

Columbus City Bulletin



Bulletin 49
December 4, 2004

Proceedings of City Council

Saturday, December 4, 2004



SIGNING OF LEGISLATION

Unless otherwise noted, all legislation listed in this bulletin was signed by Council President Matt Habash, on the night of the Council meeting, Monday, *November 29, 2004*; by the Mayor, Michael B. Coleman, on Tuesday, *November 30, 2004* and attested by the Deputy City Clerk, Margaret Reynolds 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, November 29, 2004

5:00 PM

Columbus City Council

Columbus City Council

Journal

November 29, 2004

REGULAR MEETING NO. 66 OF COLUMBUS CITY COUNCIL, MONDAY, NOVEMBER 29, 2004 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

READING AND DISPOSAL OF THE JOURNAL

A motion was made by President Pro-Tem Mentel, seconded by Ms. Hudson, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

C0036-2004

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, NOVEMBER 24, 2004:

New Type: D1
To: City Barbeque Inc
6199 Cleveland Av & Patio
Columbus, Ohio 43231
permit # 15165990010

New Type: D2
To: Premier Broadcasting
Company Inc
DBA Masseys Pizza
2970 Sullivant Av
Columbus, Ohio 43204
permit # 70636190020

New Type: D2
To: Premier Broadcasting Co Inc
DBA Masseys Pizza
1951 E Dublin Granville Rd
Columbus, Ohio 43229
permit # 70636190025

Transfer Type: D1, D2, D3, D3A, D6
To: Ribs of Columbus LLC
DBA Damons
89 Nationwide Blvd Ste 100
Columbus, Ohio 43215
From: Ribs R Us BBQ
Limited Partnership
DBA Damons
89 Nationwide Blvd Ste 100
Columbus, Ohio 43215
permit # 7331200

Transfer Type: D5
To: 542 Nap Inc
3369 E Main St 1st Fl
Columbus, Ohio 43213
From: Maiden Korea Inc
DBA Mirage Lounge
3369 E Main St 1st Fl
Columbus, Ohio 43213
permit # 2759493

Transfer Type: D1, D2, D3, D6
To: Evergreen Quality Catering Inc
Ohio Statehouse
Columbus, Ohio 43215
From: Brian White
DBA BW Enterprise
Ohio Statehouse
Columbus, Ohio 43215
permit # 25920540010

Transfer Type: D1, D2
To: Gill Brothers LLC
590A Oakland Park Av
Columbus, Ohio 43214
From: India Oak Grill Inc
590A Oakland Park Av
Columbus, Ohio 43214
permit # 3185170

Transfer Type: D1
To: Baja Fresh Westlake Village Inc
DBA Baja Fresh Mexican Grill 196
6508 Sawmill Rd
Columbus, Ohio 43235
From: Baja Fc Ltd
DBA Baja Fresh Mexican Grill
6508 Sawmill Rd
Columbus, Ohio 43235
permit # 03796400020

Transfer Type: D1
To: Baja Fresh Westlake Village Inc
DBA Baja Fresh Mexican Grill
1253 Polaris Pkwy
Columbus, Ohio 43240
From: Baja Columbus LLC
DBA Baja Fresh Mexican Grill
Polaris
1253 Polaris Pkwy
Columbus, Ohio 43240
permit # 03796400015

Advertise 12/4/04
Return 12/18/04

Read and Filed

RESOLUTIONS OF EXPRESSION

BOYCE

262X-2004 That we honor and recognize The Junior Leaguers Club, Inc. on their 65th Anniversary

Sponsors: Kevin L. Boyce

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

O'SHAUGHNESSY

261X-2004 To recognize Ed Honton's civic contributions as a leading advocate of bicycling.

Sponsors: Maryellen O'Shaughnessy

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

TAVARES

264X-2004 To create a "workplace partnership for life" between the City of Columbus and the United States Department of Health and Human Services, and to name the City of Columbus Living Donor Leave program the "Betty Brzezinski Living Donor Leave Program" in her loving memory.

Sponsors: Charleta B. Tavares

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

ADMINISTRATION: 2084-2004, 2096-2004

PUBLIC SERVICE & TRANSPORTATION: 2058-2004

FIRST READING OF 30-DAY LEGISLATION**SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH**

2048-2004 FR To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Rifle Ammunition with Pennsylvania Police Supply Inc. and Matre Arms and Ammunition, Inc.

Read for the First Time

2077-2004 FR To authorize an additional appropriation of \$25,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of specialized program supplies for the FY2001 DNA - No Suspect Backlog Reduction Program. (\$25,000.00)

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

2110-2004 FR To rezone certain portions of the Merion Village and Hungarian Village neighborhoods from R4 Residential and C4 Commercial to R2F Residential.

Read for the First Time

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

2111-2004 FR To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain City held sewer easements, located in the vicinity of Sawmill Road and Berber Street, at the request of Reserve At Sawmill Park, LLC, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

Read for the First Time

RULES & REFERENCE: HABASH, CHR. MENTEL TAVARES

1698-2004 FR To amend Title 2 of the Columbus City Codes, 1959, by enacting new Chapter 227, which provides for the public use of City Hall grounds.

Sponsors: Matthew D. Habash

Read for the First Time

ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY TAVARES THOMAS

1733-2004 FR To rezone 6208 THOMPSON STREET (43235), being 9.06± acres located at the terminus of Thompson Road, 350± feet north of State Route 161, From: RR, Rural Residential and LRR, Limited Rural Residential Districts, To: PUD-4, Planned Unit Development District. (Rezoning # Z01-057)

Read for the First Time

1748-2004 FR To rezone 3539 BRICE ROAD (43110), being 44.4± acres located east of the terminus of Mouzon Drive and southwest of the intersection of Chatterton and Brice Roads, From: R, Rural District, To: L-R-2, Limited Residential District (Z04-052).

Read for the First Time

- 1945-2004** FR To rezone 2180 EAKIN ROAD (43223), being 20.88± acres located on the north side of Eakin Road, 120± feet east of Whitethorne Avenue, From: M, Manufacturing, and R, Rural Districts, To: PUD-6, Planned Unit Development District. (Rezoning # Z04-062)

Read for the First Time

- 2024-2004** FR To rezone 5605 BOWEN ROAD (43110), being 17.98± acres located on the west side of Bowen Road, 125± feet north of Canal Highlands Boulevard, From: R, Rural District, To: L-R-2, Limited Residential District (Rezoning # Z04-029).

Read for the First Time

- 2034-2004** FR To rezone 983 EAST MAIN STREET (43205), being 0.23± acres located on the south side of East Main Street, 55± feet east of Gilbert Street, From: ARLD, Apartment Residential District, To: CPD, Commercial Planned Development District (Z00-075).

Read for the First Time

- 2076-2004** FR To rezone 4001 SOUTH HAMILTON (43125), being 2.41± acres located at the southwest corner of South Hamilton Road and Winchester Pike, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District (Z04-059).

Read for the First Time**CONSENT ACTIONS****ADMINISTRATION: BOYCE, CHR. MENTEL HABASH**

- 1990-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase/lease 55 CPM/PPM Digital Copiers, with three (3) suppliers: MT Business Technologies, Inc., Digital Imaging Solutions Co. and Blue Technologies, Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 2063-2004** CA To authorize the Director of the Department of Technology to modify a contract with Accela, Inc., for the Building Services Division, for software enhancement, to authorize the expenditure of \$25,000.00 from the Department of Technology, internal services fund; and to declare an emergency. (\$25,000.00)

This Matter was Approved on the Consent Agenda.

- 2085-2004** CA To authorize the Director of the Department of Technology to establish a purchase order of the Veritas upgrade for the Information Services Division; to authorize the expenditure of \$29,700.00 or so much thereof as may be necessary from the information service fund and to declare an emergency. (\$29,700.00)

This Matter was Approved on the Consent Agenda.**RECREATION & PARKS: BOYCE, CHR. THOMAS HABASH**

- 2045-2004** CA To authorize an appropriation of \$4,200.00 from the unappropriated balance of the Recreation and Parks Grant Fund for DSL (Digital Subscriber Line)

lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers. (\$4,200.00)

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

255X-2004 CA To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Upper Scioto West S.S.S. Hayden Run Area Project, and to declare an emergency.

This Matter was Adopted on the Consent Agenda.

1998-2004 CA To authorize and direct the Finance Director to sell to Officer Ronald Lanning for the sum of \$1.00 a police canine with the registered name of "Curly," which has no further value to the Division of Police, and to waive the provisions of the City Code - Sale of City-Owned Personal Property. (\$1.00).

This Matter was Approved on the Consent Agenda.

2059-2004 CA To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio, to participate in the Traffic Overtime Enforcement Program (2004-2005) and to authorize an appropriation of \$67,139.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the Traffic Overtime Enforcement Program (2004-2005) and to declare an emergency. (\$67,139.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

2057-2004 CA To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (270-274 S. 20th Street) held in the Land Bank pursuant to the Land Reutilization Program.

This Matter was Approved on the Consent Agenda.

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

1907-2004 CA To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation, and to grant consent and propose cooperation with the State of Ohio for the US62 Safety Upgrade Project for the Transportation Division.

This Matter was Approved on the Consent Agenda.

1977-2004 CA To accept a GENERAL WARRANTY DEED from CAPITOL SQUARE, LTD., an Ohio limited liability company, and to dedicate and name the premises so deeded Sycamore Street.

This Matter was Approved on the Consent Agenda.

2098-2004 CA To authorize and direct the Finance Director to modify past, present and future purchase orders with Bound Tree Medical LLC, for Automotive Lighting Parts to Parr Public Safety Equipment Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 2105-2004** CA To authorize and direct the Finance Director to enter into two contracts for the option to purchase Automobiles with Byers Chevrolet LLC and 32 Ford Mercury Inc. to authorize the expenditure of two dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00).

This Matter was Approved on the Consent Agenda.**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS HABASH**

- 1869-2004** CA To authorize the Director of Finance to establish a purchase order with Gen-Probe for the purchase of chlamydia and gonorrhea test kits for the Health Department in accordance with sole source provisions; to authorize the expenditure of \$40,000 from the Health Special Revenue Fund and the Health Department Grants Fund; and to declare an emergency. (\$40,000)

This Matter was Approved on the Consent Agenda.

- 2022-2004** CA To authorize the Board of Health to enter into contracts with Bomar Construction for construction and renovation services; to authorize the expenditure of \$104,889.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$104,889.00)

This Matter was Approved on the Consent Agenda.

- 2028-2004** CA To authorize the Board of Health to enter into contracts with Bomar Construction for construction and renovation services (\$7,000) and Security Risk Management Consultants, Inc., for consulting services (\$4,500); to authorize the expenditure of \$11,500.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$11,500.00)

This Matter was Approved on the Consent Agenda.

- 2055-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Dental Supplies with Henry Schein Inc., and to declare an emergency.

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

- 1503-2004** 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 Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, to authorize the expenditure of \$34,200.00 from the Sewer System Operating Fund and \$39,400.00 from the Storm Water Operating Fund and \$162,800.00 from the Water System Operating Fund, (\$236,400.00).

This Matter was Approved on the Consent Agenda.

