodyWHEREAS, the Division of Planning and Operations is responsible for snow and ice control and removal on the City's roadway system; and

WHEREAS, rock salt is used in this operation; and

WHEREAS, the Purchasing Office is establishing a citywide universal term contract with American Rock Salt Co. LLC, for the purchase of rock salt as a result of the formal competitive bidding process; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Planning and Operations, in that it is immediately necessary to authorize the Director of Finance and Management to establish a purchase order for the purchase of rock salt consistent with the terms and conditions of this pending citywide contract in order to assure an uninterrupted supply of this critical commodity, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That the Director of Finance and Management is hereby authorized to establish a purchase order with American Rock Salt Co. LLC, PO Box 190, Mt. Morris, NY 14510 for \$960,000.00 for the purchase of rock salt for the Division of Planning and Operations consistent with the terms and conditions of a pending citywide term contract for this purpose.

Section 2. That the sum of \$250,000.00 be and hereby is appropriated from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund, Fund 266, 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 Division of Planning and Operations, Department-Division No. 59-11, as follows:

materials and supplies / O.L. 01-03 Code / OCA / Amount

salt / 02-2192 / 591128 / \$250,000.00

Section 3. That the expenditure of \$960,000.00, or so much thereof as may be needed, be and hereby is authorized from Fund 265, the Street Construction, Maintenance and Repair Fund, and the Municipal Motor Vehicle License Tax Fund; Department No. 59-11, Division of Planning and Operations for the purchase of rock salt as follows:

Fund / O.L 01-03 Codes / OCA

265 / 02-2192 / 591117 / \$710,000.00

266 / 02-2192 / 591128 / \$250,000.00

Section 4. That Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against American Rock Salt Co. LLC.

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: 1132-2009

Drafting Date: 08/21/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Rezoning Application # Z09-014

APPLICANT: Preferred Real Estate Investments II, LLC; c/o Robert A. Meyer, Jr., Attorney; Porter, Wright, Morris & Arthur LLP; 41 South High Street; Columbus, Ohio 43215.

PROPOSED USE: Office and hotel development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (3-0) on August 13, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is subject of a 2008 rezoning (Z07-027) from the C-2, Commercial District to the L-C-4, Limited Commercial, and L-AR-12 Limited Apartment Residential Districts. The L-C-4 District is developed with an extended-stay hotel. The requested L-C-4, Limited Commercial District would permit all C-2 uses with the addition of hotel uses. The limitation text contains appropriate development standards that are consistent with the adjacent L-C-4 District, and includes buffering and screening provisions in consideration of the adjacent single-family residential development. The site is located within the planning area of *The Northwest Plan (2007)*, which supports development under the previously zoned C-2 District. Since the Plan recommendation had been deviated from for the current L-C-4 and L-AR-12 Districts, and this proposal will now allow office development and only one C-4 use for hotel development, Staff is supportive of the request. The proposed L-C-4, Limited Commercial District is compatible with the zoning and development patterns in the area.

Title

To rezone **7324 SKYLINE DRIVE EAST (43235)**, being 7.01± acres located at the northeast and northwest corners of Skyline Drive East and Snouffer Road, **From:** L-AR-12, Limited Apartment Residential District, **To** L-C-4, Limited Commercial District **and to declare an emergency** (Rezoning # Z09-014).

Body

WHEREAS, application #Z09-014 is on file with the Building Services Division of the Department of Development

requesting rezoning of 7.01± acres From: L-AR-12, Limited Apartment Residential District, To: L-C-4, Limited Commercial District; and

WHEREAS, the Columbus Public Health Healthy Places program reviews applications for active living features, and recognizes this development has included bike racks for customers or employees that ride their bike by choice or because of limited alternatives, and five-foot wide sidewalks which has been shown to increase walkability; 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 permit expedited submittal of plans and commencement of construction for site development in advance of winter weather for the immediate preservation of the public peace, property, health and safety; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the proposed development is compatible with the development in the area, and the limitation text includes appropriate development standards, 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:

7324 SKYLINE DRIVE EAST (43235), 7.01± acres located at the northeast and northwest corners of Skyline Drive East and Snouffer Road, and being more particularly described as follows:

LEGAL DESCRIPTION: 7324 SKYLINE DRIVE E

1.505 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 1, Township 2, Range 19, United States Military Lands, being all of Lot 2 "Sawmill Road Office Park", a subdivision of record in Plat Book 58, Page 80, as conveyed to F.I.G. Holding Company by deeds of record in Official Records 2404 F18 and 8789 J08, (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at the northwesterly corner of said Lot 2;

Thence South 87° 38' 15" East, a distance of 167.82 feet, with the northerly line of said Lot 2, to the northeasterly corner thereof, in the westerly right-of-way line of Skyline Drive East, as dedicated in Plat Book 58, Page 80;

Thence South 02° 11' 58" West, a distance of 361.99 feet, with said westerly right-of-way line, and the easterly line of said Lot 2 to a point of curvature;

Thence with said curve to the right, having a central angle of 90° 12' 58", a radius of 30.00 feet, an arc length of 47.24 feet, and a chord which bears South 47° 21' 29" West, a chord distance of 42.51 feet, continuing with said westerly right-of-way line, and the easterly line of said Lot 2, to a point of tangency in the northerly right-of-way line of Snouffer Road (width varies);

Thence North 87° 29' 01" West, a distance of 137.68 feet, with said northerly right-of-way line, and the southerly line of said Lot 2, to the southwest corner thereof;

Thence North 02° 11' 58" East, a distance of 391.68 feet, with the westerly line of said Lot 2, to the POINT OF BEGINNING, containing 1.505 acres, more or less.

AND

5.50 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 1, Township 2, Range 19, USMD and being all of Lot 1 and part of Lot 4 of "Sawmill Road Office Park" recorded in Plat Book 58, Page 80 and described as follows:

Beginning at the southeast corner of said Lot 1, in the north right-of-way line for Snouffer Road;

Thence with said north right-of-way line and with the east right-of-way line for Skyline Drive East, the following courses;

N 87° 31' 02" W, 177.55 feet to a point of curvature;

with a curve to the right, having central angle of 89° 44' 04", a radius of 30.00 feet, and an arc length of 46.98 feet, a chord bearing and chord distance of N 42° 39' 13" W, 42.33 feet to a point of tangency;

N 02° 13' 02" E, 756.78 feet to the northwest corner of that 3.602 acre tract conveyed to A.I.F. Holding Company of record in Official Record 2404F07;

Thence S 87° 09' 03" E, across said Lot 4 with the north line of said 3.602 acre tract, 407.56 feet to the northeast corner thereof, in an east line of said Lot 4;

Thence S 02° 12' 22" W, with said east lot line, 382.87 feet to the southeast corner thereof;

Thence N 87° 44' 13" W, with a south line of said Lot 4, 200.00 feet to the northeast corner of said Lot 1;

Thence S 02° 14' 45" W, with the east line of said Lot 1, 400.40 feet to the Point of Beginning. Containing 5.50 acres, more or less. Subject, however, to all legal highways, easements, and restrictions. (Also, subject to a No Build Zone being 30 feet in width and across a portion of said Lot 4. Bounded on the north by the north line of said 3.602 acre tract, on the south by a south line of said 3.602 acre tract, on the east by the east line of said 3.602 acre tract, and on the west by a line 30 feet west of and parallel to the east line of said 3.602 acre tract.) The above description was prepared by John C. Dodgion, P.S. 8069 of Advanced Civil Design, Inc. on July 17, 2007 and is based on existing records. This description was prepared for rezoning purposes and is not to be used for transfer.

Bearings are based on the same as shown on Plat Book 58, Page 80. All references used in this description can be found at the Recorder's Office, Franklin County, Ohio.

To Rezone From: L-AR-12, Limited Apartment Residential District,

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

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes, said plan being titled, "**SITE PLAN**," said text titled, "**DEVELOPMENT TEXT**," both dated August 19, 2009 and signed by Robert A. Meyer, Jr., Attorney for the Applicant, and the text reading as follows:

DEVELOPMENT TEXT

L-C-4, LIMITED COMMERCIAL DISTRICT

7.005± Acres

EXISTING DISTRICT: L-AR12, Apartment Residential District

PROPOSED DISTRICT: L-C-4, Limited Commercial District

PROPERTY ADDRESS: 7331 Skyline Drive East, Columbus, Ohio 43235

OWNER(S): Reserve at Mercer Square LLC

APPLICANT: Preferred Road Estate Investments II, LLC, 470 Olde Worthington Road, Suite 470, Westerville, OH 43082

DATE OF TEXT: August 19, 2009

APPLICATION NUMBER: Z09-014

INTRODUCTION:

The subject site is approximately 7.005 +/- acres located on both sides of Skyline Drive East.

1. PERMITTED USES: The uses permitted shall be all uses permitted in Section 3353 of the Columbus City Codes, C-2, Commercial District, together with a hotel and uses customarily accessory to a hotel.

2. DEVELOPMENT STANDARDS: Except as specified herein, the applicable development standards shall be as specified in the C-4, Commercial District.

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

1. There shall be a minimum 25 foot building setback from Skyline Drive.

2. Existing trees in the fifty (50) foot wide area shown on the attached exhibit (labeled "Tree Preservation Setback") will be preserved, subject to normal forest management practices; open areas may be mowed and/or landscaped. If requested by the City, the Developer will provide a conservation easement over this area to the City at or prior to zoning clearance for development. Prior to commencement of construction activities adjacent to the wooded part of such area, the Developer shall install temporary fencing along the boundary and maintain such fencing during such construction.

3. Along the boundary that the site shares with the property at 3470 Snouffer Road (Tax Parcel No. 590-143661), the Developer shall, so long as such property is zoned or used for a single family residence, maintain a fifteen (15) foot yard area, and within such yard area shall install and maintain screening between such property and buildings, parking or other improvements.

4. Along the Snouffer Road frontage of the site, and notwithstanding that any parking located on the site will be farther from residential properties on the south side of Snouffer Road than required for compliance with Section 3342.17 of the Columbus Zoning Code, any parking area on the site that faces Snouffer Road and is not screened by a building constructed on the site will be screened from properties along the south side of Snouffer Road in accordance with the requirements of Section 3342.17(c) of the Columbus Zoning Code.

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

1. Development of the site shall meet the following Healthy Places recommendations:

- a. Sidewalks installed along public rights-of-way shall be five (5) feet in width; and
 - b. At least one bike rack will be installed to serve employees and guests of the development, and will be placed in a central location on the site.
2. As part of the development of the site, pedestrian connection will be provided for the building or buildings on the site to the public sidewalk along Skyline Drive.

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

1. All heating, ventilating, air conditioning and other building mechanical systems and equipment, whether roof mounted or ground level, shall be fully screened from view from Skyline Drive and Snouffer Road. If equipment is ground mounted, either plant material/landscaping or low walls using building materials that are permitted building materials (See D.1), shall be used for screening.
2. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or at the next planting season, whichever comes first.
3. All trees installed pursuant to this text shall meet the following minimum size at the time of planting: 2 ½" caliper for the shade trees; 1 ½" caliper for ornamental trees; 5 feet in height for evergreen trees. Tree caliper is measured six (6) inches from the ground.
4. Within the Tree Preservation Setback area under Item 2.A.3, above, in the event that, for any reason, there is a significant loss of trees within that part of the fifty foot area immediately adjacent to the single family lots to the east, additional trees deciduous trees at a minimum caliper of 2 and ½ inches will be planted by the Developer within such area at one tree for every thirty feet.
5. Screening as provided for in Item 2.A.4, above (adjacent to the property at 3470 Snouffer Road), shall consist of a board-on-board fence six feet in height, together with white pine trees, at one tree for each thirty feet and if any such tree does not survive, it will be replaced within six months or the beginning of the next growing season. The pine trees will be planted on the west side of the fence within the fifteen foot setback.

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

1. The main exterior building material shall be wood, wood composition siding, vinyl, brick, stone, or cultured stone or a combination thereof.

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

1. All exterior lighting, including parking lot lighting, but excepting decorative fixtures used at the front entrance, shall use cut-off type fixtures (down-lighting) and shall be designed and placed to minimize off-site light spillage and glare.
2. Parking lot lighting shall be no higher than 18 feet.
3. All new or relocated utility lines shall be installed underground, unless the applicable utility company requires above ground installation.

F. Graphics and Signage Commitments.

1. All graphics shall conform to Article 15 of the Columbus City Codes, as it applies to the C-4, Commercial District. Internally illuminated, moving or changeable copy signs shall be prohibited. Any ground sign shall be monument-style. Any variance to the requirements of Article 15 as it applies in the C-4, Commercial District, shall be subject to review and

approval by the Columbus Graphics 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: 1135-2009

Drafting Date: 08/24/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Alternate 69KV to West Substation Project.

Fiscal Impact: Funding for this project is from the Department of Public Utilities, Division of Power and Water, Voted Street Lightening and Electricity Distribution Improvement Fund.

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay for the immediate preservation of the public peace, property, health and safety.

Title

To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Alternate 69KV to West Substation Project; and to declare an emergency.

Body

WHEREAS, the City of Columbus is engaged in the Alternate 69KV to West Substation Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That construction and permanent easements in, over, under, across and through the parcels listed in Section 3 hereof, as are fully described in Resolution No. 0197X-2008, adopted November 10, 2008, said descriptions being incorporated herein, be appropriated for the public purpose of the Alternate 69KV to West Substation Project, #670772, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

Section 2. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 3. That the Council of the City of Columbus hereby fixes the value of said construction and permanent easements interests as follows:

EXHIBIT/	PARCEL NUMBER/	OWNER/	FMVE
A/	1P	Gary Deckard	\$3,850.00
B/	5P	Mike Badurina	\$850.00
C/	6A	EMHJT	\$825.00
D/	7A	Pennsylvania Lines LLC	\$2,000.00
E/	12P	Central Ohio Transit Authority	\$8,320.00
F/	13P	Central Ohio Transit Authority	\$617.50

Section 4. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

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

Legislation Number: 1137-2009

Drafting Date: 08/24/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation To authorize a continuation of military leave with pay to City employees who have and /or will be called to active military duty in connection with ongoing Homeland Security efforts for up to one (1) year; and for City employees for the time they are called to active service with the National Guard and Reserve Forces of the US Military in connection with international and domestic response events; to allow for the continuation of City-provided group health and life insurance, under the same terms and conditions currently in effect, to City employees and their beneficiaries; and to declare an emergency.

Title To authorize a continuation of military leave with pay to City employees who have and/or will be called to active military duty in connection with ongoing Homeland Security efforts for up to one (1) year; and for City employees for the time they are called to active service with the National Guard and Reserve Forces of the US Military in connection with international and domestic response events; to allow for the continuation of City-provided group health and life insurance, under the same terms and conditions currently in effect, to City employees and their beneficiaries; and to declare an emergency.