- 1879-2004** CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Screw Conveyor Parts, with ML Separation and Conveying, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 1946-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Rabble Arms and Teeth with US Filter/CPC, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1981-2004** CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Seepex Pump Parts with Buckeye Pumps Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 2009-2004** CA To authorize the Director of Public Utilities to enter into contract with McDaniel's Construction Corp Inc. for the Whittier Street River By-Pass and South Abutment Project for the Division of Sewerage and Drainage, to authorize the expenditure of \$218,209.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$218,209.00)

This Matter was Approved on the Consent Agenda.

- 2017-2004** CA To authorize the Finance Director to enter into a contract with Haydocy Pontiac GMC Truck, Inc., for two Heavy Duty Cab and Chassis with 12 foot stake body trucks with extended warranties and one diagnostic computer and equipment, for the Division of Water, and to authorize the expenditure of \$86,429.08 from Water Systems Operating Fund, and to declare an emergency. (\$86,429.08)

This Matter was Approved on the Consent Agenda.

- 2018-2004** CA To authorize the Finance Director to enter into a contract with Center City International, for a 17,500 GVW Cab and Chassis Truck with Platform Body, Salt Spreader and Snow Plow assembly, for the Division of Water, and to authorize the expenditure of \$78,773.00 from Water Systems Operating Fund, and to declare an emergency. (\$78,773.00)

This Matter was Approved on the Consent Agenda.

- 2019-2004** CA To authorize the Finance Director to enter into a contract with Bob McDorman Chevrolet, Inc., for a 31,000 GVW Crew Cab and Chassis with Maintenance Body truck, for the Division of Water, and to authorize the expenditure of \$79,467.00 from Water Systems Operating Fund, and to declare an emergency. (\$79,467.00)

This Matter was Approved on the Consent Agenda.

- 2056-2004** CA To authorize and direct the Finance Director to enter into a contract for the option to purchase Building Electrical Products with McNaughton-McKay, to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

This Matter was Approved on the Consent Agenda.

- 2082-2004** CA To increase an existing Auditor's Certificate by \$5,000.00 from the Storm Sewer Bonds Fund, for the Briar Meadow Drive Culvert Replacement Project and to declare an emergency. (\$5,000.00).

This Matter was Approved on the Consent Agenda.

- 2095-2004** CA To authorize the Director of the Department of Public Utilities to enter into a contract with Moody's of Dayton, Inc. for the DRWP Low Service Spare Pump Bowl Reconditioning, for the Division of Water, and to authorize the expenditure of \$60,455.00 from the Water System Operating Fund and to declare an emergency. (\$60,455.00)
This Matter was Approved on the Consent Agenda.
- 2099-2004** CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Jeffery Flocculator Parts, with The Henry P. Thompson Co., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 2101-2004** CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Basin Collector Parts, with USFilter Envirex Products, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 2117-2004** CA To authorize and direct the Finance Director to enter into five contracts for the option to purchase Water Meters and Appurtenances with Hersey Meters Co., Badger Meter Inc., AMCO Water Metering Systems Inc., Ohio Water & Waste Supply Co. Inc., and Hughes Supply Inc., to authorize the expenditure of five dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00).
This Matter was Approved on the Consent Agenda.

APPOINTMENTS

- A0111-2004** CA Reappointment of Jonathan Barnes, Architecture and Design Ltd., 399 East Main Street, Suite 210, Columbus, OH 43206 to serve on the Columbus Development Commission with a new term expiration date of July 31, 2007 (appointee's resume on file in the Mayor's office).
This Matter was Read and Approved on the Consent Agenda.
- A0146-2004** CA Appointment of Lou Ann Parker, 2963 Pontiac Street, Columbus, OH, 43211, to serve on the North Linden Area Commission with a new term expiration date of May 31, 2005 (profile attached).
This Matter was Read and Approved on the Consent Agenda.
- A0147-2004** CA Appointment of Beth Klukoske, 1363 Aberdeen Avenue, Columbus, OH 43211 to serve on the North Linden Area Commission with a term expiration date of May 31, 2005 (profile attached).
This Matter was Read and Approved on the Consent Agenda.
- A0148-2004** CA Appointment of Donzella Edgerton, 2589 McGuffey Road, Columbus, OH 43211, to serve on the North Linden Area Commission with a term expiration date of May 31, 2005 (profile attached).
This Matter was Read and Approved on the Consent Agenda.
- A0149-2004** CA Reappointment of Christopher Gibson, LtCol USAF Retired, 7161 Blessington Ct.

Dublin, OH 43017 - 2401 to serve on the Veterans Advisory Board with a new term expiration date of December 31, 2006 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0150-2004 CA** Appointment of Mary Howard, 2707 Sonota Drive, Columbus, Ohio 43209 to serve on the Community Relations Commission replacing Reverend Dunbar with a new term expiration date of December 31, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by President Pro-Tem Mentel, seconded by Mr. Boyce, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

FINANCE: _____, CHR. O'SHAUGHNESSY TAVARES HABASH

ADMINISTRATION: BOYCE, CHR. MENTEL HABASH

- 1992-2004** To authorize the Director of the Department of Human Resources to enter into a contract with Safex Corporation for the purpose of providing assistance as may be necessary in industrial hygiene services and safety program assistance to all divisions; to authorize the expenditure of \$100,000 from the General Fund; to waive the competitive bid requirements of the Columbus City Codes; and to declare an emergency (\$100,000).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

- 2037-2004** To authorize the Director of the Office of Education to enter into contract with various community organizations for after school program services; to authorize the expenditure of \$471,540.83. ; and to declare an emergency (\$471,540.83)

A motion was made by President Pro-Tem Mentel, seconded by Ms. Tavares, that this matter be Amended to 30 day. The motion carried by the following vote:

Abstained: 2 - Mr. Boyce and Ms. Thomas

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

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

Abstained: 2 - Mr. Boyce and Ms. Thomas

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

TABLED UNTIL 12/06/04

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

Abstained: 2 - Mr. Boyce and Ms. Thomas

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

2064-2004

To authorize the City Clerk to amend the contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of \$286,758 from the General Fund; and to declare an emergency. (\$286,758)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2070-2004

To authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, and other obligations for 2004 and to authorize the payment of payrolls and other obligations due in 2005 prior to the passage of the 2005 appropriation ordinances; and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2087-2004

To authorize the City Clerk to enter into a contract with Daystar Computer Systems, Inc. for the support and maintenance of Legistar, the city's established citywide electronic system for creating and submitting legislation; and to authorize the expenditure of \$26,547.50 from the General Permanent Improvement Fund, and to declare an emergency. (\$26,547.50)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2084-2004

To authorize the City Auditor to transfer appropriations within the Department of Technology, information services fund to align budget authority with projected expenditure; to authorize the Director of the Department of Technology to establish a purchase order for the purchase of a Unix server, on behalf of Building Development Services Division being established through an formal bid process for this purpose; to authorize the expenditure of \$57,000.00 or so much thereof as may be needed from the information services fund; and to declare an emergency. (\$57,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2096-2004

To authorize the Director of the Department Technology, on behalf of Transportation Division to purchase replacement computers from Resource One; to authorize the expenditure of \$25,000.00 from the Department of Technology, internal service fund; to declare an emergency. (\$25,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR.

2015-2004

To authorize amendments to Ordinance 0183-03, passed March 17, 2003, to change the term of the Columbus Downtown Office Incentive Program agreement with Motorist Insurance Group to year 2004 and the job creation to 30 new positions.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2115-2004

To authorize the Director of Development to enter into an agreement with Rimrock Corporation for a Jobs Creation Tax Credit of fifty percent (50%) for a period of five (5) years in consideration of a proposed \$250,000 investment, the retention of 95 (ninety-five) new full-time jobs and the creation of 10 (ten) new full-time jobs and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

1909-2004

To authorize and direct the City Auditor to transfer 29,488.00 from the Finance Department to the Department of Public Safety, Division of Police, to authorize and direct the City Attorney to pay attorney fees to Hunter, Carnahan, Shoub & Byard as legal counsel in the case of Lisa Marie Layman, Administrator of the Estate of Jack Trosper, Plaintiff, v. Lawrence Geis, et al., United States District Court, Southern District of Ohio, Case No. C2-02-1286, to authorize the expenditure of the sum of Twenty-nine

Thousand, Four Hundred Forty-eight Dollars (\$29,448.00), and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1949-2004

To authorize the City Attorney to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to the purchase of certain real properties in accordance with the Scioto Vision Plan, to expend \$280,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$280,000.00).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1960-2004

To authorize and direct the Finance Director to issue a purchase order to Central States Fire Apparatus LLC, for the purchase of heavy rescue vehicles; to authorize the expenditure of \$1,109,988.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$1,109,988.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1970-2004

To authorize the City Auditor to transfer \$90,000 within Public Safety's Voted bond fund, to authorize the Finance Director to issue a purchase order to Motorola inc. for the construction of a specialized building to house equipment for a new 800 MHz tower in the Northeast Corridor of the City of Columbus, to authorize the expenditure of \$90,000 from the Safety bond funds, to amend the 2004 Capital Improvement Budget, and to declare an emergency. (\$90,000).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2041-2004

To authorize and direct the Director of Finance to establish a purchase order for the replacement of 800MHz radio equipment located in five (5) Police and Fire communications towers throughout the Columbus area and for the construction of a new 375 ft. tower to enhance radio coverage in the North Corridor of the City in accordance with the provisions of sole source procurement, to authorize the expenditure of \$5,750,000 from the Urban Area Security Initiative (UASI) Grant and to declare an emergency. (\$5,750,000).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2050-2004

To authorize and direct the Finance Director to issue a purchase order to All-American Fire Equipment, Inc. in the amount of \$314,368.00, and Finley Fire Equipment in the amount of \$343,457.00, for the purchase of in-stock fire engines; to waive the provisions of competitive bidding; to authorize the expenditure of \$657,825.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$657,825.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2061-2004

To authorize and direct the Director of Public Safety to enter into a contract for (AIMS) maintenance with Sagem Morpho, Inc., for the Division of Police in accordance with the Sole Source procurement, to authorize the expenditure of \$184,990.44 from the General Fund; and to declare an emergency. (\$184,990.44).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

1843-2004

To authorize the Public Service Director to enter into a contract for the Transportation Division with Complete General Construction Company for construction of Lighting Improvements of West Broad Street project; to authorize the expenditure of \$516,260.75 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division. (\$516,260.75).

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

Abstained: 1 - Ms. Hudson

Affirmative: 6 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1965-2004

To authorize the Finance Director to establish purchase orders for the purchase of traffic signal controllers, traffic signals and signal components, thermoplastic pavement marking materials, glass beads and school flashers for the Transportation Division per the terms and conditions of nine existing citywide universal term contracts with seven vendors; to authorize the expenditure of \$536,716.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$536,716.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1984-2004

To accept the plat titled OLENTANGY MEADOWS SOUTH, from DOMINION HOMES, INC., an Ohio corporation, by ROBERT A. MEYER, JR., Senior Vice President.

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

Abstained: 1 - President Pro-Tem Mentel

Affirmative: 6 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

2058-2004

CA

To repeal Ordinance 0012-03 and to accept the plat titled NEW VILLAGE HOMES from THE HOMES AT SECOND AVENUE, LLC, by DENNIS S. GUEST, President.