Body WHEREAS, City Council passed Ordinance No. 1473-2008 on Septemeber 25, 2008 to continue military leave with pay for City employees who have been, or may be called to active military service pursuant to an order by the President of the United States in connection with Homeland Security; and

WHEREAS, City Council desires to extend that benefit through this ordinance for up to a period of one (1) year; and

WHEREAS, City Council desires to maintain health and life insurance benefits for affected employees and their beneficiaries for up to a period of one (1) year; and

WHEREAS, the City is desirous of supporting and assisting those City employees and their families who have been or will be financially burdened by the employee being called to active military duty by continuing affected employees in military leave with pay status; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to continue such financial assistance to affected employees and beneficiaries to avoid a lapse in benefits, 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 salaries and wages be paid to affected employees in accordance with federal law, management compensation plans, respective collective bargaining contracts in order to keep the employees in paid status beyond the initial period of military leave with pay up to an additional one (1) year period for the duration of the employee's service in the active military in connection with international and domestic response events including, but not limited to, Homeland Security events, less whatever amount such employee may receive as military base pay.

Section 2. That the health and life insurance provided to all City employees, pursuant to federal law, the various management compensation plans, collective bargaining contracts between the City of Columbus and the Fraternal Order of Police, Capital City Lodge No. 9; International Association of Fire Fighters, Local No. 67; American Federation of State, County and Municipal Employees Local 1632; Columbus Municipal Association of Government Employees/CWA Local 4502; and the Fraternal Order of Police/ Ohio Labor Council, Inc. be continued in full force and effect subject to the same definitions, limitations, and exclusions as are found in the above-referenced federal law, contracts and management compensation plans as well as those contracts and agreements between the Department of Human Resources and the various insurance providers, for those City employees who have been or may be called to active military duty for up to an additional period of one (1) year.

Section 3. That employees remain liable for their regular monthly premium payments, which can be paid as due or held in abeyance and paid in total upon return to City service. If such funds are not paid as herein provided, the amount of unpaid monthly premium payments may be withheld from an employee's final pay check.

Section 4. That for the reasons stated in the preamble hereto, which is incorporated herein, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1145-2009

Drafting Date: 08/26/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Livingston East is the portion of the city of Columbus bounded by Alum Creek on the west; the city of Bexley, East Mound Street, the city of Whitehall, and East Main Street on the north; the city of Reynoldsburg on the east; and I-70 on the south. The planning process followed a standard model of data gathering and analysis, alternative concept analysis, consensus through community participation, and plan preparation. Because no area commission serves Livingston East, community participation was coordinated through the Mid-East Area Community Collaborative (MACC) and through direct communication with civic and neighborhood groups. Four public workshops were held over the course of the year-long planning process: an issues and opportunities workshop, a visioning workshop, a plan text workshop, and finally, an open house to review a draft of the plan. The Development Commission reviewed the plan on August 13, 2009 and unanimously voted to recommend adoption by City Council.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS RECOMMENDATION: Approval.

FISCAL IMPACT: None.

Title

To adopt the Livingston East Area Plan as a guide for development, redevelopment, and planning of future public improvements.

Body

WHEREAS, the Livingston East Area Plan is intended to serve as a guide for development, redevelopment, and planning of future public improvements; and

WHEREAS, the Mid-East Area Community Collaborative (MACC) and individual civic and neighborhood groups guided the development of the Livingston East Area Plan; and

WHEREAS, public workshops and presentations, an open house, and presentations to individual civic and neighborhood groups were conducted as part of the public planning process; and

WHEREAS, the recommendations of the Livingston East Area Plan address zoning and land use issues, infrastructure needs, and other community priorities; and

WHEREAS, the MACC and several civic/neighborhood groups have endorsed the Plan and recommended adoption by City Council; and

WHEREAS, after public notice, a public hearing was held on August 13, 2009 at which the Development Commission approved the Livingston East Area Plan and recommended its adoption to City Council; **now, therefore,**

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

Section 1. That the Livingston East Area Plan is hereby adopted to establish guidelines for development, redevelopment, and planning of future public improvements.

Section 2. That all city of Columbus departments and divisions are hereby authorized and directed to use the Livingston East Area Plan in initiating or reviewing projects within the planning area or adjacent areas and to require that such projects generally conform to the plan.

Section 3. That the Department of Development is directed to monitor the use of the Livingston East Area Plan, and to present to City Council any amendments necessary to keep the plan up-to-date.

Section 4. That copies of the Livingston East Area Plan shall be kept on file in the Department of Development, Planning Division.

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

Legislation Number: 1148-2009

Drafting Date: 08/26/2009

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 an agreement with JD Power Systems LLC for the Transport and Installation of a 75 KW Generator for the Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant.

The Jackson Pike Wastewater Treatment Plant has a need for a 75 KW generator to be removed and transported from the wastewater treatment plant and installed at the 250 W. Whittier Street location. The generator will be used to power gates

at the Whittier Street storm tanks. The current generator at the Whittier Street storm tanks has reached its useful life and is not operating properly to ensure proper gate operations. Because of the age of the current equipment the generator could fail to perform completely. The Jackson Pike Wastewater Treatment Plant has a larger generator that can be removed and installed at the Whittier Street location. It is more cost effective for the Division of Sewerage and Drainage to transport the larger generator than to purchase a new piece of equipment.

The Director of Public Utilities opened formal bids on August 5, 2009. Four (4) bids were received. A bid tabulation follows:

JD Power Systems: \$32,499.00
Jess Howard Electric: \$33,350.00
Cummins Bridgeway LLC: \$37,331.00
Proline Electric Inc: \$40,690.00

SUPPLIER: JD Power Systems LLC (26-3637530) Expires: 8-20-11

FISCAL IMPACT: \$32,499.00 is budgeted and needed for this purchase.

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 enter into an agreement with JD Power Systems LLC for the removal, transport and installation of a 75 KW generator for the Division of Sewerage and Drainage and to authorize the expenditure of \$32,499.00 from the Sewerage System Operating Fund. (\$32,499.00)

Body

WHEREAS, The Jackson Pike Wastewater Treatment Plant has a need for a 75 KW generator to be removed and transported to the W. Whittier Street location, and

WHEREAS, the generator will be used to power gates at the Whittier Street storm tanks, and

WHEREAS, the current generator at the Whittier Street storm tanks has reached its useful life and is not operating properly to ensure proper gate operations, and

WHEREAS, because of the age of the current equipment the generator could fail to perform completely. The Jackson Pike Wastewater Treatment Plant has a larger generator that can be removed and installed at the Whittier Street location. It is more cost effective for the Division of Sewerage and Drainage to transport the larger generator than to purchase a new piece of equipment, and

WHEREAS, The Director of Public Utilities opened formal bids on August 5, 2009. Four (4) bids were received, and the award was made to lowest, responsive and responsible bidder, JD Power Systems LLC, now, 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 JD Power Systems LLC for the removal, transport and installation of a 75 KW generator for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$32,499.00 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: 03
Object Level 03: 3390

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

Legislation Number: 1150-2009

Drafting Date: 08/26/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to modify and increase contracts with various contractors for grass mowing and litter control services during the 2009 season. These abatement services are needed to protect the health and safety of the citizens of Columbus. Due to the increase of foreclosures in the City of Columbus taxing district, and the increase of recalcitrant property owners, more properties are being abated and the additional funding will allow the program to continue.

FISCAL IMPACT: The City of Columbus was awarded CDBG Recovery (CDBG-R) funds by the U.S. Department of Housing and Urban Development through the American Recovery and Reinvestment Act of 2009. Additional contract modifications are necessary to accommodate the additional regulatory requirements of the CDBG-R grant. This legislation is contingent upon the passage of Ordinance No. 1101-2009, which will appropriate the funding for these contract increases.

Emergency action is required so that weed abatement and litter control efforts will not be interrupted.

Title

To authorize the Development Director to modify and increase contracts with various contractors for grass mowing and litter control services during the 2009 season; to authorize the expenditure of \$20,000.00 from the General Government Grant Fund; and to declare an emergency. (\$20,000.00)

Body

Whereas, grass mowing and litter control is necessary to public health; and

Whereas, it is the responsibility of the Weed Abatement Program to cut and clear private properties and when necessary public sites deemed in violation; and

Whereas, due to the increase of foreclosures in the City of Columbus taxing district, and the increase of recalcitrant property owners, more properties are being abated and the additional funding will allow the program to continue; and

Whereas, in order to carry out this responsibility it is necessary to contract for grass mowing and litter control services; and

Whereas, the City of Columbus was awarded CDBG Recovery (CDBG-R) funds by the U.S. Department of Housing and Urban Development through the American Recovery and Reinvestment Act of 2009; and

Whereas, additional contract modifications are necessary to accommodate the additional regulatory requirements of the CDBG-R grant; and

Whereas, this legislation is contingent upon the passage of Ordinance No. 1101-2009, which will appropriate the funding for these contract increases; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to increase contracts with certain contractors to provide these services to avoid interruptions in vital program services, all for the immediate preservation of the public peace, health, safety, and welfare; **now, therefore**,

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

Section 1. That the Director of the Department of Development is authorized to modify and increase contracts with the vendors listed below in accordance with Columbus City Code for grass mowing and litter control services for the Department of Development, Building Services Division.

Vendor

- Cut it Now Lawn Care & Hauling Service
- E J Lawn Service
- Greater Linden Development Corp
- Lyles Landscape & Maint
- Martha Walker Garden Club
- Nowlin & Sons Lawn Care

Section 2. That the expenditure of \$20,000, or so much thereof as may be necessary, from the Department of Development, Building Services Division, Division 44-03, General Government Grant Fund, Fund No. 220, Grant No. 459100, Object Level One 03, Object Level Three 3354, OCA Code 459102 for the aforesaid purpose is hereby authorized.

Section 3. 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: 1151-2009

Drafting Date: 08/26/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation:1. BACKGROUND

The Central Ohio Transit Authority (COTA) is currently planning several improvement projects within the City of Columbus. As part of this process, COTA has proposed to make certain modifications to adjacent public roadways for the purpose of improving pedestrian accessibility to its facilities.

Section 901.01(f) of Columbus City Codes, 1959, currently requires entities wishing to make such roadway improvements to enter into an "Agreement to Improve Streets" with the Director of Public Service and to provide to the City a surety bond, or letter of credit, equal to the amount estimated to complete each of these roadway improvements. However, as a public entity COTA is also required to obtain a surety bond, or letter of credit, from their contractor(s) for all proposed

work, including work within the public right-of-way on City streets. Therefore, the current requirements of the City and COTA would result in these proposed public roadway improvements being bonded twice, thereby doubling COTA's cost for ensuring this work is completed in a satisfactory manner, while providing little or no additional benefit. Therefore, COTA requests that these surety bonds be waived, on a project by project basis, for all proposed work, including work within the public right-of-way on City streets.

In an effort to eliminate this expense to another public entity, this ordinance authorizes the Director of Public Service to waive on a project by project basis the surety bonding/letter of credit requirements associated with Section 901.01(f) of Columbus City Code, 1959, from within future "Agreements To Improve Streets" between the City and COTA for public roadway improvements associated with COTA projects and each agreement shall remain in effect for so long as the COTA remains in compliance with the following conditions:

1. In lieu of surety bonding/letter of credit, COTA shall, as a part of these future "Agreements to Improve Streets," certify that it shall not release its contractor's construction bond for each of its projects until such time that the City of Columbus, Department of Public Service, has issued a "Letter of Acceptance" to COTA noting the satisfactory completion of the improvement.
2. Furthermore, should COTA's contractor fail to complete a public roadway improvement to the satisfaction of the City within the timeframe allocated within the agreement, COTA shall agree upon demand by the City Engineer, to immediately call its contractor's bond for the improvement and immediately seek another qualified contractor to complete the work to the City's satisfaction. Should COTA be unable to obtain another qualified replacement contractor within thirty (30) calendar days after calling the contractor's bond, the City Engineer may determine the condition of the site presents a danger to the pedestrian and motoring public and demand that COTA shall take all appropriate steps to either obtain a replacement contractor within an additional thirty (30) days or post security acceptable to the City Engineer necessary to secure the completion of the improvement. In the absence of a danger to the pedestrian and motoring public, COTA shall continue with due diligence to pursue its contractual remedies against its contractor.

All other conditions associated with Section 901 of Columbus City Code (1959) and "Agreements To Improve Streets" shall remain in force.

2. FISCAL IMPACT

There is no fiscal impact upon the City of Columbus, Department of Public Service.

3. EMERGENCY DESIGNATION

Emergency action is requested in order to waive these surety bonding/letter of credit requirements for a planned COTA parking lot project and other projects to proceed and allow the public improvement project schedule to proceed for COTA and the general public.

Title To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and COTA, and to declare an emergency.

Body **WHEREAS**, COTA is proposing to perform various public roadway improvements in conjunction with several improvement projects within the City, and

WHEREAS, such work requires COTA to enter into an "Agreement to Improve Streets" for each site proposing such roadway improvements with the City of Columbus, and

WHEREAS, the City of Columbus requires surety bonds or letters of credit to ensure the proper execution of this work, and

WHEREAS, as a public entity COTA requests such bonding be waived, and

WHEREAS, waiving the surety bond/letter of credit requirements associated with future "Agreements to Improve Streets" as prescribed within Section 901.01(f) of Columbus City Codes, 1959 requires City Council approval, and

WHEREAS, COTA has agreed to alternative assurance measures within future "Agreements To Improve Streets" whereby

it shall certify that Final contractor payment shall not be released to the contractor responsible for performing the work applicable to the approved plans until such work passes all required City inspections, which inspections and approvals shall not be unreasonably withheld, conditioned or delayed after notification to the City has been made" and until such time that the City of Columbus, Department of Public Service, has issued a "Letter of Acceptance" to COTA noting the satisfactory completion of the improvement, and shall upon failing to satisfactorily complete said work within a prescribed period of time COTA shall file a claim against the contractor and seek another qualified contractor to complete the work to the City's satisfaction, 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 Public Service to waive the surety bonding/letter of credit requirements of Section 901.01(f) of Columbus City Code (1959) from within future "Agreements To Improve Streets" with COTA for public roadway improvement projects for so long as COTA remains in compliance with alternative assurances previously outlined herein, 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 Director of Public Service be and is hereby authorized to waive the surety bonding/letter of credit requirements of Section 901.01(f) of Columbus City Code from within future "Agreement To Improve Streets" with COTA for public roadway improvements within the City and that said authority shall remain in effect so long as COTA remains in compliance with the remaining conditions of all such agreements.

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: 1156-2009

Drafting Date: 08/27/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Ordinance 0472-2009, passed April 6, 2009, created the Petzinger Road Community Reinvestment Area (CRA). Following its review of the city's Petition for Area Certification for the new CRA, the Ohio Department of Development requested that language contained within Section 3735.67 of the Ohio Revised Code which establishes minimum threshold investments for abated properties located within the boundaries of the new CRA be added to the relevant sections of the ordinance. An additional section to the ordinance is also being added which will designate the city's Department of Development's Housing Administrator as the Housing Officer designated to implement and administer the provisions of the ordinance as cited in Sections 3735.65 through 3735.70 of the Ohio Revised Code.

FISCAL IMPACT:

No funding is required for this legislation.

Title

To amend Ordinance 0472-2009, passed April 6, 2009, creating the Petzinger Road Community Reinvestment Area for the purpose of including language from the Ohio Revised Code as well as the inclusion of an additional Section designating the Development Department's Housing Administrator as the designated Housing Officer.

Body

WHEREAS, ordinance 0472-2009, passed April 6, 2009, created the Petzinger Road Community Reinvestment Area (CRA); and

WHEREAS, following its review of the city's Petition for Area Certification the State's Department of Development requested the inclusion of language within Section 3735.67 of the Ohio Revised Code be added to relevant sections of the ordinance establishing minimum threshold investments for abated properties located within the boundaries of the Petzinger Road CRA; and

WHEREAS, an additional Section to Ordinance 0472-2009 is being added which designates the city's Department of Development's Housing Administrator as the Housing Officer designated to implement and administer the provisions of the of the ordinance as cited in Sections 3735-65 through 3735.70 of the Ohio Revised Code; **Now, Therefore**,

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

Section 1. That Section 3 of Ordinance 0472-2009 is hereby amended to read as follows.

Section 3. A tax exemption on the increase in the assessed valuation, resulting from improvements as described herein, shall be granted upon proper application by the property owner and approval by the designated Housing Officer.

Abatement terms and percentages are as follows:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

* owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$2500.00, as described in ORC Section 3735.67;

* rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$2500.00, as described in ORC Section 3735.67;

* conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

* conversion of existing commercial property containing not more than two units, to owner-occupied housing units upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

* owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$5000.00 as described in ORC Section 3735.67;

* existing rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$5000.00 as described in ORC Section 3735.67;

* conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling

cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

* conversion of existing commercial property containing more than two units, to owner-occupied housing units upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(c) Fifty percent (50%) for fifteen (15) years for:

* construction of new owner-occupied and rental dwellings .

* construction of new owner-occupied and rental dwellings containing more than two housing units.

A pre-application will be required to insure the compatibility with neighborhood plans and to insure the maintenance of existing streetscape lines, style, scale setbacks and landscaping features compatible with neighborhood.

Section 2. That Ordinance 0472-2009 is hereby amended to include the following Section:

Section 9. To administer and implement the provisions of this Ordinance, the Administrator of the Department of Development's Housing Division is designated as the Housing Officer as described in Sections 3735.65 through 3735.70 of the Ohio Revised Code.

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

Legislation Number: 1160-2009

Drafting Date: 08/28/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department provides Chlamydia and gonorrhea testing for patients of the STD Clinic and various other clinics in the City of Columbus. The Columbus Health Department uses a highly effective DNA probe test kit for Chlamydia and gonorrhea testing. The DNA probe test kit has higher sensitivity, specificity, and transportability characteristics than other types of testing methods. Gen-Probe is the sole provider of the DNA probe test kit, which is the only FDA approved test kit available in the United States.

The Columbus Health Department, as a public health agency, receives discounted pricing for these DNA Probe test kits.

Emergency action is requested to ensure a sufficient supply of test kits for testing of patients of various clinics.

Gen-Probe's contract compliance expires 6/19/10. Their contract compliance number is 330767987.

FISCAL IMPACT: Funding for this purchase is budgeted in the 2009 Health Special Revenue Fund. The Columbus Health Department has expended \$247,950 in FY2008, \$165,685 in FY2007, and \$214,600 in FY2006. These expenditures were from both the Health Special Revenue Fund and the Health Department Grants Fund.

Title

To authorize the Director of Finance and Management to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits for the Columbus Health Department in accordance with sole source provisions; to authorize the expenditure of \$110,000 from the Health Special Revenue Fund; and to declare an emergency. (\$110,000)

Body

WHEREAS, the Columbus Health Department provides Chlamydia and gonorrhea testing for patients of the STD Clinic and various other clinics in the City of Columbus; and,

WHEREAS, the Columbus Health Department is in need of DNA test kits to provide the Chlamydia and gonorrhea testing; and,

WHEREAS, Gen-Probe is the sole supplier of DNA probe test kits; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a contract with Gen-Probe for the immediate preservation of the public health, peace, property, safety and welfare, and to ensure a sufficient supply of test kits for testing of patients of various clinics; Now, therefore,

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

SECTION 1. That the Director of Finance and Management is hereby authorized to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits.

SECTION 2. That the total expenditure of \$110,000 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50-01, Object Level One 02, Object Level Three 2293, OCA Code 502054.

SECTION 3. That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

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

Legislation Number: 1166-2009

Drafting Date: 08/28/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Department of Public Safety, Division of Police, was awarded funding through a COPS Hiring Recovery Program (CHRP) grant. CHRP is part of the Federal 2009 American Recovery and Reinvestment Act (ARRA) through the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS). The funding for this award is for 50 sworn officer positions, full-time, entry-level, grant approved salary and fringe benefits for three years (36 months) for new or rehired career law enforcement officer positions. This legislation is needed to authorize the acceptance of the grant award with the terms and conditions, and to appropriate the grant funds. The federal funds will be received on a reimbursement basis as approved personnel costs are incurred. Extensions of the award period may be requested. There will be officer costs not eligible for federal funding. These costs include, among other things, step raises, shift and overtime pay, uniform allowances and increases in fringe benefits costs as officers become entitled to these benefits under the collective bargaining contract.

FISCAL IMPACT: This ordinance authorizes the appropriation of the 2009 COPS Hiring Recovery Program grant of \$12,742,800.00. These funds are reimbursable via the Federal 2009 American Recovery and Reinvestment Act. The city will be responsible for the grant project expenditures not eligible for federal reimbursement as referenced above, and will be budgeted as such.

Title

To authorize and direct the Mayor of the City of Columbus to accept a COPS Hiring Recovery Program Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services through the 2009 American Recovery and Reinvestment Act, to authorize an appropriation of the grant award amount of \$12,742,800.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the approved grant expenditures. (\$12,742,800.00)

Body

WHEREAS, the Department of Public Safety, Division of Police, was awarded grant funding through the FY09 American Recovery and Reinvestment Act COPS Hiring Recovery Program from the U.S. Department of Justice, Office of Community Oriented Policing Services; and

WHEREAS, the Department of Public Safety, Division of Police, was unable to fund the hiring of new sworn full-time entry level positions due to the overall economic and specific city budget difficulties; and

WHEREAS, legislation is needed to process the grant acceptance documents and set up the city appropriation of the grant award; 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 COPS Hiring Recovery Program Grant funded by the FY09 American Recovery and Reinvestment Act from the U.S. Department of Justice, Office of Community Policing Services for 50 sworn full-time entry level officer positions 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 period, the sum of \$12,742,800.00 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	339046	339046	483,900.00
30-03	220	01	1130	339046	339046	7,121,950.00
30-03	220	01	1132	339046	339046	272,950.00
30-03	220	01	1150	339046	339046	1,723,150.00
30-03	220	01	1161	339046	339046	1,258,100.00
30-03	220	01	1166	339046	339046	1,466,550.00
30-03	220	01	1171	339046	339046	93,600.00
30-03	220	01	1173	339046	339046	322,600.00

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

Legislation Number: 1170-2009

Drafting Date: 08/31/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: This legislation authorizes the Director of the Department of Development to enter into contracts with four non-profit organizations to provide HUD-Certified homebuyer education. In response to the housing mortgage crisis, the city of Columbus has been awarded \$22,845,495 of Neighborhood Stabilization Program (NSP) grant funds from the U.S. Department of Housing and Urban Development (HUD). The funds will provide for the purchase of foreclosed or abandoned properties, and the redevelopment, rehabilitation or demolition of these properties in order to stabilize neighborhoods and stem the decline of house values of neighboring homes.

This legislation will implement the Homebuyer Education portion of NSP which requires all NSP homebuyers to complete HUD Certified homebuyer education prior to buying an NSP funded home.

Fiscal Impact: This legislation authorizes the expenditure of \$250,000 in General Government Grant funds within the Department of Development. The Department's 2009 NSP budget includes funds for homebuyer education.

Title

To authorize the Director of the Department of Development to enter into various contracts for the provision of homebuyer education services; and to authorize the expenditure of \$250,000 from the General Government Grant Fund. (\$250,000.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into contracts with four non profit organizations for the provision of HUD-Certified homebuyer education services; and

WHEREAS, the City's NSP application specified the expenditure of funds to redevelop properties through renovation and new construction that meet the program's requirements as established in Title III of the Housing and Economic Recovery Act of 2008; and

WHEREAS, Columbus Housing Partnership, Columbus Urban League, Homes on the Hill CDC and Mid-Ohio Regional Planning Commission are non-profit organizations with the capacity to provide HUD-Certified homebuyer education; 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 contracts with the Columbus Housing Partnership, Columbus Urban League, Homes on the Hill and Mid-Ohio Regional Planning Commission for the purpose of providing HUD-Certified homebuyer education.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$250,000 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Housing Division, Department No. 44-10, Fund No. 220, Grant 440500, Object Level One 03, Object Level Three 3337, OCA 440509 as follow:

AGENCY	AMOUNT
Columbus Housing Partnership	\$100,344
Columbus Urban League	\$58,081
Homes on the Hill	\$42,306
Mid-Ohio Regional Planning Commission	<u>\$49,269</u>

Total Allocation \$250,000

Section 3. That these contracts are awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

Section 4. That expenditure of funds from this authorization will be in accordance with U.S. Department of Housing and

Urban Development Regulations for the Neighborhood Stabilization Program as established under Title III of the Housing and Economic Recovery Act of 2008 (HERA).

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

Legislation Number: 1171-2009

Drafting Date: 08/31/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The attached Ordinance is to levy special assessments to pay for a portion of the costs of Reynolds Crossing Boulevard in accordance with a petition for those special assessments. In 2005, City Council passed Resolution 0109X-2005 determining the necessity of that improvement and Ordinance 1250-2005 determining to proceed with the construction of that improvement as part of a public-private partnership with the developer of the Reynolds Crossing neighborhood. The attached Ordinance is the final legislative step in the partnership process. In addition to levying the special assessments, the attached Ordinance approves an amendment to the original special assessment petition that further clarifies the timing of the special assessments, authorizes the Public Service Director to execute a guaranteed maximum price agreement for the purchase for the Reynolds Crossing Boulevard improvement and appropriates the special assessments received by the City to pay for the improvements. Because the agreement is entered into pursuant to Section 186 of the Charter, competitive bidding is not required, and therefore, it is necessary to waive the bidding provisions of chapter 329 of the Columbus City Codes.

Fiscal Impact: No funding is required for this legislation.

Title

To approve an amendment to the petition for special assessments for the improvement of Reynolds Crossing Boulevard and related roadway improvements; to levy those special assessments; to appropriate all of those special assessments collected to pay for costs of those improvements; to authorize the Director of Public Service to execute a guaranteed maximum price agreement under Section 186 of the Charter of the City of Columbus for those improvements; to waive the competitive bidding provisions of the Columbus City Codes; and to determine that such action is necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

Body

WHEREAS, the owners of 100% of the lots and lands to be assessed for the Improvement described in Section 1 have petitioned this Council (that Petition for Special Assessments and Affidavit dated February 11, 2005, as amended by the First Amendment to Petition dated September 11, 2009, is referred to herein as the "Petition") for the construction of the Improvement described in Section 2, and further, that there be assessed against the real property described in the Petition certain costs of the Improvement; and

WHEREAS, this Council has heretofore adopted Resolution No. 0109X-2005 on July 20, 2005 (the "Resolution of Necessity"), accepting the Petition and declaring the necessity of making the Improvement and passed Ordinance No. 1250-2005 on July 20, 2005, determining to proceed with the construction of the Improvement; and

WHEREAS, the Improvement has been completed and the final cost of that Improvement has been determined; and

WHEREAS, to pay for the construction of the Improvements it is necessary to authorize the Director of Public Service to execute a Guarantee Maximum Price Agreement under Section 186 of the Charter of the City of Columbus with the petitioners to reimburse petitioners for the costs of the Improvements out of the special assessments received by the City; and

WHEREAS, this ordinance is another in a series of ordinances related to and necessary to pay for the design and

construction of a public improvement such that action hereunder is deemed to be necessary pursuant to Section 55(b) of the Columbus City charter; and **NOW, THEREFORE,**

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

Section 1. This Council hereby finds that the First Amendment to the Petition dated September 11, 2009, has been signed by the owners of 100% of the lots and lands subject to that amendment and hereby accepts that amendment.

Section 2. The special assessments for the cost and expense of the improvement of public streets and easements by, the improvement of Lancaster Avenue, a public road; the improvement of East Broad Street, a public road; the improvement of the approaches and intersection of Lancaster Avenue and East Broad Street; the improvement of the approaches and intersection of East Broad Street and Brannockburn Boulevard; the construction of Tatum Way, a new road; the construction of Shallotte Drive, a new road; and the construction of Reynolds Crossing Drive, a new 2600 foot collector road connecting Lancaster Avenue and East Broad Street (beginning from Lancaster Avenue approximately 1000 feet south of the intersection, continuing in a northeasterly direction, and ending at East Broad Street approximately 2400 feet east of the intersection), by excavating, grading, and paving the public streets and parking areas, planting of hedges and trees including street trees, installing drainage, street and parking area lighting, decorative street lamps, conduit, curbs and gutters, sidewalks, bicycle parking, ADA compliant handicapped ramps, traffic pavement markings, street signs, traffic signalization, loop detectors, and controllers together with all necessary and related appurtenances (the "Improvement"), pursuant to the Resolution of Necessity, amounting in total to \$2,022,060.80, which were filed and are on file with the Clerk, are adopted and confirmed. Those special assessments are levied and assessed upon the lots and lands provided for in the Resolution of Necessity and the Petition in the respective amounts and pursuant to the methodology set forth in the schedule of special assessments on file with the City Auditor, which special assessments are in proportion to the special benefits and are consistent with the Petition.

Section 3. This Council finds and determines that the special assessments have been allocated and are in the same proportion to the estimated special assessments as the actual cost of the Improvement is to the estimated cost of the Improvement, all as originally described in the Petition.

Section 4. The special assessment against each lot or parcel of land shall be payable in 20 annual installments (each annual installment to be payable semi-annually at the time real estate taxes in Franklin County, Ohio, are payable), with interest at the rate of five percent (5%) per annum, calculated on the basis of a 360-day year comprised of twelve 30-day months, and with the annual amount of principal and interest computed utilizing a methodology which produces the same amount, or approximately the same amount, each year. All special assessments shall be, at the time and in the manner set forth in the Petition, certified by the City Auditor to the County Auditor of Franklin County, Ohio, as provided by law to be placed on the tax duplicate and collected as taxes are collected.

Section 5. The Director of Public Service be and hereby is, authorized to execute and deliver to Dominion Homes, Inc. the Capital Improvements Project Guaranteed Maximum Price Agreement for Lancaster Avenue, East Broad Street, and New Collector Road Improvements (the "GMP Agreement") in substantially the form presently on file with the Director along with any changes or amendments thereto not substantially adverse to the City and approved by the Director, provided that the approval of such changes and amendments thereto by the Director, and the character of those changes and amendments as not being substantially adverse to the City, shall be evidenced conclusively by the execution thereof by the Director.

Section 6. All special assessments levied by this Ordinance shall be deposited into the Reynolds Crossing Special Assessment Fund (the "Fund") upon receipt by the City, which fund is hereby established for that purpose. All amounts on deposit in the Fund shall be deemed appropriated for the purposes set forth in the GMP Agreement and authorized to be expended therefrom in accordance with that GMP Agreement. The City Auditor is hereby authorized to make payments to the Dominion Homes, Inc. or its designee, from the Fund in accordance with that GMP Agreement.

Section 7. The Clerk of Council shall deliver or cause to be delivered a certified copy of this Ordinance to the County Auditor of Franklin County, Ohio, within 20 days after its passage.

Section 8. That the competitive bidding procedures of Chapter 329 are hereby waived for the procurement of the improvements under the GMP Agreement.