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

Abstained: 1 - Ms. Thomas

Affirmative: 6 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS HABASH

1964-2004

To authorize and direct the Board of Health to enter into contract with the Columbus Public Schools, to authorize the expenditure of \$123,000 from the Health Department Grants Fund, and to waive the provisions of competitive bidding.(\$123,000)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2120-2004

To authorize the Department of Technology Director to modify and extend a contract with Mount Carmel Health Systems, for software license and support, associated with the Medial Manager application, on behalf of the Columbus Health Department; to authorize the expenditure of \$44,000.00 from the Department of Technology's internal services fund; and to declare an emergency (\$44,000.00)

THIS ORDINANCE WAS SIGNED BY PRESIDENT PRO-TEM MICHAEL C. MENTEL

A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Amended to 30 day. The motion carried by the following vote:

Abstained: 2 - Ms. Hudson and President Habash

Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Pro-Tem Mentel

MENTEL

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

Abstained: 2 - Ms. Hudson and President Habash

Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Pro-Tem Mentel

THIS ORDINANCE WAS SIGNED BY PRESIDENT PRO-TEM MICHAEL C. MENTEL

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

Abstained: 2 - Ms. Hudson and President Habash

Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Pro-Tem Mentel

2023-2004

To authorize the Director of the Department of Development to enter into a contract with LifeCare Alliance for the Chores Program; to authorize the expenditure of \$40,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$40,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

1938-2004

To authorize the Director of Public Utilities to modify the professional engineering services contract with Malcolm Pirnie, for the Clinton Heights/Colerain Area Sanitary Improvements Project; to authorize the appropriation, transfer and expenditure of \$42,460.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$42,460.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1987-2004

To authorize the City Auditor to make an intra-subfund transfer of \$15,000.00 within the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage to provide the necessary capital projects funds for land acquisition services; to authorize an amendment to the 2004 Capital Improvements Budget to accommodate this transaction; and to declare an emergency. (\$15,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2002-2004

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Gannett

Fleming Engineers and Architects, P.C. for the Wilson Road Drainage Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$15,000.00 within the Storm Sewer Bond Fund; to authorize the expenditure of \$15,000.00 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; and to declare an emergency. (\$15,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2012-2004

To authorize the Finance Director to enter into contract with ESEC Corporation dba Columbus Peterbilt and Best Equipment Company, Incorporated, for the purchase of truck cabs and chassis and bodies, which collectively constitute six (6) rear loading refuse collection trucks for the Refuse Collection Division; to authorize the expenditure of \$789,600.00 from the 1995, 1999 Voted Refuse Collection Fund, and to declare an emergency. (\$789,600.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2044-2004

To authorize the Director of Public Utilities to make payment to Delaware County for sewer services provided, to authorize an expenditure of \$600,000.00 from the Sewer System Operating Fund and to declare an emergency. (\$600,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2069-2004

To amend the 2004 Capital Improvements Budget; to authorize the transfer of \$3,435.23 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects; to authorize the expenditure up to an amount not to exceed \$79,060.24; and to declare an emergency. (\$79,060.24)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

RULES & REFERENCE: HABASH, CHR. MENTEL TAVARES

1883-2004

To amend the Columbus City Codes, 1959, as it relates to 2005 water rates for customers of the Division of Water.

Sponsors: Patsy Thomas

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 5 - Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

Negative: 2 - Mr. Boyce and Ms. Hudson

1898-2004

To amend Chapter 1149 of the Columbus City Codes 1959, to enact new Stormwater fees effective January 1, 2005, and to repeal the existing Section being amended.

Sponsors: Patsy Thomas

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 6 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

Negative: 1 - Ms. Hudson

1899-2004

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2005, and to repeal the existing Section being amended

Sponsors: Patsy Thomas

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 6 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

Negative: 1 - Ms. Hudson

1698-2004

To amend Title 2 of the Columbus City Codes, 1959, by enacting new Chapter 227, which provides for the public use of City Hall grounds.

Sponsors: Matthew D. Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

ADJOURNMENT

ADJOURNED: 7:35 P.M.

A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash



City of Columbus Journal - Final Zoning Committee

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

Monday, November 29, 2004

6:30 PM

Zoning Committee

Zoning Committee

Journal

November 29, 2004

REGULAR MEETING NO. 67 OF CITY COUNCIL (ZONING), NOVEMBER 29, 2004 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: Chair Mentel: Mr. Boyce: President Habash: Ms. O'Shaughnessy:
Tavares: Thomas and Ms. Hudson

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY TAVARES THOMAS

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

1247-2004 To amend Ordinance #366-92, passed on March 9, 1992 (Z91-052), for property located at 4865 NORTH HAMILTON ROAD (43230); by amending the limitation overlay text as it pertains to roof pitch and roof material requirements (Z91-052C).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1248-2004 To amend Ordinance #1566-93, passed on July 26, 1993 (Z93-029), for property located at 5301 NORTH HAMILTON ROAD (43230), by amending the limitation overlay text applicable to Subarea 39 as it pertains to roof pitch and roof material requirements (Z93-029A).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1737-2004 To rezone 4378 CLEVELAND AVENUE (43224), being 1.63± acres located

on the east side of Cleveland Avenue, 295± feet south of Morse Road, From: L-C-2, Limited Commercial District, To: L-C-4, Limited Commercial District (Z04-047).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1753-2004

To rezone 5012 POSTLEWAITE ROAD (43235), being 0.67± acres located on the east side of Postlewaite Road, 848.5± feet north of Bethel Road, From: R, Rural District, To: R-2F, Residential District. (Rezoning # Z04-068).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

2065-2004

To grant a Variance from the provisions of Section 3332.033, R-2, Residential District; for the property located at 2371 BRETNELL BOULEVARD (43211), to permit a manufactured home on a lot zoned in the R-2, Residential District (Council Variance CV04-038).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

2066-2004

To grant a Variance from the provisions of Section 3333.02, AR-12, ARLD, and AR-1, Apartment Residential district use; for the property located at 8140 EAST BROAD STREET (43068), to permit commercial vehicular access on a private driveway located in the L-AR-12, Limited Apartment Residential District (Council Variance CV04-034).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1697-2004

To amend Ordinance #1829-2003, passed on July 28, 2003 (Z98-017), for property located at 5300 NORTH HAMILTON ROAD (43230), by amending the CPD text to modify only roof pitch and roof material requirements

(Z98-017A).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

2066-2004

To grant a Variance from the provisions of Section 3333.02, AR-12, ARLD, and AR-1, Apartment Residential district use; for the property located at 8140 EAST BROAD STREET (43068), to permit commercial vehicular access on a private driveway located in the L-AR-12, Limited Apartment Residential District (Council Variance CV04-034).

A motion was made by Chair Mentel, seconded by Hudson, that this matter be Reconsidered. The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1836-2004

To grant a Variance from the provisions of Sections 3332.029, SR, Suburban Residential District; and 3332.38(A), Private garage; of the Columbus City codes for the property located at 2618 THORNDALE AVENUE (43207), to permit a private garage as the principal use of a lot in the SR, Suburban Residential District (Council Variance # CV04-027).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

ADJOURNED: 7:45 P.M.

A motion was made by Chair Mentel, seconded by Thomas, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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: 1247-2004

Drafting Date: 06/24/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AMENDMENT: Z91-052C

Ordinance #366-92, passed March 9, 1992, and subsequently amended by Ordinance #493-98, passed on March 9, 1998, and amended by Ordinance #2215-98, passed on September 14, 1998, rezoned 21± acres to the L-C-4, Limited Commercial District (Subarea 1) and 0.41± acres to the CPD, Commercial Planned Development District (Subarea 2). That rezoning established specific use prohibitions and development standards including building design, height, setbacks, landscaping, lighting, access, and graphics restrictions for subareas 1 and 2. This legislation will amend Ordinance #366-92, passed March 9, 1992, to modify roof pitch and roof material requirements only in Subarea 1. All other conditions and restrictions of Ordinance #366-92, passed March 9, 1992, and as amended by Ordinances #493-98 and #2215-98 remain in effect and are unchanged by this legislation.

CITY DEPARTMENTS' RECOMMENDATION: Approval.

Title

To amend Ordinance #366-92, passed on March 9, 1992 (Z91-052), for property located at **4865 NORTH HAMILTON ROAD (43230)**; by amending the limitation overlay text as it pertains to roof pitch and roof material requirements (Z91-052C).

Body

WHEREAS, Ordinance #366-92, passed on March 9, 1992 (Z91-052) established the L-C-4; Limited Commercial District on property located at **4865 NORTH HAMILTON ROAD (43230)**, being 21.00± acres located on the west side of North Hamilton Road north of and adjacent to Morse Road, and;

WHEREAS, it is necessary to amend the limitation overlay text identified in Section 5 of said Ordinance to allow minor alterations to the existing text commitments, and;

WHEREAS, Ordinance #493-98 passed on March 9, 1998, altered sections 7.A, 8.A, 8.C and 8.D of the limitation text for Subarea 1, and;

WHEREAS, Ordinance #2215-98 passed on September 14, 1998, altered Section 9 of the limitation text for Subarea 1 and;

WHEREAS, the proposed amendment alters only sections 10.A and 10.B of the limitation text for Subarea 1, and deals only with roof pitch and roof materials and in no other way alters the other conditions of the limitation overlay text and;

WHEREAS, the proposed amendment does not alter the intent of the original rezoning now, therefore:

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

SECTION 1. That the limitation text for Subarea 1 in Section 5 of Ordinance #366-92 passed on March 9, 1992 (Z91-052), be amended to read as follows:

LIMITATION TEXT

Subarea 1, L-C-4

1. Subarea 1 shall contain 21 gross acres. It is located on the west side of Hamilton Road between Morse Road and Broadview Road. Uses within Subarea 1 shall be characterized as retail in nature.

2. Permitted Uses/Development Standards:

A. Permitted uses and applicable development standards for this Subarea are contained in Chapter 3355 (C4) of the Columbus Zoning Code unless otherwise indicated within this limitation text.

1. The following uses are excluded from the subarea:

- a. Adult bookstore
- b. Adult only motion picture
- c. Adult only entertainment
- d. Book bindery
- e. Bus or truck terminal
- f. Ice house
- g. Poultry killing
- h. Stables
- i. Tinsmith

3. Permitted Density:

A. The permitted maximum site density of this Subarea shall not exceed the ratio of 12,000 gross square feet of building per net acre of site.

4. Traffic and Circulation:

A. Morse Road shall contain a right-of-way of 100 feet.

B. Hamilton Road shall contain a right-of-way of 120 feet.

C. Broadview Road shall have a minimum right-of-way of 60 feet.

D. Full service intersections located on Morse or Hamilton shall be spaced at 650 feet apart taken centerline to centerline. Curbcuts shall align with full service intersections located on the east side of Hamilton.

E. All major vehicular entries to the retail centers may be a landscaped boulevard.

F. Right-in and right-out curbcuts are permitted, however, such curbcuts shall have a minimum spacing and separation of 200 feet taken centerline to centerline.

G. Curbcuts located on Broadview Road shall be spaced at a minimum of 200 feet apart taken centerline to centerline.

H. Any development having full access to Hamilton Road shall construct an additional lane on Hamilton Road if required by City of Columbus Transportation Division. The additional lane shall run for the length of the frontage to facilitate turning traffic on to and off of Hamilton Road. Construction shall be done at time of development and to specifications of City of Columbus.

5. Parking and Loading:

A. Size, ration and type of parking and loading facilities shall be regulated by Columbus Zoning Code under Chapter 3342.

B. The view of all loading docks shall be fully screened on all sides from any adjacent roadway, building or parking lot achieving 90% opacity to a minimum height of seven (7) feet from finished grade.

6. Height and Setback Requirements:

A. The setback off Hamilton Road and Morse Road shall be 40 feet for parking, loading and maneuvering areas and 75 feet for building.

B. The setback off Broadview Road shall be 25 feet for parking, loading and maneuvering and 50 feet for building.

C. Height district within the Subarea shall be 60 feet as measured per Columbus Zoning Code.

7. Landscaping/Environmental Treatment for Subarea 1:

A. Within the required 40 foot green space corridor, fencing and landscaping shall be required for a minimum of 65% of the frontage along Hamilton Road and Morse Road within each parcel. Such fencing and landscaping shall be uniformly placed within the last 10 feet of the required 40 foot green space corridor at a minimum distance of 30 feet from right-of-way. The fencing shall consist of a 4-board fence and is 52 inches in height. It shall be constructed of 1 inch x 6 inches x 16 foot treated wood boards attached to 6 to 7 inch treated posts, with face boards, located 8 feet on center. The landscaping shall consist of deciduous shade trees (minimum 2 inch caliper upon installation), ornamental trees (minimum 1 caliper upon installation) and evergreen trees (height 4 feet to 6 feet upon installation). Evergreen and/or deciduous shrubs and mounding may be used. To insure the utilization of a variety of plant material, 3 evergreen trees, 3 ornamental trees and 2 shade trees and at least 5 shrubs shall be used for every 100 feet of frontage.

B. Street tree planting shall be required within the green space corridor. Such trees shall be those specified in the Columbus Street Tree Program guidelines from the City Forester and have a minimum caliper upon planting of 2 inches and a minimum spacing of 35 feet on center and located 1 foot from edge of right-of-way.

C. All parking areas adjacent to Hamilton Road and Morse Road shall have headlight screening parallel to the frontage with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Headlight screening shall be in the form of an evergreen hedge, earth mounding, or walls.

D. All major entries shall be demarked by utilizing the fencing and landscape material noted in 7A.

E. Tree plantings shall be required within site parking areas. The number of trees required shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2 inch caliper per tree) to total site coverage by buildings and pavement.

1. 0 to 20,000 square feet:

6 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement.

2. 20,001 to 100,000 square feet:

10 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,001 square feet.

3. Over 1000,000 square feet:

20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.

F. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement. Maximum possible green space shall be provided to minimize extensive unbroken hard surface areas.

G. Landscape islands are required within parking lots and shall be provided at a rate of 5 square feet of landscaped area per 100 square feet of vehicular use area in such a manner as to visually break up large expanses of pavement.

H. The landscaping required in items E, F and G may be used to offset the parking lot landscaping requirements contained in Chapter 3342 of the Columbus Zoning Code.

I. Minimum tree size shall be no less than 2 inch caliper for street and/or shade trees, 4 feet to 6 feet in height for evergreen trees and 1 inch caliper for ornamental trees.

J. If landscaping is used to screen service area containing dumpsters, 90% opacity is required for all non-servicing sides and must be protected from service vehicles. Screening shall be 1 foot above height of structure to be screened but not less than seven feet (7) above finish grade.

8. Lighting:

A. All external outdoor lighting fixtures to be used (except for building mounted fixtures) shall be from the same or similar manufacturer type or family to ensure aesthetic compatibility. All light poles and standards shall be in dark brown, bronze, black or dark green.

B. Parking lot lighting shall be no higher than 28 feet.

C. Building mounted lighting within service area shall be designed in such a way that no light spillage offsite occurs. Buildings may be illuminated by decorating light fixtures.

D. Landscaping at entries to parking lots and buildings shall be uplighted by ground mounted concealed fixtures or by decorative light fixtures.

9. Signage: All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code as it applies to the appropriate zoning district. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

A. OVERALL DEVELOPMENT SIGN (IDENTIFICATION/LANDMARK):

The height of any ground sign for the overall development shall not exceed 30 feet in height. For the purposes of calculating height, a decorative finial feature on the sign shall not be included in the overall height of the sign. The sign for the overall development shall be in general conformance with the attached exhibit titled "Sign Exhibit".

B. RETAIL CENTER SIGN:

The height of ground supported signage shall not exceed 20 feet for all retail centers. A retail center shall be defined as a building that contains 2 or more stores dedicated to retail sales.

C. OUTPARCEL SIGN:

Outparcel ground supported signage shall be limited to a maximum height of 6 feet and a maximum area of 50 square feet and may be placed within the setback area at a minimum of fifteen (15) feet from street right-of-way.

D. INGRESS/EGRESS SIGN:

No more than one (1) directional entry and exit sign located at each entrance shall be ground type only and limited to 4 square feet in area per face and located at a minimum of five (5) feet from street right-of-way. In no case shall such signage interfere with maintaining safe clear sign distances at driveway entries and exits. Identification logo or name shall not be displayed on directional signage.

E. All other ground signs shall be behind the parking setback applicable to the abutting street.

F. No signs shall be painted directly on the surface of any building, wall or fence. No wall murals shall be allowed.

G. No roof signs shall be permitted nor should a sign extend higher than the building.

H. No flashing, traveling, animated or intermittently illuminated signs shall be used.

10. Architectural Requirements:

The following additional architectural requirements shall be applied to those uses located within 300 feet of the right-of-way line of Hamilton Road. However, the requirements do not apply to buildings in which at least 80% of their ground floor footprint lies outside designated zone.

~~A. A residential appearing roof shall be required and structures that appear to have flat roofs shall specifically be prohibited. A residential appearing roof shall be defined as a roof structure with a minimum pitch of 6:12 and a maximum roof of 12:12. The height of the roof element shall not be less than 40% of the overall height of the building as measured from finish floor to top of roof. Once the roof element has reached the 40% level, then the roof may be flattened or depressed so long as the flattened or depressed portion of the roof is not visible from adjacent parking, service areas or roadways. The sloped roof noted above shall not be finished with one of the following materials: dimensional asphalt shingles, wood shakes, slate, composite slate, tile, standing metal seam, or copper. Roof requirements shall not apply to service station canopies.~~

~~B. A.~~ A maximum of three building material types shall be utilized for the exterior of any building including roof material. **No roofs of metal only, mansard roof can be metal but all other roofs shall be constructed of shingles of asphalt or wood shakes.** Minor accenting of structures through the use of a fourth building material shall be permitted. At least 30% of each structure, located on an outparcel developed in conjunction with or as part of a single identified shopping center, shall be constructed of materials common to other such outparcel structures. This will achieve overall architectural uniformity.

~~C. B.~~ No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside the permitted structure.

~~D. C.~~ Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by same materials utilized on building roof or exterior. Color shall also match building exterior or roof. Mechanical and all other equipment on the ground shall be fully screened from view by wall, fence or landscape material utilizing the same material or character of the building.

~~E. D.~~ Building illumination shall be permitted provided such light source is concealed. No colored light shall be used to light the exterior of any building.

~~F. E.~~ Blank facades on rear of building will not be permitted, therefore, articulating such facades with recesses, fenestrations, fences or pilasters is required. Such articulation shall be evenly spaced along the building elevation at a distance no greater than 20 foot - 0 inches.

G. F. All buildings shall be finished utilizing the same materials on all sides of the exterior.

H. G. It is recommended that in addition to using building mass, individual elevations must be articulated with fenestrations, pattern or structural expressions equally on all sides of the structure. Through the use of articulated building elements such as porticoes, dormers, recesses and other such elements, the overall building mass will appear to be reduced and will reflect a residential character.

SECTION 2. That the existing limitation text for Subarea 1 in Section 5 of Ordinance #366-92, passed on March 9, 1992 (Z91-052) is hereby repealed.

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

Legislation Number: 1248-2004

Drafting Date: 06/24/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AMENDMENT: Z93-029A

Ordinance #1566-93, passed on July 26, 1993 (Z93-029), rezoned 139.76± acres to various limited residential, commercial and institutional districts. That rezoning established Subareas 34, 35, 36, 38A-B, 39, 40, 41, and 42, each having specific land use prohibitions and development standards including building design, height, setbacks, landscaping, lighting, and graphics restrictions. This legislation will amend Ordinance #1566-93, passed July 26, 1993, to modify roof pitch and roof material requirements applicable only to Subarea 39, a 4.016± acre tract zoned in the L-C-4, Limited Commercial District. All other conditions and restrictions of Ordinance #1566-93 remain in effect and are unchanged by this legislation.

CITY DEPARTMENT'S RECOMMENDATION: Approval.

Title

To amend Ordinance #1566-93, passed on July 26, 1993 (Z93-029), for property located at **5301 NORTH HAMILTON ROAD (43230)**, by amending the limitation overlay text applicable to Subarea 39 as it pertains to roof pitch and roof material requirements (Z93-029A).

Body

WHEREAS, Ordinance # 1566-93, passed on July 26, 1993 (Z93-029), established the L-C-4, Limited Commercial District on Subarea 39 on property located at **5301 NORTH HAMILTON ROAD (43230)**, being 4.016± acres located on the west side of North Hamilton Road north of and adjacent to Morse Road, and

WHEREAS, it is necessary to amend the limitation text identified in Subarea 39 of Section 3 of said Ordinance to allow minor alterations to the existing text commitments, and

WHEREAS, this amendment modifies sections 39.09.A and 39.09.B of the limitation overlay text for Subarea 39 in Section 3, and affects only roof pitch and roof material requirements and in no other way alters the other conditions of the limitation overlay text; now, therefore,

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

SECTION 1. That the existing limitation text for Subarea 39 in Section 3 of Ordinance #1566-93, passed on July 26,

1993 (Z93-029), be amended to read as follows:

Z93-029A LIMITATION TEXT FOR SUBAREA 39

Subarea 39 (4.016± Acres) : L-C-4:

39.01 Description and Acreage:

Subarea 39 contains 4.016± gross acres and is located at the northwest corner of Hamilton Road and the existing Broadview Road intersection.

39.02 Permitted Uses/Development Standards:

Permitted uses and applicable development standards for this subarea are contained in Section 3355.02 (C-4) and Chapter 3355 (C-4), respectively, of the Columbus Zoning Code unless otherwise indicated within this limitation text:

The following uses are excluded from the subarea:

adult bookstore
adult only motion picture
adult only entertainment
Billboards/off-premise graphics
book bindery
bus or truck terminal
gas station
ice house
poultry killing
stables
tinsmith

39.03 Traffic and Circulation:

- A. Hamilton Road shall contain a right-of-way of 120 feet.
- B. Subarea 39 shall have access to Hamilton Road right-of-way through existing Broadview Road. If Broadview Road is vacated then the recess to Hamilton Road shall be through the old right-of-way of Broadview Road.
- C. Major vehicular entries to the retail centers may contain a landscaped median subject to the review of the Division of Traffic Engineering.
- D. Right-in and right-out curbcuts are permitted; however, such curbcuts shall have a minimum of 200 feet apart taken from centerline to centerline.