Section 9. This Ordinance is one measure in a series of measures necessary to make and pay for a public improvement, therefore, and pursuant to Section 55(b) of the City Charter, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor or ten days after the passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1172-2009

Drafting Date: 08/31/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize and direct the Director of Recreation and Parks to enter into contract with The Franklin County Metro Parks for improvements to the Whittier Peninsula development project; to authorize the expenditure of \$565,000.00 from the Recreation and Parks Voted 1999/2004 Bond Fund; and to declare an emergency. (\$565,000.00)

Body

WHEREAS, it is necessary to enter into a contract with the Franklin County Metro Parks for the reimbursement of funds spent on the Whittier Peninsula Development project; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract because the work is complete and for the preservation of public health, peace, property and safety; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with the Franklin County Metro Parks for environmental remediation and demolition costs that were part of the cities responsibility for the park development.

SECTION 2. That to pay the cost of said contract, the expenditure of \$565,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Voted Bond Fund No. 702, Department 51-01, as follows:

<u>Project Title</u>	<u>Project No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Metro Parks	510714	644526	6680	\$565,000.00

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

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

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

Legislation Number: 1173-2009

Drafting Date: 08/31/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Highway Rock Salt for the Department of Public Service, the largest user, and for other City agencies as needed. Highway Rock Salt is used for snow and ice removal.

The term of the proposed option contract would be one (1) year. Contract is through July 31, 2010. The Purchasing Office opened formal bids on July 19, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003311) twenty four (MBE:4, FBE:1) 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 bidder as follows:

American Rock Salt Co. LLC CC#161516458 (Expires 08/25/2011)

Total Estimated Annual Expenditure: \$ 2,000,000.00

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 Highway Rock Salt UTC with American Rock Salt Co. LLC, to authorize the expenditure of \$1.00 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 July 19, 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, Highway Rock Salt UTC will be used for snow and ice removal by the Department of Public Service, 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 Highway Rock Salt 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 Highway Rock Salt Services with Solicitation SA003311; contract is through July 31, 2010.

American Rock Salt Co. LLC,, 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: 1181-2009

Drafting Date: 09/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Generator Repair, PM Services and Rentals on an as needed basis by the Finance and Management Department, Division of Fleet Management to maintain and repair the City's fleet of emergency generators and to provide for the rental, if required of additional generators to protect the City's operations. The term of the proposed option contract will be through April 30, 2011 with the option to extend this contract for Two (2) additional one (1) year periods. The Purchasing Office opened formal bids on August 13, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003321). Twenty (22) Bids were solicited. Six (6) Bids were received.

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

J.D. Power Systems, LLC CC#263637530 (expires 8-20-2011)

Total Estimated Annual Expenditure: \$75,000.00

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 Division of Fleet Management will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase Generator Repair, PM Services and Rentals on an as needed basis with J.D. Power Systems, LLC to authorize the expenditure of \$1.00 to establish the contracts 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 August 13, 2009 and selected the lowest responsive, and responsible and best bidder; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for the purchase of Generator Repair, PM Services and the Rental

of additional generators on an as needed basis; and

WHEREAS, these Generator Repairs, PM Services and Rentals are necessary to allow the Division of Fleet Management to maintain and protect the operations of the City, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fleet Management, in that it is immediately necessary to enter into contracts for an option to purchase Generator Repair, PM Services and Rental, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Generator Repair, PM Services and Rental for the term ending April 30, 2011 with the option to extend for Two (2) additional One (1) year periods in accordance with Solicitation No. SA003321 as follows:

J.D. Power Systems, LLC. 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: 1184-2009

Drafting Date: 09/01/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into an agreement with Stantec Consulting Services Inc., in the amount of \$200,000.00 for professional engineering services for the Lower Olentangy River Ecosystem Restoration Project, CIP No. 650706, for the Division of Sewerage and Drainage. This project primarily involves the modification or removal of the 5th Ave. Dam and restoration of 10,560 linear feet of the Olentangy River. Ordinance No. 1685-2006 was passed by City Council on October 25, 2006 which authorized the Director of Public Utilities to enter into a 319 grant agreement with the Ohio EPA to assist with the funding of this project in the grant amount of \$416,063.00. \$200,000.00 (out of \$416,063.00) was identified within the grant agreement as the grant portion to fund the Design work for this project. The overall project will include a feasibility study to be conducted and paid for by the United States Army Corps of Engineers; physical, hydrology, water quality monitoring, data management and site assessments by OSU; project coordination, public education and outreach by FLOW; stream restoration project design and construction; and grant reporting and contract administration services by the City. The Division has determined that these services cannot be performed by City personnel at this time, and has planned for the procurement of various engineering services on a routine basis. This work (Phase I) will include preliminary engineering consisting of a field survey, hydrographic survey, geomorphic assessment, sediment sampling and survey, sediment transportation evaluation, structural analyses, and floodplain evaluations. The preliminary engineerings anticipated to begin in October, 2009.

Additional background: Ordinance No. 1685-2006 was passed by City Council on October 25, 2006 which authorized the Director of Public Utilities to enter into a 319 grant agreement with the Ohio EPA establishing funding through AC026295. The funds needed to enter into a contract with Stantec have already been established on AC026295 for the

stream restoration design work.

A. **Procurement Information:** The Division advertised Request for Proposals (RFP's) for the subject services in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage received technical proposals on December 19, 2008 from the following companies:

<u>Name</u>	<u>C.C. No.</u>	<u>City/State</u>	<u>Maj/MBE/FBE</u>
Burgess & Niple	310885550	Columbus/Oh	Maj.
Civil & Environmental Consultants	251599565	Columbus/Oh	Maj.
EMH&T	310685594	Columbus/Oh	Maj.
Malcolm Pirnie	132663703	Columbus/Oh	Maj.
ms consultants	346546916	Columbus/Oh	Maj.
Stantec	112167170	Columbus/Oh	Maj.
URS.	340939589	Columbus/Oh	Maj.
Williams Creek	204043645	Columbus/Oh	Maj.

These proposals were reviewed and ranked by a Professional Engineering Services Selection Committee in order to determine the consultant best qualified to provide the services for this project. The committee ranked the proposals on quality, competence to perform, project schedule, and local workforce. After careful consideration and evaluation, the committee recommended that Stantec Consulting Services Inc., which received the highest score, be selected to provide the preliminary engineering services for this project, for which the Division Administrator has concurred.

B. **Contract Compliance No.:** 112167170 (MAJ) (Expires 01/07/2010)

C. **Emergency Designation:** The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of this work. This expediency is justified because this project will utilize funds from an Ohio EPA 319 Grant and the work must be completed by the end of the grant period which is December 31, 2009.

2. **FISCAL IMPACT:** This ordinance authorizes the expenditure of funds from within the Ohio EPA Grant Fund for the purpose of providing the necessary funding required for this expenditure. Engineering services project invoice expenditures will only be paid after the EPA grant funds are deposited into the City's Grant Fund 655.

Title

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Stantec Consulting Services Inc., for the Lower Olentangy River Ecosystem Restoration Project using funds already established on AC026295 from the Ohio EPA Grant Fund, for the Division of Sewerage; and to declare an emergency (\$-0-)

Body

WHEREAS, the Director of Public Utilities to entered into a 319 grant agreement with the Ohio EPA project for removal of the 5th Ave. Dam and restoration of 10,560 linear feet of the Olentangy River via Ordinance No. 1685-2006 passed by City Council on October 25, 2006; and

WHEREAS, the procurement was conducted in accordance with the Request For Proposals (RFP) process set forth in Section 329.14, Columbus City Codes, 1959; eight proposals were received and the Division's Evaluation Committee selected Stantec Consulting Services Inc., from among the eight firms; and

WHEREAS, the ordinance authorizes an encumbrance to expenditure funds established on AC026295 in the of \$200,000.00 as authorized by Ordinance 1685-2006 passed by City Council on October 23, 2006 for the Ohio EPA Grant Fund; and

WHEREAS, it is necessary for City Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with Stantec Consulting Services Inc.; and

WHEREAS, the aggregate principal amount which the City will issue to finance this phase of the project is presently

expected not to exceed \$200,000; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary for this Council to authorize the Director of Public Utilities to execute an engineering agreement with Stantec Consulting Services, in connection with the Lower Olentangy River Ecosystem Restoration Project, in order to establish immediate commencement of the work, and to complete the work by the end of the grant period which is December 31, 2009 pursuant to the grant agreement or risk the loss of funds; for the immediate preservation of the public health, peace, property, and safety; Now, Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF

COLUMBUS:

Section 1. That the Director of Public Utilities be, and hereby is, authorized to enter into an agreement for professional engineering services with Stantec Consulting Services Inc., 1500 Lake Shore Drive, Columbus, Ohio 43204, in connection with the Lower Olentangy River Ecosystem Restoration Project in accordance with the terms and conditions as shown in the forthcoming contract to be filed in the office of the Division of Sewerage and Drainage.

Section 2. That for the purpose of paying the cost of the professional engineering services contract, the expenditure of \$200,000.00, or as much thereof as may be needed, is hereby authorized from the Ohio EPA Grant Fund, Fund No. 655 using AC026295.

Section 3. That the City Auditor is hereby authorized to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

Section 4. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

Section 6. That said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

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

Legislation Number: 1186-2009

Drafting Date: 09/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation:1. BACKGROUND

The Franklin County Board of Commissioners (Franklin County) is currently planning several improvement projects within the City of Columbus. As part of this process, Franklin County has proposed to make certain modifications to adjacent public roadways for the purpose of improving accessibility to these projects.

Section 901.01(f) of Columbus City Codes, 1959, currently requires entities wishing to make such roadway improvements to enter into an "Agreement to Improve Streets" with the Director of Public Service and to provide to the City a surety bond, or letter of credit, equal to the amount estimated to complete each of these roadway improvements. However, as a public entity Franklin County is also required to obtain a surety bond, or letter of credit, from their contractor(s) for all proposed work, including work within the public right-of-way on City streets. Therefore, the current requirements of the

City and Franklin County would result in these proposed public roadway improvements being bonded twice, thereby doubling Franklin County's cost for ensuring this work is completed in a satisfactory manner, while providing little or no additional benefit. Therefore, Franklin County requests that these surety bonds be waived, on a project by project basis, for all proposed work, including work within the public right-of-way on City streets.

In an effort to eliminate this expense to another public entity, this ordinance authorizes the Director of Public Service to waive on a project by project basis the surety bonding/letter of credit requirements associated with Section 901.01(f) of Columbus City Code, 1959, from within future "Agreements To Improve Streets" between the City and Franklin County for public roadway improvements associated with Franklin County projects and each agreement shall remain in effect for so long as the Franklin County remains in compliance with the following conditions:

1. In lieu of surety bonding/letter of credit, Franklin County shall, as a part of these future "Agreements to Improve Streets," certify that it shall not release its contractor's construction bond for each of its projects until such time that the City of Columbus, Department of Public Service, has issued a "Letter of Acceptance" to Franklin County noting the satisfactory completion of the improvement.
2. Furthermore, should Franklin County's contractor fail to complete a public roadway improvement to the satisfaction of the City within the timeframe allocated within the agreement, Franklin County shall agree upon demand by the City Engineer, to immediately call its contractor's bond for the improvement and immediately seek another qualified contractor to complete the work to the City's satisfaction. Should Franklin County be unable to obtain another qualified replacement contractor within thirty (30) calendar days after calling the contractor's bond, the City Engineer may determine the condition of the site presents a danger to the pedestrian and motoring public and demand that Franklin County shall take all appropriate steps to either obtain a replacement contractor within an additional thirty (30) days or post security acceptable to the City Engineer necessary to secure the completion of the improvement. In the absence of a danger to the pedestrian and motoring public, Franklin County shall continue with due diligence to pursue its contractual remedies against its contractor.

All other conditions associated with Section 901 of Columbus City Code (1959) and "Agreements To Improve Streets" shall remain in force.

2. FISCAL IMPACT

There is no fiscal impact upon the City of Columbus, Department of Public Service.

3. EMERGENCY DESIGNATION

Emergency action is requested in order to waive these surety bonding/letter of credit requirements for a planned Franklin County animal shelter project and future projects to proceed and allow the public improvement project schedule to proceed for Franklin County and the general public.

Title To provide the Director of Public Service with the authority to waive the surety bonding/letter of credit requirements associated with future "Agreements to Improve Streets" between the City and Franklin County, and to declare an emergency.

Body **WHEREAS**, Franklin County is proposing to perform various public roadway improvements in conjunction with several improvement projects within the City, and

WHEREAS, such work requires Franklin County to enter into an "Agreement to Improve Streets" for each site proposing such roadway improvements with the City of Columbus, and

WHEREAS, the City of Columbus requires surety bonds or letters of credit to ensure the proper execution of this work, and

WHEREAS, as a public entity Franklin County requests such bonding be waived, and

WHEREAS, waiving the surety bond/letter of credit requirements associated with future "Agreements to Improve Streets" as prescribed within Section 901.01(f) of Columbus City Codes, 1959 requires City Council approval, and

WHEREAS, Franklin County has agreed to alternative assurance measures within future "Agreements To Improve Streets" whereby it shall certify that Final contractor payment shall not be released to the contractor responsible for performing the work applicable to the approved plans until such work passes all required City inspections, which inspections and approvals shall not be unreasonably withheld, conditioned or delayed after notification to the City has been made" and until such time that the City of Columbus, Department of Public Service, has issued a "Letter of Acceptance" to Franklin County noting the satisfactory completion of the improvement, and shall upon failing to satisfactorily complete said work within a prescribed period of time Franklin County shall file a claim against the contractor and seek another qualified contractor to complete the work to the City's satisfaction, 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 Public Service to waive the surety bonding/letter of credit requirements of Section 901.01(f) of Columbus City Code (1959) from within future "Agreements To Improve Streets" with Franklin County for public roadway improvement projects for so long as Franklin County remains in compliance with alternative assurances previously outlined herein, 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 Director of Public Service be and is hereby authorized to waive the surety bonding/letter of credit requirements of Section 901.01(f) of Columbus City Code from within future "Agreement To Improve Streets" with Franklin County for public roadway improvements within the City and that said authority shall remain in effect so long as Franklin County remains in compliance with the remaining conditions of all such agreements.

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: 1187-2009

Drafting Date: 09/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the construction of a new impound lot, administration building, and forensic processing and storage building for the Columbus Division of Police and the Parking Violations Bureau to be located at 2700 Impound Lot Road.

The current impound facility is located on the Whittier Peninsula, is over 23 years old, inadequately sized, has a number of building deficiencies, and is not particularly customer friendly. As well, The Columbus and Franklin County Metropolitan Park District has been developing a metro park and the nature center in conjunction with Audubon Ohio on a nearby portion of the Whittier Peninsula. To operate a more efficient and customer friendly facility as well as to allow redevelopment of the Whittier Peninsula necessitates that the City operations of the Parking Violations Bureau and the Police Division impound lot be relocated to a new site. A new facility enables the City to operate a more efficient and customer friendly operation on a site specifically purchased and developed for these purposes.

Under this contract a 16,858 square foot administration building and a 7,800 square foot forensic processing and storage building will be constructed and operated by the Division of Police and the Parking Violations Bureau. In addition, a new impound lot will be constructed with the capacity to secure up to 3,600 cars. These buildings will be LEED (Leadership in Energy and Environmental Design) Certified in compliance with the Mayor's Get Green Columbus initiative. Attached to this ordinance is a Fact Sheet.

Formal bids were solicited and twelve companies submitted bids on April 7, 2009 as follows (1 MBE^, 0 FBE):

Thomas & Marker Construction Company	\$4,633,700.00
The Quandel Group	\$4,714,000.00
Gutknecht	\$4,792,300.00
Elford Incorporated	\$4,797,107.00
2k General Company	\$4,857,043.00
The Daimler Group	\$4,919,950.00
Altman General	\$4,923,173.00
Chantel Hill Construction	\$4,946,933.00
Setterlin	\$4,969,700.00
Dunlop and Johnston	\$5,000,250.00
^ Miles McClellan Construction Company	\$5,064,240.00
Robertson Construction	\$5,096,270.00

The Office of Construction Management recommends the bid be awarded to the most responsive and responsible and best bidder, Thomas & Marker Construction Company.

This ordinance also authorizes the transfer of \$4,633,700.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund - Impound Lot Relocation and amends the Capital Improvements Budget, Ordinance No. 0806-2009.

EMERGENCY ACTION is requested for the construction of a new impound lot for the Division of Police and the Parking Violations Bureau located at 2700 Impound Lot, thereby, providing the City of Columbus citizens needed safety services.

Fiscal Impact: This project is not funded in the original 2009 Capital Improvement Budget. However, additional capacity has been identified and this project will be amended into the CIB through another ordinance. Bonds have yet to be sold for the whole project, necessitating a certification of \$4,633,700.00 against the Special Income Tax Fund. Upon sale of bonds, this will be reimbursed.

Thomas & Marker Construction Company Contract Compliance Number 34-4476858, Expiration date 01/18/2010.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the construction of a new impound lot for the Division of Police and the Parking Violations Bureau located at 2700 Impound Lot Road; to authorize and direct the City Auditor to transfer \$4,633,700.00 from the Special Income Tax Fund to the Construction Management Capital Improvement Fund; to authorize the City Auditor to appropriate \$4,633,700.00 within the Construction Management Improvement Fund; and to authorize the expenditure of \$4,633,700.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$4,633,700.00)

Body

WHEREAS, the City of Columbus desires to construct a new impound lot; and

WHEREAS, formal bids were solicited for the construction of a new impound lot; and

WHEREAS, the Office of Construction Management recommends Thomas & Marker Construction Company, as the most responsive and responsible bidder; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; 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 renovation is presently expected not to exceed \$4,633,700.00; 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");

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Director of Finance and Management to enter into a contract with Thomas & Marker Construction Company the construction of a new impound lot for the Division of Police and the Parking Violations Bureau located at 2700 Impound Lot, thereby, providing the City of Columbus citizens needed safety services, 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 enter into contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the construction of a new impound lot for the Division of Police and the Parking Violations Bureau, to be located at 2700 Impound Lot Road.

SECTION 2. The sum of \$4,633,700.00 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 \$4,633,700.00 is hereby transferred and appropriated to the Office of Construction Management, 45-07, Construction Management Capital Improvement Fund, Fund 733, Impound Lot Relocation - 570034, Object Level One 06, Object Level Three Code 6620, OCA 733000.

SECTION 5. That upon obtaining other funds for the construction of a new impound lot administration building and storage building for the Division of Police and the Parking Violations Bureau located at 2700 Impound Lot Road, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

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 in Section 2, above.

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 \$4,633,700.00 (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. All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

SECTION 9. That the expenditure of \$4,633,700.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-51
Fund: 733
OCA Code: 733000
Object Level: 06
Object Level 3: 6620
Project: 570034-100001
Amount \$4,633,700.00

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

SECTION 11. 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: 1192-2009

Drafting Date: 09/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Community Capital Development Corporation (CCDC) has administered the Economic Development Loan Program since 2005. This program includes the Business Development Fund (BDF), the Working Capital Loan Fund (WC) and the Neighborhood Commercial Revitalization Loan Fund. Since 2005 CCDC has closed over 30 loans using City of Columbus loan funds, creating over 100 jobs and leveraging private investment.

The City of Columbus has been allocated \$1,000,000 in CDBG Recovery Funds (CDBG- R) for expansion of the economic development loan program. CCDC will administer the CDBG-R economic development loans for the City of Columbus in the same manner they administer our regular CDBG loans.

This legislation authorizes the expenditure of \$1,000,000 from the General Government Grant Fund for a contract with the Community Capital Development Corporation for the administration of the CDBG-R economic development loan programs. The funding for the administration of this loan program and the actual loan funds will remain within the City of Columbus. CCDC will submit monthly requests for funds for administrative costs and will request loan funds on a case-by-case basis upon approval by a loan committee and the City of Columbus.

Emergency action is requested so the agreement with the Community Capital Development Corporation can be executed immediately to avoid interruptions in program services.

FISCAL IMPACT: This legislation authorizes the expenditure of \$1,000,000 from the General Government Grant Fund to provide funding for a contract with the Community Capital Development Corporation for the administration of economic development loan programs. Passage of this legislation is contingent upon prior passage of appropriation legislation #1101-2009.

Title

To authorize the Director of the Department of Development to enter into a contract with the Community Capital Development Corporation to support economic development loan programs; to authorize the expenditure of \$1,000,000 from the General Government Grant Fund; and to declare an emergency. (\$1,000,000)

Body

WHEREAS, the Community Capital Development Corporation successfully administers the current economic development loan programs funded with CDBG funds; and

WHEREAS, the City of Columbus has been allocated \$1,000,000 in CDBG Recovery Funds (CDBG- R) for expansion of the economic development loan program; and

WHEREAS, the City, Department of Development, Economic Development Division wishes to continue the good working relationship with the Community Capital Development Corporation and is desirous of contracting with them for the expanded CDBG-R loan program; and

WHEREAS, the activities proposed by the Community Capital Development Corporation within this legislation are permitted by the Federal Department of Housing and Urban Development, (HUD) pursuant to 24 CFR, Part 570; and

WHEREAS, since its inception in 1981 Community Capital Development Corporation's sole purpose has been to underwrite, service and monitor loans, and can undertake these objectives more efficiently, more accurately and more economically than City staff; and

WHEREAS, the Community Capital Development Corporation will continue to promote the City of Columbus' philosophy of taking informed risk to assist businesses to grow and flourish; and

WHEREAS, the Economic Development loan administrative costs are eligible under CDBG-R funding guidelines; and

WHEREAS, emergency action is requested to allow CCDC to administer the CDBG-R economic development loan programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize the expenditure of said funds for a contract with Community Capital Development Corporation to avoid interruptions in program 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 Development Director is hereby authorized to enter into contract with the Community Capital Development Corporation for the administration of the CDBG-R economic development loan programs.

Section 2. That for the purpose stated in Section 1, the expenditure of \$1,000,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Government Grant Fund, Fund 220, Grant No. 459100, Department of Development, Economic Development Division, Division 44-02, Object Level One 03, Object Level Three 3336, OCA Code 459100.

Section 3. That this contract is awarded in accordance with Chapter 329.15 of the Columbus City Codes, 1959.

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

Legislation Number: 1197-2009

Drafting Date: 09/02/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Ultra Low Sulfur Diesel and Biodiesel Fuel for the Department of Finance and Management, the largest user, and for other City agencies as needed. Ultra Low Sulfur Diesel and Biodiesel Fuel is providing an environmentally preferable option to diesel fuel for City vehicles.

The term of the proposed option contract would be two and one half (2 1/2) years. Contract is through February 28, 2012 with the ability to extend for two additional one year periods. The Purchasing Office opened formal bids on August 20, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003339) sixteen (MBE:0, FBE:0) bids were solicited; A total of eight (8) bid proposals (MBE:0, FBE:0) were received.

The Purchasing Office is recommending award of contracts to the lowest, responsive, responsible and best bidder as follows:

Central Ohio Farmers Co-op CC#311717226 (Expires 03/19/2011)
Total Estimated Annual Expenditure: \$ 2,000,000.00

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

This ordinance also establishes authority to cancel an existing purchase order with the current vendor (Circleville Oil) and to issue a new purchase order with Central Ohio Farmers Co-op via the appropriation authority lapsed through said cancellation.

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. Funding for the purchase order for Fleet Management is available through the cancellation of the purchase order with the current biodiesel provider, Circleville Oil.

Title

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Ultra Low Sulfur Diesel and Biodiesel Fuel UTC with Central Ohio Farmers Co-op, to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; to authorize the Finance and Management Director to cancel the remaining balance on an existing purchase order, to authorize the expenditure of up to \$514,632.00; and to declare an emergency. (\$514,633.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on August 20, 2009 and selected the lowest, responsive, responsible and best bid. Eight (8) 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, Ultra Low Sulfur Diesel and Biodiesel Fuel UTC will be used to provide an environmentally preferable option to diesel fuel for City vehicles, this is being submitted for consideration as an emergency measure; and

WHEREAS, it is necessary to cancel the balance of the purchase order for biodiesel with Circleville Oil and reestablish the

cancelled amount with Central Ohio Farmers Co-op, 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 Ultra Low Sulfur Diesel and Biodiesel Fuel 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 Ultra Low Sulfur Diesel and Biodiesel Fuel Services with Solicitation SA003339; contract is through February 28, 2012.

Central Ohio Farmers Co-op, 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 the Finance and Management Director is authorized to cancel the the remaining balance on the existing purchase order UL006059 for Circleville Oil and establish a new purchase order with Central Ohio Farmers Co-op.

SECTION 4. That the expenditure of the remaining amount of funds on purchase order UL006059 for fiscal year 2009, in an amount not to exceed \$514,632.00, or so much thereof as may be necessary, be and is hereby authorized, to pay the cost thereof, as follows:

Dept-Div. 45-05
Fund: 513
OCA: 451347
OL1: 02
OL3: 2286
Amount: \$514,632.00

SECTION 5. 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: 1198-2009

Drafting Date: 09/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This legislation provides for the appropriation of \$8,084.80 from the Recreation and Parks Tree Replacement Fund to purchase trees and other plant materials for the Department's comprehensive citywide street tree planting program. The Tree Replacement Fund is comprised of fees and assessments levied customers for street tree purchases and for damages to trees that are in city right-of-way. The biggest share of this fund is used to purchase a variety of tree species and plant materials. Some trees are large and can be planted immediately while plant materials such as seeds and/or seedlings and bare root tree stock items are sent to the Recreation and Parks Nursery where they will grow and mature until they are ready for transplanting.

Fiscal Impact: The fiscal impact of this ordinance will be to reduce the Tree Replacement Fund's unappropriated balance by \$8,084.80.

This ordinance is being submitted as an emergency in order to have funding available in October for necessary expenditures.

Title

To authorize an appropriation of \$8,084.80 from the unappropriated balance of the Recreation and Parks Tree Replacement Fund to the Recreation and Parks Department for the purchase of trees and plant materials; and to declare an emergency. (\$8,084.80)

Body

WHEREAS, the Recreation and Parks Department has a comprehensive citywide street tree planting program; and

WHEREAS, the Tree Replacement Fund consists of fees and assessments levied customers for street tree purchases and for damages to trees that are in the city right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds so that funding is available in October, 2009 for necessary expenditures; now, therefore

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

SECTION 1. That from the unappropriated monies in the Recreation and Parks Tree Replacement Fund No. 234, 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 \$8,084.80 is appropriated to the Recreation and Parks Department, Department No. 51-01 as follows:

<u>Title</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Recreation and Parks Tree Replacement Fund	516781	2271	\$8,084.80

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

SECTION 3. That 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: 1199-2009

Drafting Date: 09/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the amendment of the 2009 Capital Improvements Budget (CIB) for the various city departments and divisions. This will align the needed authority by project with the funds issued in the proposed November 2009 Bond Sale for each of these departments/divisions.

Emergency action: This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

Fiscal impact: This legislation will amend the authority in the 2009 CIB so that it will be in line with the needed funds issued through the proposed November 2009 Bond Sale.

Title

To authorize an amendment to the 2009 Capital Improvements Budget to be in line with the upcoming bond sale; and declare an emergency.

Body

WHEREAS, it is necessary to align the 2009 Bond Sale Proceeds with the needed authority for each project involved; and

WHEREAS, the 2009 Capital Improvements Budget (CIB) is hereby amended to reflect the abovementioned authority needs; and

WHEREAS, an emergency exists in the usual operation of the City in that it is immediately necessary to make said amendment to allow the financial transaction to be posted in the City's accounting system as soon as possible; now therefore

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

SECTION 1: That the 2009 CIB ordinance number 0806-2009, passed on June 15th, be amended as follows:

See Attached File 2009 CIB Amend.xls

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: 1203-2009

Drafting Date: 09/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation will authorize the City Attorney to reimburse Franklin County for its portion of OPERS costs arising out the case of *State ex rel. Mallory v. Public Employment Retirement Fund*. This case involves the extent to which the City and Franklin County must make OPERS contributions on behalf of certain employees of the Franklin County Public Defender's Office. The City and Franklin County negotiated an agreement authorized by City Council Ordinance 782-99 whereby the two entities would share legal expenses associated with this case. The payment authorized by this legislation is a partial payment under that agreement.

This legislation will further authorize the transfer of funds between object levels within the City Attorney's 2009 general fund budget in order to allow said payments.

FISCAL IMPACT:

There is sufficient appropriation within the City Attorney's 2009 general fund budget to allow reimbursement.

The following payments have been previously authorized:

Ordinance 1016-2004 \$248,964.45
Ordinance 1477-2004 \$ 68,440.22
Ordinance 2110-2005 \$ 18,393.41
Ordinance 0327-2007 \$ 13,363.20

Ordinance 1411-2007 \$ 21,969.16
Ordinance 0879-2009 \$ 50,000.00
TOTAL \$421,130.44

EMERGENCY

This ordinance is submitted as an emergency so as to expedite payment of this obligation.

Title

To authorize the City Attorney to reimburse Franklin County for the City's portion of Ohio Public Employment Retirement Systems (OPERS) costs associated with the case of *State ex rel. Mallory v. Public Employment Retirement Fund* in the amount of \$11,243.38; to authorize the City Auditor to transfer said funds between object levels within the City Attorney's 2009 general fund appropriations; to authorize the expenditure of same; and, to declare an emergency. (\$11,243.38).

Body

WHEREAS, the City of Columbus and Franklin County entered into an agreement authorized by ordinance 782-99 to share in the costs 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, 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 OPERS costs associated with the case of *State ex rel. Mallory v. Public Employment Retirement Fund* in the amount of Eleven Thousand Two Hundred Forty-three and 38/100 Dollars (\$11,243.38).

SECTION 2. That the City Auditor be and hereby is authorized to transfer the sum of Eleven Thousand Two Hundred Forty-three and 38/100 Dollars (\$11,243.38) within the City Attorney's general fund appropriations, department 24-01, fund 010, organizational cost 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 Eleven Thousand Two Hundred Forty-three and 38/100 Dollars (\$11,243.38) be and hereby is authorized to be expended from the City Attorney's Office, department 24-01, fund 010, organizational cost 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: 1208-2009

Drafting Date: 09/04/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of the Recreation and Parks Department to recognize a moral obligation to pay

wages to Fredericka L. Jordan-Thomas. Ms. Jordan-Thomas was in the process of being hired to work at the Aquatics/Swim Center as a part-time, seasonal employee. Before her appointment was completed and she was formally on payroll, she worked 6 hours, totaling \$58.50.