39.04 Parking and Loading:

- A. Size, ratio and type of parking and loading facilities shall be regulated by Columbus Zoning Code under Chapter 3342.
- B. The view of all loading docks shall be fully screened on all sides from any adjacent roadway, building or parking lot achieving 90% opacity to a minimum of seven (7) feet from finished grade.

39.05 Height and Setback Requirements:

- A. The setback along Hamilton Road shall be 40 feet to parking and maneuvering areas and 75 feet for building.
- B. Height district within Subarea 39 shall be 35 feet as measured per Columbus Zoning Code.

39.06 Landscaping/ Environmental Treatment:

A. Within the required 40 foot green space corridor along Hamilton Road, fencing and landscaping shall be required for a minimum of 65% of the frontage within Subarea 40, such fencing and landscaping shall be uniformly placed within the last 10 feet of right-of-way of the required 40 foot green space corridor at a minimum distance of 30 feet from the right-of-way. The fencing shall consist of a 3-board fence that is painted or stained white and is 54 inches in height. It shall be constructed of 1 1/8 inches x 6 inches x 16 foot treated wood boards attached to 6 to 7 inch treated posts, with face boards, located 8 foot on center. The landscaping shall consist of a deciduous shade trees (minimum 2 inch caliper upon installation), ornamental trees (minimum 1 inch caliper upon installation), and evergreen trees (height 4 feet to 6 feet upon installation), evergreen and/or deciduous shrubs and mounding may be used. To insure the utilization of a variety of plant material, three evergreen trees, 3 ornamental trees and 2 shade trees and at least 5 shrubs shall be used for every 100 feet of frontage.

B. Street tree plantings shall be required within the green space corridor; such trees shall be those specified in the Columbus Tree Program guidelines from the City Forester and shall have a minimum caliper upon planting of 2 inches and a minimum spacing of 35 feet on center and located one foot from the edge of the right-of-way.

C. All parking areas adjacent to Hamilton Road and Broadview Road shall have headlight screening parallel to frontage with a minimum height of 30 inches as measured from the elevation of the nearest section of adjacent parking area. Parking lot screening shall be in the form of evergreen hedge, earth mounding or walls.

D. Major entries shall be developed by utilizing the fencing and landscape materials noted in Section 39.06 (A).

E. Tree plantings shall be required within site parking and service areas. The number of trees required shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2 inches caliper per tree) to total site coverage by buildings and pavement.

1. 0 to 20,000 square feet: 6 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement.

2. 20,001 to 100,000 square feet: 10 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,001 square feet.

3. Over 100,000 square feet: 20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.

F. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement. Maximum possible green space shall be provided to minimize extensive unbroken hard surface area.

G. Landscaping islands are required within parking lots and shall be provided at a rate of 5 square feet of landscaped area per 100 square feet of vehicular use area in such a manner as to visually break up large expanses of pavement.

H. The landscaping required in items E, F, and G may be used to offset the parking lot landscaping requirements contained in Chapter 3342 of the Columbus Zoning Code.

I. Minimum tree size shall be 2 inch caliper for street and shade trees; 4 to 6 feet height for evergreen trees and one inch caliper for ornamental trees.

J. If landscaping is used to screen service area containing dumpsters, 90% opacity is required for all non-servicing sides and must be protected from service vehicles. Screening shall be one foot above height of structure to be screened but not less than seven (7) feet above finish grade.

39.07 Lighting:

- A. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer type of family to ensure aesthetic compatibility. All light poles and standards shall be in dark brown, bronze or black.
- B. Parking lot lighting shall be no higher than 28 feet.
- C. Building mounted lighting within service areas shall be designed in such a way that no light spillage off-site occurs.
- D. Landscaping at entries to parking lots and buildings shall be uplighted by ground mounted concealed fixtures.

39.08 Signage:

- A. All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code as it applies to the appropriate zoning district. Any variance to the sign requirements other than those sign requirements listed below shall be submitted to the Columbus Graphics Commission.
- B. The height of ground supported signage shall not exceed 20 feet for all retail centers. A retail center shall be defined as a building that contains 2 or more stores dedicated to retail sales.
- C. Outparcel ground supported signage shall be limited to a maximum height of 6 feet and a maximum area of 50 square feet and may be placed within the setback area at a minimum of fifteen (15) feet from street right-of-way.
- D. All other signage shall be behind the required 40 foot setback with the exception of one directional entry and exit sign located at each entrance which shall be ground type only and limited to 4 square feet in area per face and located at a minimum of five (5) feet from street right-of-way. In no case shall such signage interfere with maintaining safe clear sight distances at a driveway entries and exits. Identification logo or name shall not be displayed on directional signage.
- E. No signs shall be painted directly on the surface of any building, wall or fence. No wall murals shall be allowed.
- F. No roof signs shall be permitted nor shall a sign extend higher than the building.
- G. No flashing, traveling, animated or intermittently illuminated signs shall be used. No banners, tethered balloons or pennants shall be used.

SUBAREA 39 LIMITATION TEXT

39.09 Architectural Requirements:

The following additional architectural requirements shall be applied to those uses located within 300 feet of the right-of-way line of Hamilton Road or Morse Road. However, the requirements do not apply to buildings in which at least 80% of their ground floor footprint lies outside designated zone.

~~A. A residential appearing roof shall be required and structures that appear to have flat roofs shall specifically be prohibited. A residential appearing roof shall be defined as a roof structure with a minimum pitch of 6:12 and a maximum roof of 12:12. The height of the roof element shall not be less than 40% of the overall height of the building as measured from finish floor to top of roof. Once the roof element has reached the 40% level, then the roof may be flattened or depressed so long as the flattened or depressed portion of the roof is not visible from adjacent parking, service areas or roadways. The sloped roof noted above shall not be finished with one of the following materials: dimensional asphalt shingles, wood shakes, slate, composite slate, tile, standing metal seam, or copper. Roof requirements shall not apply to service station canopies.~~

~~B.~~ **A.** A maximum of three building material types shall be utilized for the exterior of any building including roof material. **No roofs of metal only, mansard roof can be metal but all other roofs shall be constructed of shingles of asphalt or wood shakes.** Minor accenting of structures through the use of a fourth building material shall be permitted. At least 30% of each structure, located on an outparcel developed in conjunction with or as part of a single identified

shopping center, shall be constructed of materials common to other such outparcel structures. This will achieve overall architectural uniformity.

~~C.~~ **B.** No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside the permitted structure.

~~D.~~ **C.** Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by the same materials utilized on building roof or exterior. Color shall also match building exterior or roof. Mechanical and all other equipment on the ground shall be fully screened from view by wall, fence or landscape material utilizing the same material or character of the building.

~~E.~~ **D.** Building illumination shall be permitted provided such light source is concealed. No colored light shall be used to light the exterior of any building.

~~F.~~ **E.** Blank facades on rear of buildings will not be permitted, therefore, articulating such facades with recesses, fenestrations, fences or pilasters is required. Such articulation shall be evenly spaced along the building elevation at a distance no greater than 20 foot -0 inches.

~~G.~~ **F.** All buildings shall be finished utilizing the same materials on all sides of the exterior.

~~H.~~ **G.** It is recommended that in addition to using building elements to articulate building mass, individual elevations must be articulated with fenestrations, pattern or structural expressions equally on all sides of the structure. Through the use of articulated building elements such as porticoes, dormers, recesses and other such elements, the overall building mass will appear to be reduced and will reflect a residential character.

SECTION 2. That the existing limitation text for Subarea 39 in Section 3 of Ordinance #1566-93, passed on July 26, 1993 (Z93-029) is hereby repealed.

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

Legislation Number: 1503-2004

Drafting Date: 08/18/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: 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 contract compliance number is 53-0196950.

The agreement will provide stream gauging, reservoir gauging, capture zone analysis, and Optimum Well Hydrology for Parsons Avenue Water Plant South Wellfield.

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

FISCAL IMPACT: \$236,400.00 has been budgeted for these services. The Divisions of Water, and Sewerage and Drainage have participated in a cooperative agreement with the U.S. Geological Survey in the amount of \$232,450.00 in 2003-2004, \$226,100.00 in 2002-2003, \$217,500.00 in 2001-2002.

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 Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, to authorize the expenditure of \$34,200.00 from the Sewer System Operating Fund and \$39,400.00 from the Storm Water Operating Fund and \$162,800.00 from the Water System Operating Fund, (\$236,400.00).

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 Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, for the period of October 1, 2004 to September 30, 2005, 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 he 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 Water, and the Scioto River at Columbus for the Division of Sewerage and Drainage, for the period of October 1, 2004 to September 30, 2005,

Section 2. That the expenditure of \$24,200.00 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 \$10,000.00 be and the same hereby is authorized from Sewer System Operating Fund 650, Department No. 60-05, OCA Code 606038, Object Level Three Code 3407; the expenditure of \$39,400.00 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 \$162,800.00 or as much as may be needed, and the same is hereby authorized from 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: 1697-2004

Drafting Date: 09/16/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AMENDMENT: Z98-017A

Ordinance #1829-2003, passed on July 28, 2003 (Z98-017), rezoned 3.97± acres to the CPD, Commercial Planned Development District. That rezoning established specific land use prohibitions and development standards including building design, height, setbacks, landscaping, lighting, and graphics restrictions. This legislation will amend Ordinance #1829-2003, passed July 28, 2003, to modify roof pitch and roof material requirements. All other conditions and restrictions of Ordinance #1829-2003 remain in effect and are unchanged by this legislation.

CITY DEPARTMENT'S RECOMMENDATION: Approval.

Title

To amend Ordinance #1829-2003, passed on July 28, 2003 (Z98-017), for property located at **5300 NORTH HAMILTON ROAD (43230)**, by amending the CPD text to modify only roof pitch and roof material requirements (Z98-017A).

Body

WHEREAS, Ordinance #1829-2003, passed on July 28, 2003 (Z98-017), established the CPD, Commercial Planned Development District on property located at **5300 NORTH HAMILTON ROAD (43230)**, being 3.97± acres located at the northeast corner of North Hamilton and Thompson Roads, and

WHEREAS, it is necessary to amend the CPD text identified in Section 3 of said Ordinance to allow minor alterations to the existing text commitments, and

WHEREAS, this amendment modifies section 3.D of the CPD text identified in Section 3, and affects only roof pitch and roof material requirements and in no other way alters the other conditions of the limitation overlay text; now, therefore:

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

SECTION 1. That the CPD text identified in Section 3 of Ordinance #1829-2003, passed on July 28, 2003 (Z98-017), is hereby amended to read as follows:

SECTION 3. That the Director of Department of Development be and is hereby authorized and directed to make said changes to the said original zoning map in the

office of the Building Services Section and shall register a copy of the approved CPD, Commercial Planned Development District and application among the records of the Department as required by Section 3311.12 of the Columbus City Codes; said text titled "**COMMERCIAL PLANNED DEVELOPMENT TEXT**" signed by Jackson

B. Reynolds, III, Attorney for this amendment application, dated May 29, 2004 and reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICT: CPD

PROPERTY ADDRESS: 5300 North Hamilton Road

OWNER: New Albany Co. LP

APPLICANT: Same as owner

DATE OF TEXT: 05/29/04

APPLICATION NUMBER: Z98-017A

1. INTRODUCTION: The site is located on the northeast corner of North Hamilton Road and Thompson Road. This site shall contain commercial buildings.