Emergency designation is requested so Ms. Jordan-Thomas can be paid her wages in a timely manner.

TitleTo authorize and direct the Director of the Recreation and Parks Department to reimburse Ms. Fredericka L. Jordan-Thomas for hours worked in Recreation and Parks, to authorize the expenditure of \$58.50, less appropriate deductions, from the Recreation and Parks Operating Budget Fund; and to declare an emergency. (\$58.50)

Body

WHEREAS, it is necessary to pay Ms. Jordan-Thomas for hours worked for the Department of Recreation and Parks; and

WHEREAS, the 6 hours worked were before her appointment was completed and she was on payroll; and

WHEREAS, an emergency exists in the daily operations of the Department of Recreation and Parks, in that it is immediately necessary to pay this employee for hours worked for the immediate preservation of public health, peace, prosperity, safety and welfare, now, therefore

BE IT ORDAINED BY TSHE COUNCIL OF TSHE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks is hereby authorized and directed to pay Ms. Jordan-Thomas for wages earned for working 6 hours before her appointment was completed and she was on payroll.

SECTION 2. That the expenditure of \$58.50, or so much therefore as may be necessary be and is hereby authorized and approved as follows:

Fund: 285 / **OCA:** 510081 / **Dept:** 51-01 / **Object Level 3:** 1112

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

SECTION 4. That for the reasons stated in the preamble hereto, which is made 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: 1211-2009

Drafting Date: 09/04/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to establish a Universal Term Contract UTC to purchase composting bulking materials (woodchips) for the Division of Sewerage and Drainage. These materials are used to compost sewage sludge at the Compost facility.

The term of the proposed option contracts is one (1) year, and will be in effect from the date of execution by the City to and including November 30, 2010, with renewal option for one (1) additional year subject to mutual agreement. The Purchasing Office opened formal bids on August 20, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation

SA003294. Thirteen (13) bids were solicited (F1-0, MBR-0, MIA-2). Five (5) bids were received.

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

Edwards Landclearing: CC#34-1112541 (Expires 08-19-11)

Kurtz Brothers Central Ohio: CC#20-3524137 (Expires 12-12-10)

Ohio Mulch Supply: CC#31-1120540 (Expires 08-14-11)

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 the estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into three (3) contracts for the option to purchase Composting Bulking Material (Woodchips) with Edwards Landclearing, Kurtz Brothers Central Ohio and Ohio Mulch Supply to authorize the expenditure of three (3) dollars to establish these contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$3.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on August 20, 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 composting bulking materials (woodchips) are used to compost sewage sludge at the Compost facility, 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 composting bulking materials (woodchips), 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 composting bulking materials (woodchips) for the term ending November 30, 2010, with the option to renew for one (1) additional year subject to mutual agreement in accordance with SA003294 as follows:

Edwards Landclearing, Item 1: \$1.00

Kurtz Brothers Central Ohio, Item 2: \$1.00

Ohio Mulch Supply, Item 3: \$1.00

SECTION 2: That the expenditure of \$3.00 is hereby authorized from Mail, Print Services & UTC Account, Organizational 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: 1239-2009

Drafting Date: 09/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Columbus City Council passed Ordinance 1189-2009 on September 14, 2009, establishing three residential tax increment financing incentive districts in the Gay Street neighborhood in the City pursuant to Section 5709.40(C) of the Ohio Revised Code. The attached Ordinance approves and authorizes a tax increment financing and cooperative agreement by and among the City of Columbus, One Neighborhood New Community Authority, and Gay Street Condominium, LLC, to provide for the construction and financing of certain improvements within and around those incentive districts.

Emergency action is required in order to facilitate the continuing development of the parcels.

Fiscal Impact: No City funding is required for this legislation.

Title

To approve and authorize the execution of a tax increment financing and cooperative agreement by and among the City of Columbus, One Neighborhood New Community Authority, and Gay Street Condominium, LLC, to provide for the construction and financing of improvements within and around the three residential tax increment financing districts created by Ordinance 1189-2009, passed by the City Council on September 14, 2009; and to declare an emergency.

Body

WHEREAS, Sections 5709.40(C), 5709.42 and 5709.43 of the Ohio Revised Code authorize this Council, by ordinance, to create one or more incentive districts within the corporate boundaries of the City of Columbus, Ohio (the "City"), and declare the improvement to each parcel of real property located within each incentive district to be a public purpose and exempt from taxation, require the owner of each parcel to make service payments in lieu of taxes, and specify public infrastructure improvements made, to be made or in the process of being made that directly benefit or serve, or that once made will directly benefit or serve, parcels in the incentive districts; and

WHEREAS, pursuant to Ordinance 1189-2009, passed on September 14, 2009 (the "TIF Ordinance"), this Council created three residential tax increment financing incentive districts in the Gay Street neighborhood in the City (collectively, the "Incentive Districts"); and

WHEREAS, Gay Street Condominium, LLC (the "Developer") has commenced making or causing to be made private residential improvements within the Incentive Districts (collectively, the "Private Improvements"); and

WHEREAS, the City has determined that it is in the best interest of the City and its residents that certain public infrastructure improvements be made in support of those Private Improvements, which public infrastructure improvements were included in the description of Public Infrastructure Improvements in the TIF Ordinance and are necessary and appropriate in connection with the development of the Incentive Districts and will directly benefit the Incentive Districts (with those improvements, collectively with the Private Improvements, referred to herein as the "Project"); and

WHEREAS, the Developer has requested the assistance of One Neighborhood New Community Authority (the "Authority") in financing the costs of the Project; and

WHEREAS, the City intends to enter into a Tax Increment Financing and Cooperative Agreement with the Authority and

the Developer to provide for, among other things, (i) the construction of the Project, (ii) the issuance of bonds (the "Bonds") by the Authority to pay costs of the Project, (iii) the payment of service payments in lieu of taxes (the "Service Payments") by the Developer pursuant to the TIF Ordinance, and (iv) disbursement of the proceeds of the Bonds for the construction of the Project and the transfer of the Service Payments by the City to the Authority to pay principal and interest and other costs relating to the Bonds; and

WHEREAS, an emergency exists in that this Ordinance is required to be immediately effective in order to facilitate the continuing development of the Parcels, such immediate action being necessary 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 Development (the "Director"), for and in the name of the City, is hereby authorized to execute the Tax Increment Financing and Cooperative Agreement (the "TIF Agreement") presently on file with the Director along with any changes or amendments thereto not inconsistent with this Ordinance and not substantially adverse to the City and which shall be approved by the Director and the City Attorney.

Section 2. That the Director or other appropriate officers of the City are authorized to execute such other agreements and instruments and to take all actions as may be necessary to implement this Ordinance and the transactions contemplated by the TIF Agreement.

Section 3. That this Council hereby waives the requirements of Chapter 329 of the City Codes with respect to any agreements entered into pursuant to this Ordinance.

Section 4. That the service payments in lieu of taxes and property tax rollback payments deposited in the One Neighborhood Municipal Public Improvement Tax Increment Equivalent Fund created by Ordinance No. 1189-2009 (the "TIF Fund") shall be deemed appropriated for the purposes set forth in the TIF Agreement and authorized to be expended therefrom in accordance with the TIF Agreement, and subject to vouchers approved by the Director of Development or the Director of Public Service, the City Auditor is hereby authorized to make payments to the Developer (as defined in the TIF Agreement) or One Neighborhood New Community Authority or its designee from the TIF Fund in accordance with the TIF Agreement.

Section 5. 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 adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations&cboType=B>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 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 - September 30, 2009 12:00 pm

SA003363 - OCM-PS FOR LIGHTING FOR CITY OF COLUMBUS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

REQUEST FOR STATEMENTS OF QUALIFICATIONS (RFSQ)

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain Request for Statements of Qualifications (RFSQ) to establish a contract for the PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION FOR INTERIOR ENERGY EFFICIENT LIGHTING FOR THE CITY OF COLUMBUS, 90 WEST BROAD STREET, COLUMBUS, OHIO 43215.

1.2 Classification: The scope of work shall be for complete design services, but not necessarily limited to: master plan and design for interior energy efficient lighting retrofit for the operational needs of the City of Columbus. A pre-qualification meeting is scheduled for September 16, 2009 at 1:30 p.m. at City of Columbus, 90 West Broad Street, Room B-07, Columbus, Ohio 43215. The budget estimate for this project including funds for contingency and allowances is \$190,000.00.

RFSQ documents will be available beginning Monday, September 14, 2009. Contact Jennifer Henderson with the Office of Construction Management via email only (jrhenderson@columbus.gov) to obtain 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: September 18, 2009

SA003364 - OCM-PS FOR FIRE STATIONS LIGHT RETROFIT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

REQUEST FOR STATEMENTS OF QUALIFICATIONS (RFSQ)

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain Request for Statements of Qualifications (RFSQ) to establish a contract for the PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION FOR INTERIOR ENERGY EFFICIENT LIGHTING FOR FIRE STATIONS FOR THE CITY OF COLUMBUS.

1.2 Classification: The scope of work shall be for complete design services, but not necessarily limited to: master plan and design for interior energy efficient lighting retrofit for the operational needs of the Division of Fire. A pre-qualification meeting is scheduled for September 16, 2009 at 10:00 a.m. at Fire Station #34, 5201 Wilcox Road, Dublin, Ohio 43016. The budget estimate for this project including funds for contingency and allowances is \$1,100,000.00.

RFSQ documents will be available beginning Monday, September 14, 2009. Contact Jennifer Henderson with the Office of Construction Management via email only (jrhenderson@columbus.gov) to obtain 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: September 18, 2009

SA003365 - BROWN ROAD AREA WATERLINE IMPROVEMENTS

SCOPE: The City of Columbus, Department of Public Utilities, Division of Power and Water is receiving proposals for the Brown Road Area Waterline Improvements. The work for which proposals are invited consists of the installation of 12 inch, 8 inch, and 6 inch water lines and appurtenances and service transfers and such other work as may be necessary to complete the contract in accordance with the plans (C-991) and specifications. All work shall be completed within 365 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is not a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (One hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders after September 13, 2009. The Bid Date for the project is September 30, 2009.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.
ORIGINAL PUBLISHING DATE: September 09, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003369 - CIP 610746 Southard/Fornoff Area Stormwa

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CIP 610746 - Southard/Fornoff Area Stormwater System Improvements. Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, until 3:00 p.m., Local Time, on Wednesday, September 30, 2009, and publicly opened and read at that hour in Department of Public Utilities Complex 910 Dublin Road, 1st Floor Auditorium, Columbus, OH 43215.

The work for which proposals are invited consists of constructing approximately 15,300 LF of 12- to 42-inch sewer, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. All work shall be completed within 270 days.

CLASSIFICATION: Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (one hundred percent) performance and payment bond are required for this bid. The Contract Documents, bid book in paper format and plans as TIFF images on CD (Compact Disc), are available at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released. Paper copy of the Construction Plans is not available.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 11, 2009

SA003372 - CIP 610768 Shattuck Ave/Clearview Ave St

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CIP 610768 - Shattuck Avenue / Clearview Avenue Stormwater System Improvements. Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, until 3:00 p.m., Local Time, on Wednesday, September 30, 2009, and publicly opened and read at that hour in Department of Public Utilities Complex 910 Dublin Road, 1st Floor Auditorium, Columbus, OH 43215.

The work for which proposals are invited consists of constructing approximately 4200 feet of storm sewers ranging in size from 12" to 24" diameter pipe, maintaining traffic and other such work as may be necessary to complete the contract in accordance with the plans and specifications. All work shall be completed within 150 days.

CLASSIFICATION: Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (one hundred percent) performance and payment bond are required for this bid. The Contract Documents, the bid book in paper format (with Prevailing Wages Packet on CD (Compact Disc), and the plans (CC-15241) as TIFF images on CD, are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released. Paper copy of the Construction Plans is not available.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 12, 2009

BID OPENING DATE - October 1, 2009 11:00 am

SA003368 - SHADE AND ORNAMENTAL TREES FOR REC&PARKS

1.1 Scope: The City of Columbus, Recreation and Parks Department is requesting bids to establish a contract for the purchase of shade and ornamental trees. The trees are to be used in the Recreation and Parks street and park tree planting programs. The trees shall be delivered to the Municipal Nursery no later than March 31, 2010. The City intends to award the contract as soon as possible after the bid opening date.

1.2 Classification: The City of Columbus intends to purchase bare root or containerized whips four (4) to six (6) feet tall of the highest quality available, as evidenced by their widespread use, acceptance, purchase, and reputation within the horticulture industry. Trees shall meet the American Standard for Nursery Stock.

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: September 10, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003373 - INFLUENZA VIRUS VACCINES

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus Public Health Department to obtain formal bids to establish a "Universal Term Contract" for the purchase of Fluzone Influenza Virus Vaccine by Sanofi Pasteur Inc. NDC # 49281-009-10 and Flumist by Medimmune Vaccines Inc. NDC # 66019-107-01; for use in vaccinating adults and children thirty-six months and older. The proposed contract will be in effect until December 31, 2011. The City estimates spending \$28,000.00 annually for this contract.

1.2 Classification: The contract resulting from this bid will provide the City of Columbus Public Health (CPH) Department with the purchase and delivery of the Sanofi Pasteur Fluzone Influenza Virus Vaccine; NDC # 49281-009-10; packaged in a 0.5mL vial with ten-dose vials per package, and Medimmune Vaccines Flumist NDC # 66019-107-01 packaged in cartons of 10 sprayers, to serve the clients of CPH. Delivery of the vaccines must be in full compliance with the manufacturer's guidelines. All bids are to include the mandatory Federal Excise Tax of \$0.75 per dose. CPH reserves the right to purchase up to double the amount specified in this bid. All bidders must be licensed and authorized to sell the specified vaccine.

ORIGINAL PUBLISHING DATE: September 15, 2009

SA003383 - PURCHASE OF IP SATELLITE ANTENNA SYSTEM

Scope: The City of Columbus Division of Support Services is seeking bids for the delivery and installation of one IP Satellite Antenna System, Radios, Modems and Controller. Delivery and installation of the system to the Regional Mobile Command Post Vehicle at a City of Columbus facility is required as soon as possible upon completion of a certified contract.

Classification: The City of Columbus Division of Support Services is adding communications assets to the Regional Mobile Command Post Vehicle owned and operated by the City of Columbus. The system will be funded by Franklin County U.A.S.I. grant funds. Requirements also include the supplier to provide a service plan including maintenance for eighteen (18) full months.

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: September 17, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003382 - HOUSING/MEDIA CAMPAIGN-MARKETING SERV

Section 1 - Introduction

The purpose of this Request for Proposal (RFP) is to obtain the services of a qualified media company to prepare and deliver: 1) certain healthy homes principles relative to creating healthy home environment 2) promote revitalization efforts taking place in Columbus neighborhoods.

Section 2 - Scope of Project

We are looking to combine the use of television, web presence and possibly special events to; generate awareness, show the benefit of good practices, seek community involvement, develop pride and create a strong desire to live in Columbus neighborhoods.

The campaigns should deliver information and provide a means of interaction, allowing the public to communicate their thoughts and ideas.