2. PERMITTED USES: The following uses shall be permitted in this parcel: Those uses listed in Chapter 3356.03, (C-4, Commercial District) of the Columbus City Code.

A. The following uses are excluded from this site: Automobile salesroom, Billboards, Off-premise graphics (unless approved by the Graphics Commission), Book bindery, Bowling alley, Bus or truck terminal, Commercial radio transmitting or television station and appurtenances, Electric substation, Funeral parlor, Ice house, Motor bus terminal, Motor vehicle sales or leasing, New or used car lot and Public parking for pay.

3. DEVELOPMENT STANDARDS: Except as otherwise noted above and herein, the applicable development standards of Chapter 3356 (C-4, Commercial District) shall apply to this parcel.

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

1. The building and parking setbacks along North Hamilton Road shall be 40 feet for parking and maneuvering areas, and 60 feet for all buildings. This setback shall not apply to free-standing architectural elements such as a windmill or other feature which may be constructed at an intersection of two public roads. These architectural elements shall be subject to a Board of Zoning Adjustment or Graphics Commission application depending on their final form.

2. The setback from the Thompson Road right-of-way shall be 25 feet for all parking, loading and maneuvering areas.

3. The building and parking setback from the east and north property lines shall be 25 and 10 feet respectively.

4. The permitted maximum density shall not exceed the ratio of 12,000 gross square feet of building per net acre of site.

5. There shall be a maximum height limit of 40 feet as measured per Columbus City Code. This height limit shall not apply to an architectural element which is permitted within the setback area at the intersection of 2 public roads.

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

1. The first curb cut on Thompson Road shall line up with Home Depot curb cut to the south; the second curbcut shall be located east of the first curb cut.

2. One curb cut shall be permitted on North Hamilton Road with only a right-in, right-out curb cut.

3. The subject property shall share a curb cut along its north property line with the parcel to the north and the property owner shall enter into a joint access agreement with the property owner of that northern parcel.

4. The view of all loading docks shall be fully screened on all sides from any adjacent roadway, building or parking lot achieving 90% opacity to a minimum height of 6 feet from finished grade.

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

1. A street tree planting shall be established along Thompson Road. Street trees are to be a maximum 2.5" caliper and shall be spaced at a maximum distance of 35 feet on center.

2. There shall be a 40 foot open space corridor from the edge of right-of-way extending along North Hamilton Road. Landscaping within the 40 foot corridor shall resemble an orchard and be based on the following standard:

a) Within the 40 foot parking setback area along North Hamilton Road, there shall be a minimum of 3-foot high continuous uniform earth mound and a 4-rail white horse fence located at the right-of-way line except for areas of ingress and egress, and at the intersection of two public roads, in which area horse fence or other compatible fencing may be utilized to establish an entrance to the interior development. The mound shall have a minimum 8:1 slope that will begin at the right-of-way. The mound will also have a 4:1 maximum slope on the opposite side, which will begin approximately 12 feet from the setback line and have an approximate width of 4 feet.

b) Two rows of ornamental trees shall be planted within the open space corridor in an orchard fashion at an approximate spacing of 15-feet on center, both ways. The first row of trees shall be planted 20-feet from the right-of-way. Trees may be planted in pairs or staggered.

c) Minimum size at installation shall be 2 inch caliper, measured 6 inches from the base of the tree, for multi-stem ornamental trees.

3. Landscaping within the 25 foot parking setback along Thompson Road shall be rural in character and based on the following standard:

Within the parking setback there shall be 4 trees planted per 100 lineal feet in a hedge row manner or grouped and a 4-rail white horse fence located at the right-of-way line except for areas of ingress and egress, and at the intersection of two public roads, in which area horse fence or other compatible fencing may be utilized to establish an entrance to the interior development. Trees may be deciduous, ornamental, evergreen or any combination thereof.

4. All parking areas along Thompson Road shall have headlight screening with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Headlight screening shall be in the form of mounding, a hedge, a shrub, or any combination thereof.

5. Tree plantings shall be required within site parking and service areas. The number of trees shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2.5 inch caliper per tree) to total site coverage by buildings and pavement.

a) 0 to 20,000 square feet: 6 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement.

b) 20,001 to 100,000 square feet: 10 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,001 square feet.

c) Over 100,000 square feet: 20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.

6. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement. Maximum possible green space shall be provided to minimize extensive unbroken hard surface areas.

7. Landscape islands are required within parking lots and shall be provided at a rate of 5 square feet of landscaped area per 100 square feet of vehicular use area in such a manner as to visually break up large expanses of pavement.

8. The landscaping required in items 5, 6 and 7 may be used to offset the parking lot landscaping requirements contained in Chapter 3342 of the Columbus Zoning Code.

9. Unless otherwise specified, minimum size of all plant material at installation shall be 2.5" caliper for deciduous shade trees, 6' high for evergreen, and 2" caliper for ornamental trees.

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

11. If landscaping is used to screen service areas containing dumpsters, 90% opacity is required for all non-servicing sides and must be protected from service vehicles. Screening shall be 1 foot above height of structure to be screened but not less than seven feet above finish grade.

12. Graphic monuments, if approved by the Graphics Commission, shall be landscaped with hedges, bushes, annuals, or perennials, or a combination thereof.

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

~~1. A residential appearing roof shall be required and structures that appear to have flat roofs shall specifically be prohibited. A residential appearing roof shall be defined as a roof structure with a minimum pitch of 6:12 and a maximum roof 12:12. The height of the roof element shall not be less than 40% of the overall height of the building as measured from finished floor to top of roof. Once the roof element has reached the 40% level, then the roof may be flattened or depressed so long as the flattened or depressed portion of the roof is not visible from adjacent parking, service areas or roadways. The sloped roof noted above shall be finished with one of the following materials: dimensional asphalt shingles, wood shakes, slate, composite slate, tile, standing metal seam, or copper.~~

1. A maximum of three building material types shall be utilized for the exterior of any building including roof material. **No roofs of metal only, mansard roof can be metal but all other roofs shall be constructed of shingles of asphalt or wood shakes.** Minor accenting of structures through the use of a fourth building material shall be permitted. At least 30% of each structure, located on an outparcel developed in conjunction with or as part of a single identified shopping center, shall be constructed of materials common to other such outparcel structures. This will achieve overall architectural uniformity.

~~2.~~ 2. No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside the permitted structure.

~~3.~~ 3. Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by same materials utilized on the building roof or exterior. Color shall also match the building exterior or roof. Mechanical or other utility equipment on the ground shall be fully screened from view by a wall, fence or landscape material utilizing the same material or character of the building.

~~4.~~ 4. Building illumination shall be permitted provided such light source is concealed. No colored light shall be used to light the exterior of any building.

~~5.~~ 5. Blank facades on the rear of buildings are prohibited; therefore, articulating such facades with recesses, fenestrations, fences or pilasters is required.

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

1. All external outdoor lighting shall be cut-off type fixtures (downlighting). However, buildings and landscaping may be illuminated with uplighting from a concealed source.

2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer type or family to ensure aesthetic compatibility. All light poles and standards shall be in dark green or black.

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

4. Building mounted lighting within service areas shall be designed in such a way that no light spillage off-site occurs.

5. Landscaping at entries to parking lots and buildings if illuminated shall be uplighted by ground mounted concealed fixtures.

6. All dumpsters will be fully enclosed and screened from adjoining uses and the right-of-way. One side of said dumpster:

can be screened by a movable gate system.

F. Graphics and Signage Commitments

All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code, as it applies to the C-4, Commercial District. Any variance to the sign requirements including the items listed below shall be submitted to the Columbus Graphics Commission.

G. Other CPD Requirements

1. Natural Environment: The site is developed with an existing building.
2. Existing Land Use: The site is currently zoned L-C-4.
3. Transportation and Circulation: Access to the site shall be from both North Hamilton and Thompson Roads.
4. Visual Form of the Environment: See the development standards in the text.
5. View and Visibility: In the development of the subject property and in the location of buildings and access points, consideration will be given to the visibility and safety of the motorists and pedestrians.
6. Proposed Development: Commercial.
7. Behavior Patterns: The proposed development will serve the growing residential population adjacent to the Hamilton Road corridor.
8. Emissions: No adverse emissions should occur from the proposed development.
9. Variances Requested: None.

SECTION 2. That the existing CPD text identified in Section 3 of Ordinance #1829-2003, passed on July 28, 2003 (Z98-017) is hereby repealed.

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

Legislation Number: 1698-2004

Drafting Date: 09/16/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City permits the use of certain portions of City Hall grounds for public assemblages and events. In order to ensure that this is done in a manner that allows for the exercise of First Amendment rights while protecting significant governmental interests such as the public safety and the conduct of government business, it is necessary to establish narrowly tailored and content-neutral time, place and manner restrictions. The purpose of this ordinance is to establish a process for obtaining a permit to use designated portions of City Hall grounds and the applicable time, place and manner restrictions. Particular attention has been given to draft an ordinance in light of the recent decisions of the Sixth Circuit Court of Appeals in this area.

Title

To amend Title 2 of the Columbus City Codes, 1959, by enacting new Chapter 227, which provides for the public use of City Hall grounds.

WHEREAS, access to public fora is essential to allow and promote a free, democratic society through the exercise of First Amendment rights; and,

WHEREAS, in order to provide for the public use of City Hall grounds it is necessary to establish a process and guidelines to facilitate that use in a safe, secure, orderly and fair manner that is consistent with the First Amendment;

WHEREAS, the Sixth Circuit Court of Appeals' decisions in *Spingola v. Village of Granville*, 2002 WL 1491874 (July 11, 2002) and *Parks v. Finan*, --F.3d--, 2004 WL 2169413 (Sept. 29, 2004), have provided guidance on what type of time, place and manner restrictions comport with the First Amendment, now therefore

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

Section 1. That Columbus City Codes Chapter 227, entitled "Public Use of City Hall Grounds," be and hereby is enacted as follows:

Chapter 227 Public Use of City Hall Grounds

Section 227.01 Definitions

As used in Chapter 227 of the Columbus City Codes:

- A. "City Hall" shall mean the building located at 90 West Broad Street, Columbus, Ohio 43215, which encompasses all enclosed areas including the basement parking facility.
- B. "City Hall grounds" shall mean the property surrounding City Hall, excluding the public sidewalk abutting the street, bounded on the west by Marconi Boulevard, on the south by West Broad Street, on the east by North Front Street and on the north by West Gay Street.
- C. "City Hall lawn" shall mean that portion of the City Hall grounds that is planted with grass, shrubs, flowers, trees and any other plant life.
- D. "City Hall lower patio south" shall mean that portion of the City Hall grounds named Portman Plaza, which is on the south side of City Hall, that is hard-surfaced and that is below the thirteen steps that lead to the upper patio south that borders City Hall.
- E. "City Hall upper patio south" shall mean that portion of the City Hall grounds that is that portion of the City Hall grounds that is on the south side of City Hall, that is hard-surfaced and that is above the City Hall lower patio south.
- F. "City Hall patio east" shall mean that hard-surfaced portion of the City Hall grounds that is on the east side of City Hall.
- G. "City Hall lower patio north" shall mean that hard-surfaced portion of the City Hall grounds that is on the north side of City Hall and that is separated into two parts by the driveways that lead into the City Hall's underground parking garage.
- H. "City Hall upper patio north" shall mean that hard-surfaced portion of the City Hall grounds that is on the north side of City Hall and that is above the City Hall lower patio north.
- I. The term "permit holder" shall mean the individual, group or organization to which a permit for use of the City Hall grounds is issued.
- J. The "primary use" of the City Hall shall be for the conduct of the business of the government of the City of Columbus, Ohio.
- K. The "primary use" of the City Hall grounds shall be for facilitating the egress and ingress of persons having employment and business in and throughout City Hall.

L. "Managing Authority" means the director of the Department of Public Service or his or her designee.

M. "Chief of Police" means the chief of the Division of Police or his or her designee.

Section 227.02 Rules for public use of City Hall grounds

A. The rules for public use provided in this section shall be applicable to all individuals and groups using City Hall grounds for any event or activity that is not conducted or sponsored by the City of Columbus.

B. No use of City Hall grounds shall be permitted if such use:

- 1) unreasonably interferes with the primary use of the City Hall or City Hall grounds; or,
- 2) creates or causes a hazard to the safety of the public or City employees.

C. The use of City Hall grounds shall not be permitted for any activity conducted purely for profit or any activity in violation of city, state or federal laws, rules or regulations.

D. There shall be equal access for all individuals and organizations in the use of City Hall grounds regardless of race, religion, color, national origin, gender, sexual orientation, age or handicap.

E. Designated areas of City Hall grounds shall be available for use on any day of the week between the hours of 8:00 a.m. to 9:00 p.m.

F. There shall be no camping on City Hall grounds.

G. Only those signs, banners and flags being carried by individual persons may be used on City Hall grounds. No signs, banners or flags on sticks, poles or stakes and no unattended free-standing signs, banners or flags shall be permitted.

H. Nothing may be hung from or connected to any City property such as City Hall, hand rails, planters, trees, statues or flag poles.

I. The use of shelter tents, chairs and tables are permitted on City Hall grounds, but they must be removed from the grounds between the hours of 9:00 p.m. and 8:00 a.m.

J. No personal property used for an event or activity, to include shelter tents, chairs and tables, may remain on City Hall grounds unattended, and in no case may remain on City Hall grounds between the hours of 9:00 p.m. and 8:00 a.m.

K. No food or beverages or merchandise shall be sold or dispensed on City Hall grounds without the express permission of the Managing Authority.

L. No animals or pets of any kind shall be permitted on City Hall grounds except guide dogs used by blind persons or by individuals with handicaps, unless express permission is granted by the Managing Authority.

M. No alcoholic beverages shall be possessed or consumed on City Hall grounds unless authorized by the Ohio Department of Commerce, Division of Liquor Control.

N. No flag other than the flag of the United States of America or its military services, the flag of this or any other state, county, or municipality of the United States of America, may be flown on City Hall grounds on flag poles controlled by the City unless express permission is granted by the Managing Authority.

O. No contributions shall be solicited, nor shall any merchandise or service be sold, or sale solicited, on City Hall grounds without the express permission of the Managing Authority.

P. The Managing Authority or the Chief of Police shall have the authority to order any individual or group violating any

of the rules for use provided in this section to leave City Hall grounds without delay. This authority shall be in addition to any other remedy otherwise provided by law.

227.03 Requirements and application procedure for permit to use City Hall grounds.

A. No assemblage of multiple persons, or activity designed or likely to cause an assemblage of multiple persons, shall be conducted upon City Hall grounds unless the assemblage or activity is conducted or sponsored by the City of Columbus or unless the individual or group conducting or sponsoring the assemblage or activity has obtained a permit from the Managing Authority as provided in this section.

B. A request for a permit to use City Hall grounds shall be submitted in writing to the Management Authority, on an application form prepared by the Managing Authority, no less than fifteen (15) days and no more than one hundred eighty (180) days prior to the event. For good cause shown, requests may be submitted within less than fifteen (15) days before the event. The information required on the application form shall include:

- 1) The name of the applicant;
- 2) The date, time duration and nature of the proposed event;
- 3) The specific requested location on the City Hall grounds for the event;
- 4) A statement of equipment to be used;
- 5) The approximate number of persons expected to attend;
- 6) The name, address, telephone number, email address (if available) of the individual or organization primarily responsible for organizing the event; and
- 7) A list of any other permits or licenses related to the event that have been applied for or obtained from the City or any other governmental entity.

C. The Managing Authority shall, without unreasonable delay, act upon a completed application. If the request is denied, the Managing Authority shall promptly notify the applicant in writing of the reason for the denial. A permit may be denied or canceled if:

- 1) the use would unreasonably interfere with the primary use of the City Hall or City Hall grounds;
- 2) the use would create or cause a hazard to the safety of the public or City employees; or,
- 3) the applicant has not complied with the required application process or has provided information in the application that is false, misleading or incomplete in any material detail.

D. The Managing Authority shall immediately notify the Chief of Police in writing when a permit is issued, denied or canceled, which notification shall include a copy of the subject application.

E. Should two or more requests for use of City Hall grounds be made for the same time and same space, the Managing Authority shall schedule the use on a first come, first serve basis, unless the events reasonably allow multiple occupancy of the requested area.

F. The Managing Authority may limit the approved use of City Hall grounds at any time due to unforeseen operational circumstances, but shall make every reasonable effort to alleviate the effects of any such limitation.

G. The Managing Authority shall collect a nominal fee of twenty dollars (\$20.00) to cover the administrative cost of issuing a permit. The fee may be waived by the Managing Authority for good cause shown.

H. The issuance of a permit by the Managing Authority for use of City Hall grounds shall not imply endorsement or approval by the City of the actions, objectives, or views of the permit holder.

I. The permit holder shall be responsible for compliance with the general use rules provided in Section 227.02 as well as the additional rules applicable to permit holders provided in this section.

J. The lawn area of the grounds of City Hall may not be used by a permit holder as part of the permit holder's event. Only those portions of the hard-surfaced patio areas designated by the Managing Authority may be used, and those areas

may only be used in such a manner that does not obstruct the movement of persons into and out of City Hall. For safety reasons, steps may be used only for their intended purpose of moving persons from one level to another level.

K. The area of the City Hall grounds that the permit holder seeks to use must be clearly defined in the permit application. The permit holder shall not be entitled to occupy the entire City Hall grounds. The Managing Authority shall determine what portion of the City Hall grounds a permit applicant will be authorized to occupy.

L. No permit shall be issued for a period longer than 72 hours, and no back-to-back permits shall be authorized.

M. No City equipment or utilities shall be made available to be used by a permit holder who is conducting a non-City government event.

N. The permit holder may use a sound amplification system only on the City Hall grounds lower patio south and only so long as the sound projected by the system does not rise to a level to cause a violation of Columbus City Code section 2329.11 (C) (1). It shall be a prima facie violation of such section if the sound can be heard more than 100 feet beyond the lower patio south and at least one complaint is received by the Managing Authority from persons who are conducting business between the hours of 8:00 a.m. and 5:00 p.m. while the event's sound amplification system is being used.

O. The permit holder shall maintain the City Hall grounds in a responsible manner during the term of the permit, keeping them clean and free of debris. The permit holder shall be responsible for any actual costs or damages incurred by the Managing Authority as a result of the use of City Hall grounds, including but not limited to, reimbursement, at the employees' regular hourly rates, for time spent by City employees removing debris or repairing damage resulting from the event.

P. The Managing Authority or the Chief of Police shall have the authority to order any permit holder, individual, or group violating the permit requirement or any of the rules for use provided in this section to leave City Hall grounds without delay. This authority shall be in addition to any other remedy otherwise provided by law, including but not limited to, the authority provided in Section 227.02(P).

227.04 Severability.

If any provision of this chapter is held to be unconstitutional or otherwise invalid by a court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.

Section 2. That this ordinance shall take effect at the earliest possible date allowed by law.

Legislation Number: 1737-2004

Drafting Date: 09/23/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-047

APPLICANT: Tri Net Retail Properties; c/o Thomas J. Fortin; P.O. Box 2417; Westerville, Ohio 43086.

PROPOSED USE: Commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on September 9, 2004.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant's request for the L-C-4, Limited Commercial District to develop 15,250 square feet of retail store space is consistent with the land use recommendations of the *Northland Plan: Volume I*. Staff can support this request because of the site's relative proximity to the intersection of Morse Road and Cleveland Avenue, because the primary C-4, Commercial District use proposed is a neighborhood scale ethnic grocery store, and because proposed development standards for buffering, screening, landscaping and lighting are sensitive to adjacent residential development.

Title

To rezone **4378 CLEVELAND AVENUE (43224)**, being 1.63± acres located on the east side of Cleveland Avenue, 295± feet south of Morse Road, **From:** L-C-2, Limited Commercial District, **To:** L-C-4, Limited Commercial District (Z04-047).

Body

WHEREAS, application #Z43-047 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.63± acres from L-C-2, Limited Commercial District to L-C-4, Limited Commercial District, and

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

WHEREAS, the City Departments recommend approval because the applicant's request for the L-C-4, Limited Commercial District to develop 15,250 square feet of retail store space is consistent with the land use recommendations of the *Northland Plan: Volume I*. Staff can support this request because of the site's relative proximity to the intersection of Morse Road and Cleveland Avenue, because the primary C-4, Commercial District use proposed is a neighborhood scale ethnic grocery store, and because proposed development standards for buffering, screening, landscaping and lighting are sensitive to adjacent residential development; 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:

4378 CLEVELAND AVENUE (43224), being 1.63± acres located on the east side of Cleveland Avenue, 295± feet south of Morse Road , and being more particularly described as follows:

ZONING DESCRIPTION FOR 1.63± ACRES

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

Being in and a part of the Quarter Township 2, Township 1, Range 17, United States Military Lands, and being a part of a certain 8½ acre tract conveyed by Emily Shephard and George Shephard to Clara B. Shephard (now Clara B. Gray) by deed of trust as same is shown of record in Deed Book 537, page 537, Records's Office, Franklin County Ohio, said land being conveyed being more particularly described as follows:

Beginning at an iron pin in the east line of said 8½ acre tract 541.55 feet north of the southeast corner of said 8½ acre tract and the southeast corner of the two acre tract now owned by Denver Thompson; thence along a line parallel with the south line of said 8½ acre tract N. 89 degrees 14 minutes W. 321.75 feet to the center line of Cleveland Avenue, passing an iron pin at 291.75 feet in the east line of Cleveland Avenue; thence along the center line of Cleveland Avenue North 270.78 feet to a point; thence parallel with the south line of said tract 89 degrees 41 minutes E 321.75 feet to an iron pin, passing an iron pin in the east line of Cleveland Avenue at 30 feet; thence along the east line of said 8½ acre tract S 270.78 feet to the place of beginning, containing 2 acres.