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> <<http://vendorservices.columbus.gov/>>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 17, 2009

BID OPENING DATE - October 5, 2009 2:00 pm

SA003387 - OCM-INSTALL ICEMELT @ JERRY HAMMOND CTR

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

INSTALLATION OF THE ICE MELT SYSTEM,
1111 E. BROAD STREET, COLUMBUS, OHIO 43205

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain formal bids to establish a contract for INSTALLATION OF THE ICE MELT SYSTEM, 1111 E. BROAD STREET, COLUMBUS, OHIO 43205. Work to be completed within 45 calendar days upon notification of award of contract.

1.2 Classification: Installation of an ice melt system. Work includes but is not limited too the selective demolition of the existing cabling and installation of all new components for an ice melt system. There will be a pre-bid meeting on September 24, 2009 at 9:30 a.m. at 1111 E. Broad Street. Enter at the main lobby and you will be directed to the meeting room. This is a prevailing wage project. A 10% proposal bond/100% performance bond required. All questions and concerns pertaining to the specifications shall be directed in writing to the Office of Construction Management to the attention of the Building Maintenance Manager, Keith May, via e-mail (kamay@columbus.gov) or Fax (614-645-0254) only. Deadline for questions will be Wednesday, September 30, 2009 at 12:00 p.m. Addendums will be issued accordingly. Bid documents will be available at the pre-bid meeting. The budget estimate for this project is \$90,000.00 (this includes a \$10,000.00 contingency).

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: September 22, 2009

BID OPENING DATE - October 7, 2009 3:00 pm

SA003371 - EMERGENCY WATER MAIN REPAIRS 2009B

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, Division of Power & Water is receiving proposals for the Emergency Water Main Repairs 2009B, Contract 1153. The work for which proposals are invited consists of the repair of water mains at various locations throughout the Columbus Water Distribution System on an as needed basis and other such work as may be needed to complete the contract in accordance with the specifications. All work shall be completed within 400 days of the Notice to Proceed.

CLASSIFICATIONS: There is no Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (One hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders after September 19, 2009. The Bid Date for the project is October 7, 2009.

For additional information concerning the bid, including procedures for obtaining a copy of the bid document and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 12, 2009

SA003376 - CIP 690506 Reservoir Pollution Reduction

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for: CAPITAL IMPROVEMENTS PROJECT No. 690506 - RESERVOIR POLLUTION REDUCTION PROJECT.

The work for which proposals are invited consists of various improvements at several sites around Griggs, Hoover and O'Shaughnessy Reservoirs to provide water quality treatment of stormwater before discharging directly into the raw drinking water supply reservoirs for the City of Columbus.

The one site at O'Shaughnessy Reservoir is located in Glick Park at the dam. Improvements to this site include an improved entrance and parking, bio-retention, demonstrations of pervious concrete and permeable pavers, associated educational signage, an overlook deck, fencing, park sign, lighting, picnic tables, and other associated items.

Ten sites are located along Griggs Reservoir. Improvements at these sites include pervious concrete and permeable paver parking lots, parking lot removal and reconfiguration, bio-retention, bio-swales, level spreaders, vegetated buffers, diversion structures, rain barrels, and other associated items.

Fourteen sites are located around Hoover Reservoir. Improvements at these sites include pervious concrete and permeable paver parking lots, parking lot removal and reconfiguration, bio-retention, bio-swales, infiltration trenches, vegetated buffers, shoreline stabilization structures and boat ramps, rain barrels, and other associated items.

All work will be in accordance with the plans (CC-15608) and specifications, including erosion and sediment control, maintenance of traffic, and other items as necessary to complete the contract.

All work shall be completed within 365 days from date of the Notice to Proceed

Copies of the bid documents are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021, 1250 Fairwood Avenue, Columbus, Ohio 43206. Bid packets will be available beginning September 14th, 2009. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Fourth Floor, until 3:00 pm, Local Time, on October 7, 2009 and publicly opened and read at that hour in the First Floor Auditorium.

CLASSIFICATIONS: This project is subject to all funding requirements of the American Recovery and Reinvestment Act (ARRA).

A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 17, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003377 - CIP 650725.01 Olentangy Main Trunk Sewer

SCOPE: The City of Columbus Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for: CAPITAL IMPROVEMENTS PROJECT No. 650725.01 - OLENTANGY MAIN TRUNK SEWER REHABILITATION PROJECT, CONTRACT A.

The work for which proposals are invited consists of all labor and materials for rehabilitation of 2,915 feet of 78-inch diameter sanitary sewer utilizing Cured-in-Place Pipe (CIPP). The work includes cleaning, video inspection, bypass pumping, maintenance of traffic, and other associated work. This work also includes the cleaning of three (3) 200-foot-long 42-inch siphon pipes, two (2) 226-foot-long 42-inch siphon pipes, and one (1) 226-foot-long 48-inch siphon pipe. In addition to the work on the pipe, the work includes reconstruction of manholes/structures, as necessary for CIPP lining, site restoration, and other such work as may be necessary to complete the contract in accordance with the plans (CC-15616) and specifications.

All work shall be completed within 180 days from date of the Notice to Proceed

Copies of the bid documents are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021, 1250 Fairwood Avenue, Columbus, Ohio 43206. Bid packets will be available beginning September 14th, 2009. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Fourth Floor, until 3:00 pm, Local Time, on October 7, 2009 and publicly opened and read at that hour in the First Floor Auditorium.

CLASSIFICATIONS: This project is subject to all funding requirements of the American Recovery and Reinvestment Act (ARRA).

A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 17, 2009

SA003379 - NINTH ST 8 INCH WATER MAIN CIP 690236

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, Division of Power and Water in cooperation with the Columbus Museum of Art are receiving proposals for the Ninth Street 8" Water Main. The work for which proposals are invited consists of the installation of water lines and appurtenances, abandoning an existing water line, installing services, and other such work as may be necessary to complete the contract in accordance with the plans and specifications. All work on shall be completed within 45 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is not a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (One hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders after September 19, 2009. The Bid Date for the project is October 7, 2009.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 17, 2009

SA003381 - CIP 650618 Naghten St Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: Sealed proposals will be received by the Director of Public Utilities of the City of Columbus at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, Columbus, Ohio 43215 until 3:00 p.m., Local Time on Wednesday October 7, 2009, and publicly read at that hour and place in the Department of Public Utilities Complex, 910 Dublin Road, 1st Floor Auditorium, Columbus, OH 43215 for the following project: NAGHTEN STREET STORMWATER SYSTEM IMPROVEMENTS (CC-14758) and NAGHTEN STREET ROADWAY IMPROVEMENTS 2622 DR E, CIP No. 650618.

The work for which the proposals are invited consists of all labor and materials for the construction of approximately 1,119 LF of 66-inch diameter, 549 LF of 60-inch diameter, 619 LF of 54-inch diameter, 1,075 LF of 12-inch through 18-inch diameter storm sewer together with pipe tunneling, two (2) junction chambers, manholes and curb inlets; construction of approximately 309 LF of 15-inch diameter and 130 LF of 12-inch diameter sanitary sewer and manholes; construction of approximately 1,442 LF of 8-inch diameter and 240 LF of 6-inch diameter water main together with valves and fire hydrants; roadway improvements involving construction of ADA accessibility curb ramps, curb and sidewalk; pavement restoration, maintenance of traffic, and other associated work necessary to complete the contract in accordance with sewer plan (CC-14758) and roadway plan 2622 DR.E, and specifications. Some existing private utilities will be relocated by the utility agencies as indicated on the plans. All work shall be completed within 460 days from the date of the Notice to Proceed. Copies of the Contract Documents and plans are on file at the Sewer Maintenance and Operations Center (SMOC), Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A/B, 1250 Fairwood Avenue, Columbus, Ohio 43206. Bid packets will be available beginning Wednesday, September 16, 2009.

CLASSIFICATIONS: A Pre-Bid Conference is scheduled for 10:00am on September 28, 2009 in conference room #1044, at 1250 Fairwood Avenue, Columbus, Ohio. State and Federal Prevailing wage rates apply. A 10% (ten percent) proposal guaranty consisting of a Proposal Bond or a certified check and a 100% (One hundred percent) Contract Performance and Payment Bond are required for this bid.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.
ORIGINAL PUBLISHING DATE: September 17, 2009

BID OPENING DATE - October 8, 2009 11:00 am

SA003367 - OFFICE CHAIRS - UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish a Universal Term Contract for the purchase of various office chairs for all City agencies. The proposed contract shall be in effect through December 31, 2011

1.2 Classification: The contract(s) resulting from this proposal will provide the City of Columbus with various office chairs including: Executive high back chairs, guest chairs, stacking guest chairs, stacking multi-purpose chairs, managerial task chairs, high-back chairs, task chairs, and task stools.

1.2.1 The successful bidder will provide, deliver and unload office chairs at various City agencies.

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: September 19, 2009

SA003378 - OEM SMALL ENGINE PARTS, SUPPLIES & ACC

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish option contract(s) with a "Catalog" firm offer for sale of various OEM Small Engine Parts, Supplies and Accessories for the Fleet Management Division. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder(s) after a purchase order is issued. The City estimates it will spend approximately one hundred twenty-two thousand dollars (\$122,000.00) annually under the terms of the resulting contract(s) through December 31, 2011.

1.2 Classification: The bidder shall submit its standard published catalog(s) and/or website which must identify all parts available. The contract(s) resulting from this bid proposal will provide for the option of the purchase and delivery of OEM Small Engine Parts, Supplies and Accessories for various City lawn mowers per bid document.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 16, 2009

SA003386 - Winter Asphalt UTC/Planning and Operatio

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Planning & Operations to obtain formal bids to establish a "firm offer for sale" blanket type contract for the purchase of various forms of winter asphalt concretes for use on numerous construction and repair projects throughout the City. The proposed contract will be in effect through April 30, 2010.

1.2 Classification: The supplier will make available for pick-up and /or delivery approximately eight thousand (8,000) tons of various asphalt concretes:402, 404 and 405. This material must be in production from November through April.

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: September 22, 2009

SA003389 - REFUS/96 & 300 GAL REFUSE CONTAINERS-UTC

1.1 Scope: This proposal is to provide the City of Columbus, Department of Public Service, Division of Refuse Collection, with a Universal Term Contract (blanket type) to purchase annually approximately five thousand (5,000) 300-gallon automated refuse containers for use in residential collections by fully automated and semi-automated collection vehicles within the City of Columbus. The proposed contract will be in effect for a period of three (3) years.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the purchase and delivery, warranty service and replacement parts for 300-gallon automated refuse containers for use in residential collections delivered to the Division of Refuse Collection.

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: September 24, 2009

BID OPENING DATE - October 9, 2009 5:00 pm

SA003391 - CARBON DIOXIDE 30 TON TANK LEASE

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CARBON DIOXIDE STORAGE UNIT LEASE INFORMATION REQUESTED

This is a request for information pertaining to the leasing of a bulk storage tank capable of an equivalent storage and delivery capacity to the tanks listed below.

The Parsons Avenue Water Plant in Columbus, Ohio has four (4) Tomco model 3075-C 60,000 lb. capacity carbon dioxide storage units. Each unit is equipped with a low temperature air-cooled Copeland refrigeration condensing unit charged with refrigerant R-404A and an external electrically heated vaporizer.

GENERAL SITE CONDITIONS AND SERVICE REQUIREMENTS

An existing unit suffered a vaporizer fire, and has reached it's useful service life. A leased unit put in it's place or adjacent to it, and piped in to the existing feed system is the desired solution. A suitable pad, piping and electricity may already be in place, and moving the old unit aside with a crane, to place the new unit, may be the only site prep needed

Existing Service contracts for the existing storage vessels will not be altered to cover annual service and inspections of the leased vessel at this time. Service and Maintenance shall be included in the lease terms, and if not included, it must be stated clearly in the proposal

Please also note that the use of recovery equipment may be necessary when servicing refrigeration systems in order to comply with the U.S. Environmental Protection Agency regulations prohibiting the venting or release of refrigerants to the atmosphere.

TERMS OF POTENTIAL CONTRACTS

The City seeks proposals to have a unit delivered, installed and maintained on site for 3 to 5 years. The contract will most likely be three years initially, to be paid in yearly payments, due to the City's financial process. A new City Purchase Order authorizing payment will be created once each 12 months of the lease, to effect lease payment. No prepayment of more than one year is possible.

INSPECTION REPORTS

A detailed preventive maintenance and inspection report shall be required and delivered to the Parsons Avenue Water Plant Maintenance Manager within ten (10) working days of the actual service date. The reports are to show operating conditions of the unit and also list any repairs that have been made. The reports should have a checklist style format to ensure that the serviceman performs individual item checks as required.

PRE-BID INSPECTION

Arrangements can be made to visit the plant site and look at this equipment prior to submitting proposals. October 7th an onsite inspection may be made by contacting Gene White, plant maintenance manager at 614-645-3227 between the hours of 7:00 am and 3:30 pm Monday through Friday to RSVP.
ORIGINAL PUBLISHING DATE: September 24, 2009

BID OPENING DATE - October 13, 2009 1:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003366 - RFP FR COLS TRAFFIC SIGN SYS (CTSS) PH B

1.1 Scope: The City of Columbus, Department of Public Service is receiving proposals until 1:00 P.M. October 13, 2009, for professional engineering consulting services for the Columbus Traffic Signal System (CTSS) Phase B project, CIP No. 540007-100004. The Department of Public Service requests engineering services in support of designing and system integration during the migration of the existing CTSS to an open architecture that can serve central Ohio stakeholders with system connectivity and interoperability. The desired outcome is to transition the existing CTSS to a new software and hardware package maximizing the existing infrastructure with the use of recent investments of CTSS Phase A project based on the November 2005 Columbus Traffic Signal System Assessment and Strategic Plan. MORPC currently has the project scheduled for construction in State Fiscal Year 2011 with an allocation of Federal CMAQ funding for construction of \$7.8 million.

Proposals are being received by Department of Public Service, Office of Support Services, 109 N. Front St., Room 301, Columbus, OH 43215.

A listing of the specifications and deliverables are available in the attached document. Click 'continue' on the first web page of the solicitation and click on the bid packet.

1.2 Classification: Interested firms may request an electronic copy of the Exhibit A via e-mail from capitalprojects@columbus.gov, Subject: Request Exhibit A for Columbus Traffic Signal System (CTSS) Phase B project. Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. Each offeror shall submit with its proposal an active City of Columbus Contract Compliance Certification Number, or a completed application for certification. A pre-proposal meeting will be held at 2:30 p.m on September 28, 2009 at 1881 E. 25th Avenue, Room B. All questions concerning the RFP are to be sent to capitalprojects@columbus.gov. The last day to submit questions is October 5, 2009. Responses will be posted on the Vendor Services web site as an addendum and an e-mail will be sent to each firm requesting an Exhibit A. Phone calls will not be accepted.

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: September 09, 2009

BID OPENING DATE - October 15, 2009 11:00 am

SA003380 - WATER METERS UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Division of Water is obtaining bids to establish an option contract(s) for the purchase of Water Meters and Various Appurtenances for installation in the City's water distribution system. The estimated annual expenditure is 1.4 million dollars.

1.2 Classification: The contract(s) resulting from this bid proposal is for the purchase and delivery of water meters and various appurtenances only. Bids will be accepted only from those companies who are actively engaged in the manufacture of, or represent companies who are actively engaged in the manufacture of meters. They must have a minimum of five years operating experience with the model meter bid when supplied in quantities similar to those required by the City. The term of this contract will be for an approximately one-year period, to March 31, 2011, with a one-year option to extend.