Excepting Therefrom the Following:

Being situated in the County of Franklin, State of Ohio and the City of Columbus and being 0.235 acres out of a 0.604 acre, 0.554 acre and 0.842 acre tracts as conveyed to Richard Owen Lindner III (O.R. 9773 E 15 thru E 18) said 0.235 acres being described as follows:

Beginning at a point in the center line of Cleveland Ave. 355.15' southerly from the center line intersection of Cleveland Ave. and Morse Road and being the N.W. corner of said 0.406 acre tract conveyed to Richard Owen Lindner III, also being Station 6144.85;

Thence S. 85 degrees 31' 31" E., with the said north line, a distance of 40.00' to a point on the northeast R/W of Cleveland Ave., passing the old R/W line at 30.00';

Thence S. 3 degrees 43' 32" W., parallel to and 40.00' east of the center line of Cleveland Ave., crossing said 0.604 acre and 0.554 acre tracts a distance of 106.41' to an angle point in the said of 0.554 acre tract;

Thence S. 6 degrees 15' 15" W. crossing said 0.554 acre and 0.842 acre tracts, a distance of 164.43' to a point in the So. Line of said 0.842 acre tract;

Thence N. 85 degrees 31' 31" W. with the said south line, a distance of 32.75' to a point in the center line of Cleveland Ave.;

Thence N. 3 degrees 43' 32" E. with the center line of Cleveland Ave., a distance of 270.78' to a point of beginning containing 0.235 acres of which 0.186 acres is within the present R/W.

Subject to all road records and easements of record.

Source of bearings OR. 6525 H17.

Pro 0.056 acres Net 0.018 acres out of 010-103946.

Pro 0.052 acres Net 0.016 acres out of 010-103934.

Pro 0.078 acres Net 0.014 acres out of 010-103944.

And

Situated in the State of Ohio, County of Franklin, City of Columbus being a part of the Second Quarter Township 1, Range 17, United States Military Lands and bounded and described as follows:

Beginning for reference at the point of intersection of the centerline of Morse Road with the centerline of Cleveland Avenue; thence South 3 degrees 43' 32" West a distance of 355.68' to a point; thence South 86 degrees 16' 28" East a distance of 40.00' to the true point of beginning;

Thence South 85 degrees 31' 31" East a distance of 10.00' to a point;

Thence South 3 degrees 43' 32" West a distance of 270.79' to a point;

Thence North 85 degrees 31' 31" West a distance of 17.28' to a point;

Thence North 6 degrees 15' 15" East a distance of 164.90' to a point;

Thence North 3 degrees 43' 32" East a distance of 105.96' to the true point of beginning, containing 0.076 acres, more or less.

To Rezone From: L-C-2, Limited Commercial 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 plans being titled, "**ZONING EXHIBIT, PLAZA LA FIESTA,**" building elevation titled, "**WEST BUILDING ELEVATION FOR 4378 CLEVELAND AVENUE,**" and limitation text titled, "**Z04-047 LIMITATION TEXT,**" all signed by Thomas J. Fortin, Applicant on October 6, 2004, and the text reading as follows:

Z04-047 LIMITATION TEXT

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

PROPERTY ADDRESS: 4378 Cleveland Avenue (43224).

OWNER: Richard Linder.

APPLICANT: Thomas J. Fortin.

DATE OF TEXT: October 6, 2004.

APPLICATION NUMBER: Z04-047.

1. INTRODUCTION.

The applicant seeks reclassification for the subject property to L-C-4. The property is 1.64 acres and now consists of two abandoned houses in deplorable condition. The houses will be raised to construct a much needed neighborhood grocery store and an adjacent retail storeroom. The adjacent property to the north is a CVS Drug Store and retail shops. The property to the east is the Abbey Lane Apartments. Many of the apartment residents will likely patronize and walk to the proposed grocery. The properties to the south are zoned residential and most are non owner occupied. The property to the west across Cleveland Avenue is also used for retail purposes and extends approximately 200 feet south of the subject property. This proposed use will be greatly used by local residents. Many residents are multicultural and the grocer is an experienced grocer who serves such a population. This will be the finest ethnic grocer in Columbus when completed and the neighbors will be proud and happy to have this as part of their neighborhood.

All of the proposed buffering, landscape, open space and screening commitments comply with the Northland standards pursuant to the Northland Plan. In addition we added a wider green space buffer on the southern edge nearby the residential structures along with a fence and more trees to further deaden noise and lights. Plus we increased the depth of landscaped parking setback along Cleveland Avenue. All this has the support of the Northland Community Council.

2. PERMITTED USES.

The applicant requests those uses permitted in Chapters 3351, 3353 and 3355 of the Columbus City Code, and the following C-4, Commercial uses listed in C.C. 3356.03 of the Columbus City Code, Supermarket; Appliance and Electronic Retailers; Paint, Wallpaper, Household Furnishings Retailer; and Pizza, Sandwich, Food Retailers (no drive thru) up to 2000 square feet.

3. DEVELOPMENT STANDARDS.

The site shall be developed in substantial conformance with the site plan titled, "**ZONING EXHIBIT, PLAZA LA FIESTA**," dated August 26, 2004 and signed by applicant Tom Fortin on October 6, 2004. The Zoning Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering plans are completed. Any slight adjustment to the Zoning Site Plan is subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.

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

1. Setback for the building is 100 feet from the Cleveland Avenue street right-of-way line.
2. The Cleveland Avenue parking setback line is fifteen (15) feet from the street right-of-way line.
3. Lot coverage with impervious surfaces shall not exceed 80 percent.

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

1. Applicant shall provide right-of-way totaling fifty (50) feet from centerline prior to the issuance of zoning clearance.
2. All circulation, curb cuts and access points shall be subject to the approval of the City of Columbus Transportation Division. One full curb cut apron 150 feet south of the adjacent property owner's curb cut access is requested. We have also minimized the building size to allow for easy delivery truck access and logistics to allow for internal movement on site.

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

1. Street trees shall be planted along Cleveland Avenue frontage at a ratio of one tree per forty (40) linear feet.
2. Buffering between the site and all residential uses shall be as shown on the site plan and described below:
 - a. An ornamental fence shall be installed along the south and east property lines;
 - b. A Leatherleaf Viburnum hedge shall be planted inside of the ornamental fence and shall be maintained at maturity to a minimum height of five (5) feet and minimum opacity of seventy-five (75) percent. Plants shall be installed at an interval of 8-10 feet.
 - c. Ornamental trees shall be planted at a ratio of one tree per thirty (30) feet inside the hedge.
3. All trees shall meet the following minimum standards at the time of planting: Deciduous trees 2½ inch caliper; Ornamental trees 1½ inch caliper; Evergreen trees five (5) feet in height; and shrubs two (2) gallons.
4. All trees and landscaping shall be well maintained. Dead items will be replaced within six (6) months or the next planting season, whichever occurs first.

D. Building Design and/or interior/Exterior Treatment.

1. Building Design: The west building elevation shall substantially conform to the building elevation drawing titled, "**WEST BUILDING ELEVATION FOR 4378 CLEVELAND AVENUE**," dated August 26, 2004 and signed by Tom Fortin, Applicant, on October 6, 2004.
2. Building Materials: The building shall be constructed of any combination of the following: stucco, tile and split-faced block will be used on the front and sides, cement block at the rear and retail type glass and commercial entry door systems.
3. Any mechanical equipment or utility hardware on the roof of the building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical equipment or utility

hardware shall be fully screened from view from the ground level by landscaping or any fence or wall utilizing materials comparable and compatible to those used for the building.

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

1. All parking lot lighting shall be cut-off fixtures (down lighting).
2. All external lighting fixtures used shall be from the same or similar manufacturer's type to insure compatibility.
3. Accent lighting shall be permitted provided such light source is concealed.
4. Light poles in the parking lot shall not exceed 18 feet in height except that light poles within 100 feet of residentially zoned property shall not exceed 14 feet in height.
5. Outdoor display areas shall contain only those items normally and customarily sold by a grocery store and other seasonal items and products, including but not limited to firewood, ice, mulch, flowers and Christmas wreathes.
6. Outdoor display is limited to the sidewalk directly in front of the building. The sidewalk must be at least nine (9) feet deep and at least four (4) feet of sidewalk contiguous to the parking lot must remain unencumbered by displays to permit an open pedestrian walkway.

F. Graphics and/or Signage Commitments.

All graphics shall conform to Article 15 of the Columbus Graphics Code, as it applies to the C-4, Commercial District. Any variance to the applicable sign requirements shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous Commitments.

1. Applicant shall install a sidewalk along the Cleveland Avenue frontage that will connect with a crosswalk painted with diagonal lines that leads to the grocery/retail store.
2. The applicant's plan includes a loading dock at the rear of the grocery. Delivery hours shall be between 8 a.m. and 8 p.m. as requested by the Northland Community Council.

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

Legislation Number: 1753-2004

Drafting Date: 09/26/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-068.

APPLICANT: Gregory A. Marietti; 5040 Postlewaite Road; Columbus, Ohio 43235.

PROPOSED USE: Two-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (7-0) on November 11, 2004.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant's request for the R-2F, Residential District develop two 2-family dwellings is consistent with surrounding zoning and development patterns along Postlewaite Road. The parcel directly north of this site was rezoned to the R-2F, Residential District by the applicant in 2002 (Z02-032).

Title

To rezone **5012 POSTLEWAITE ROAD (43235)**, being 0.67± acres located on the east side of Postlewaite Road, 848.5± feet north of Bethel Road, **From:** R, Rural District, **To:** R-2F, Residential District. (Rezoning # Z04-068).

Body

WHEREAS, application #Z04-068 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.67± acres from R, Rural District, to R-2F, Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the applicant's request for the R-2F, Residential District to develop two 2-family dwellings is consistent with surrounding zoning and development patterns along Postlewaite Road, including the parcel directly north of this site was rezoned to the R-2F, Residential District by the applicant in 2002 (Z02-032), 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:

5012 POSTLEWAITE ROAD (43235), being 0.67± acres located on the east side of Postlewaite Road, 848.5± feet north of Bethel Road, and being more particularly described as follows:

DESCRIPTION OF 0.67± ACRES

Situated in the State of Ohio, County of Franklin and in the Township of Perry and bounded and described as follows:

Beginning at a stake in the line between Perry and Sharon Townships 1084.4' north of the southeast corner of Section 4, Township 2, Range 19 U.S.M. Lands: thence north with the said township line 132.9', thence N. 84 Deg. 4' W., on the south line of land conveyed by this grantor to Leslie Warner, 190' to the east line of Kenny Road S. 24 Deg. 18' W., 140 feet, more or less, to an iron pin in the northwest corner of the lands of Jennie Warner; thence S. 84 Deg. 18' E., 238.01' to the Place of Beginning, being 0.67 acres, more or less.

To Rezone From: from R, Rural District,

To: R-2F, Residential District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established in the R-2F, Residential District on this property.

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

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

Legislation Number: 1843-2004

Drafting Date: 10/08/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

the Lighting Improvements of West Broad Street and to pay construction inspection costs up to \$73,216.00. This improvement details construction on West Broad Street from Schultz Avenue to Starling Street and includes cast iron lamp posts and other associated work. (See the attached map.) The estimated Notice to Proceed is approximately January 10, 2005. This project is to be constructed by July 1, 2005. The project was let by the Transportation Division and was advertised in the City Bulletin, Dodge Reports, and by the Builders Exchange. Six bidders/suppliers were solicited (five majority, one minority) and four bids were received (four majority, no minority) and tabulated on September 23, 2004, as follows:

Vendor	Amount
W.G. Fairfield Company	\$418,513.29
Complete General Construction Company	\$443,044.75
Jess Howard Electric Company	\$586,267.70
M. P. Dory Company	\$616,431.05

The apparent low bidder W.G. Fairfield made an error on their bid by calculating the force account work at 5% instead of