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: September 18, 2009

SA003384 - Hitachi Sludge Collector Parts UTC

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit bids to establish an Universal Term Contract (blanket type) to purchase Hitachi Sludge Collector Parts. Parts are used for the sludge settling system located at the Southerly Wastewater Treatment Plant. The City of Columbus estimates it will spend \$75,000.00 annually from this contract. The contract will be in effect for a period of two (2) years from the date of execution by the City to and including October 31, 2011.

1.2 Classification: The contract resulting from this proposal will provide for the purchase and delivery of replacement Hitachi non-metallic sludge collector system components, as specified herein. Installation requirements will be provided by the City.

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: September 18, 2009

SA003385 - PORTABLE COMPOST TROMMEL SCREEN

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of these specifications to describe a diesel powered Doppstadt SM 720 horizontal trommel screen or approved equal. All parts not specifically mentioned, which are necessary to provide a complete unit, shall be included in the bid and conform in strength and quality of material and workmanship to what is usually provided to the trade in general. The screen shall be a current model under standard production by the manufacturer for at least the past two years and appropriately sized for work described herein. Screen shall process 100 - 150 yd³ / hr while removing 80% of "unders" and will not accumulate bio-solids compost at 50% moisture inside the trommel that requires manual cleaning

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 portable Doppstadt SM 720 horizontal trommel screen or equal, and the trade-in and removal of a used portable 2001 Powerscreen 725 trommel. The Komptech Mustang S with options selected to meet this specification is an approved equal.

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: September 22, 2009

SA003388 - Luminaires and Related Components/P&W

1.1 Scope: It is the intent of the City of Columbus, Division of Power and Water (Power Section) to obtain bids for a one time purchase of Luminaires (light fixtures) and Related Components that will be used for Area Lighting installations and to maintain existing Area Lights within the City. The expected expenditure is \$80,000.00. The City reserves the right to increase or decrease order quantities on the items listed herein to fit within budget constraints.

1.2 Classification: The successful bidder(s) will supply HPS Luminaires and Related Components. The City intends to purchase High Pressure Sodium Cut Off Cobra Style Luminaires, Rectangular Luminaires, Teardrop Luminaires, Post Top Luminaires, Spherical Luminaires, Low/High Mast Luminaires, Ballast Modules, Globes, Socket Modules, Protected Starter Boards and Refractors for installation and repair of City's Area Lights.

All item furnished shall be new.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 23, 2009

SA003390 - GIS TECHNICAL SERVICES UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) with a Universal Term Contract (blanket type) for GIS Technical Services. The Department of Technology historically uses GIS Technical Services for completing project related work. The proposed contract for services shall be in effect through June 30, 2011.

Classification: The successful bidder will provide and deliver computer analysis, design, programming and management services as they relate to Geographic Information Systems (GIS) on an "as needed" basis.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: September 24, 2009

SA003392 - PGP SECURITY PRODUCTS AND SUPPORT UTC

Scope: This proposal is to provide the City of Columbus, Division of Technology with a Universal Term Contract (blanket type) to purchase approximately 600 seats annually of PGP, security products and support. The proposed contract can potentially be in effect through Jun 30, 2012.

Classification: The successful bidder will establish the means to start, maintain, and renew license keys for PGP product download and associated support, subscriptions for products that require it, and deliver software media, or use alternative suitable delivery mechanism, as needed.

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: September 24, 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: PN0059-2009

Drafting Date: 03/02/2009

Version: 1

Current Status: Clerk's Office for Bulletin

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 - THE TIME FOR THIS MEETING ONLY HAS BEEN CHANGED TO 4:30PM**
- 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

Body"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

<http://www.publichealth.columbus.gov/>

Legislation Number: 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: PN0193-2009

Drafting Date: 09/01/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Downtown Commission Meeting Date Change

Contact Name: Daniel Thomas

Contact Telephone Number: (614) 645-8404

Contact Email Address: djthomas@columbus.gov

Body

PUBLIC HEARING -DOWNTOWN COMMISSION

Date Change

The Downtown Commission will move its meeting date from Tuesday, September 22, 2009 to Tuesday, September 29, 2009. Meeting will take place as normal in the Training Center, 109 N. Front Street, starting at 8:30a.m.

Contact: Daniel Thomas, 645-8404, djthomas@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 the arrangements.

Legislation Number: PN0209-2009

Drafting Date: 09/16/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Board of Wellfield Protection Appeals

Contact Name: Robert E. Andrews

Contact Telephone Number: 614-645-3227

Contact Email Address: reandrews@columbus.gov

Body

There will be a meeting of the Board of Wellfield Protection Appeals on Tuesday, September 29, 2009 at 1:30 pm. The meeting location will be the Parsons Avenue Water Plant, 5600 Parsons Avenue, in the 1st floor conference room. Inquiries regarding directions to this location may be made between the hours of 7:00 a.m. and 3:00 p.m., Monday through Friday, by calling 614-645-3227.

Legislation Number: PN0210-2009

Drafting Date: 09/17/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Councilmember Ginther to Hold Public Meeting on State Liquor Permit Renewal

Process

Contact Name: Kenneth Paul

Contact Telephone Number: (614) 645-2931

Contact Email Address: KCPaul@columbus.gov

Body

Officials to discuss the city's role in objecting to problem liquor establishments

Columbus City Councilmember Andrew J. Ginther, Chair of the Public Safety Committee, will conduct a public meeting to discuss the state's annual liquor permitting process, and how the public can work with the city to object to the renewal of liquor permits held by problem establishments.

The public meeting will provide a forum to explain the liquor permit renewal objection process; make clear the city's role in permitting liquor establishments and the limitations on that role; what steps the city has taken to address problem liquor permit holders; different approaches to resolving community concerns with problem liquor establishments; the efficacy of the City's efforts to hold liquor permit holders accountable; and what the community can do to assist the City in its attempt to ensure that businesses selling alcohol do so in a manner consistent with community standards.

Representatives from the office of Columbus City Attorney Richard C. Pfeiffer, Jr., the Columbus Department of Public Safety, and the Columbus Division of Police will present and provide background information on the liquor permitting/permit renewal process.

Date: Tuesday, September 29, 2009

Time: 5:30-7:00 PM

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

This informational session is open to the public. Interested civic leaders are encouraged to attend. Free parking is available after 5 PM in the City Hall surface lot at Gay and Front Streets.

Legislation Number: PN0211-2009

Drafting Date: 09/21/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - Effective Date: September 17, 2009

Contact Name: Patricia Rae Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

Please see Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - Effective Date: September 17, 2009

Legislation Number: PN0212-2009

Drafting Date: 09/23/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Councilmember Ginther to hold a Development Committee Meeting to discuss the Tax Incentive Review Council (TIRC) recommendations

Contact Name: Kenneth Paul

Contact Telephone Number: (614) 645-2931

Contact Email Address: KCPaul@columbus.gov

Body

The City of Columbus uses tax incentives to encourage new development and employment. In accordance with the Ohio Revised Code Section 5709.85, the City's Tax Incentive Review Council (TIRC) is required to meet annually and review the property tax exemptions granted under such programs and to determine compliance with agreement terms. A Development Committee meeting will be held to discuss the findings from the August 18 & 19, 2009, TIRC meeting.

Date: Tuesday, October 6, 2009

Time: 5:30 PM-7:00 PM

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

This informational session is open to the public. Interested civic leaders are encouraged to attend. Free parking is available after 5 PM in the City Hall surface lot at Gay and Front Streets.

Legislation Number: PN0213-2009

Drafting Date: 09/24/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 10/05/2009

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 44

CITY COUNCIL (ZONING)

OCTOBER 5, 2009

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1168-2009

To rezone 6112 SAWMILL ROAD (43017), being 3.9± acres located on the west side of Sawmill Road, 760± feet south of Abbey Church Road, From: L-M, Limited Manufacturing District, To: L-M, Limited Manufacturing District. (Rezoning # Z09-016)

1229-2009

To grant a Variance from the provisions of Section 3361.02, Permitted uses, of the Columbus City Codes for the property located at 4940 GENDER ROAD (43110), to permit ground floor dwellings in the CPD, Commercial Planned Development District. (Council Variance #CV09-014).

Legislation Number: PN0307-2008

Drafting Date: 12/22/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 REGULAR MEETINGS OF COLUMBUS RECREATION AND PARKS COMMISSION

Contact Name: Chris Snyder

Contact Telephone Number: 645-7468

Contact Email Address: crsnyder@columbus.gov

Body

EXHIBIT A

NOTICE OF REGULAR MEETINGS

COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said

Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 14, 2009 -1111 East Broad Street, 43205

Wednesday, February 11, 2009 -1111 East Broad Street, 43205

Wednesday, March 11, 2009 -- 1111 East Broad Street, 43205

Wednesday, April 8, 2009 -- 1111 East Broad Street, 43205

Wednesday, May 13, 2009 - 1111 East Broad Street, 43205

Wednesday, June 10, 2009 - Gillie Recreation Center, 4625 Morse Centre Drive, 43229

Wednesday, July 8, 2009 - Westgate Shelterhouse, 3271 Wicklow Road, 43204

August Recess - No meeting

Wednesday, September 9, 2009 - Schiller Recreation Center, 1069 Jaeger Street, 43206

Wednesday, October 14, 2009 - Mentel Golf Course, 6005 Alkire Road, Galloway, 43119

Wednesday, November 11, 2009 - 1111 East Broad Street, 43205

Wednesday, December 9, 2009 - 1111 East Broad Street, 43205

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE
TRANSPORTATION DIVISION
EFFECTIVE DATE: SEPTEMBER 17, 2009

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.06 TRAFFIC CONTROL SIGNALS

Traffic control signals shall be installed at the following locations:

CHAPEL STONE RD at WAGGONER RD
(Approved by the Traffic and Transportation Commission on 3/13/2008)

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

NASON AVE shall stop for LISCOMB AVE

Stop signs shall be removed from intersections as follows:

CHAPEL STONE RD shall no longer stop for WAGGONER RD

SECTION 2105.09 TURNS AT INTERSECTIONS

Mandatory turn lanes shall be established as follows:

CHAPEL STONE RD at WAGGONER RD
The westbound traffic in the lane second from the north curb shall turn left.
Restrictions applied: All Times - All Days

CHAPEL STONE RD at WAGGONER RD
The eastbound traffic in the lane second from the south curb shall turn left.
Restrictions applied: All Times - All Days

PARKING REGULATIONS

The parking regulations on the 349 foot long block face along the s side of BELLOWS AVE from SOUDER AVE extending to DAVIS AVE shall be

Range in feet	Code Section	Regulation
0 - 24	2105.17	NO STOPPING ANYTIME

24 - 44	2105.03	HANDICAPPED PARKING ONLY
44 - 310	2151.01	(STATUTORY RESTRICTIONS APPLY)
310 - 349	2105.17	NO STOPPING ANYTIME

The parking regulations on the 1431 foot long block face along the N side of CHAPEL STONE RD from WAGGONER RD extending to OLD IVORY WAY shall be

Range in feet	Code Section	Regulation
0 - 177	2105.17	NO STOPPING ANYTIME
177 - 1431	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 507 foot long block face along the S side of CHAPEL STONE RD from WAGGONER RD extending to CANDLEGLOW RD shall be

Range in feet	Code Section	Regulation
0 - 153	2105.17	NO STOPPING ANYTIME
153 - 507	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 641 foot long block face along the N side of CHAPEL STONE RD from WAGGONER RD extending to WADEBRIDGE DRIVE shall be

Range in feet	Code Section	Regulation
0 - 218	2105.17	NO STOPPING ANYTIME
218 - 641	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 641 foot long block face along the N side of CHAPEL STONE RD from WAGGONER RD extending to WADEBRIDGE DR shall be

Range in feet	Code Section	Regulation
0 - 218	2105.17	NO STOPPING ANYTIME
218 - 641	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 232 foot long block face along the N side of ELMER ST from REED ST extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 118	2151.01	(STATUTORY RESTRICTIONS APPLY)
118 - 142	2105.03	HANDICAPPED PARKING ONLY
142 - 199	2151.01	(STATUTORY RESTRICTIONS APPLY)
199 - 222	2105.03	HANDICAPPED PARKING ONLY
222 - 232	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 1836 foot long block face along the N side of HIGHFIELD DR from BROAD MEADOWS BLVD extending to BROAD MEADOWS BLVD shall be

Range in feet	Code Section	Regulation
0 - 1641	2151.01	(STATUTORY RESTRICTIONS APPLY)
1641 - 1836	2105.17	NO STOPPING ANYTIME

The parking regulations on the 667 foot long block face along the S side of KOSSUTH ST from BULEN AVE extending to RHOADS AVE shall be

Range in feet	Code Section	Regulation
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0 - 150	2105.17	NO PARKING ANY TIME
150 - 162		NAMELESS ALLEY
162 - 486	2151.01	(STATUTORY RESTRICTIONS APPLY)
486 - 509	2105.03	HANDICAPPED PARKING ONLY
509 - 667	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 427 foot long block face along the N side of STATE ST from SIXTH ST extending to GRANT AVE shall be

Range in feet	Code Section	Regulation
0 - 76	2105.17	NO STOPPING ANYTIME
76 - 189	2105.17	NO STOPPING 3AM - 7AM WEEKDAYS
76 - 189	2155.03	2 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS
189 - 209	2105.17	NO STOPPING ANYTIME
209 - 224		NAMELESS ALLEY
224 - 254	2105.17	NO STOPPING ANYTIME
254 - 397	2155.03	2 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS
254 - 397	2105.17	NO STOPPING 3AM - 7AM WEEKDAYS
397 - 427	2105.17	NO STOPPING ANYTIME

The parking regulations on the 3240 foot long block face along the E side of WHITETHORNE AVE from SULLIVANT AVE extending to BROAD ST shall be

Range in feet	Code Section	Regulation
0 - 66	2105.17	NO STOPPING ANYTIME
66 - 170	2151.01	(STATUTORY RESTRICTIONS APPLY)
170 - 184		NAMELESS ALLEY
184 - 549	2151.01	(STATUTORY RESTRICTIONS APPLY)
549 - 572	2105.03	HANDICAPPED PARKING ONLY
572 - 784	2151.01	(STATUTORY RESTRICTIONS APPLY)
784 - 797		NAMELESS ALLEY
797 - 878	2151.01	(STATUTORY RESTRICTIONS APPLY)
878 - 901	2105.03	HANDICAPPED PARKING ONLY
901 - 1518	2151.01	(STATUTORY RESTRICTIONS APPLY)
1518 - 1536		NAMELESS ALLEY
1536 - 1822	2151.01	(STATUTORY RESTRICTIONS APPLY)
1822 - 1892	2105.17	NO STOPPING ANYTIME
1892 - 2235	2151.01	(STATUTORY RESTRICTIONS APPLY)
2235 - 2255	2105.03	HANDICAPPED PARKING ONLY
2255 - 2261	2151.01	(STATUTORY RESTRICTIONS APPLY)
2261 - 2275		NAMELESS ALLEY
2275 - 3011	2151.01	(STATUTORY RESTRICTIONS APPLY)
3011 - 3025		NAMELESS ALLEY
3025 - 3240	2151.01	(STATUTORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR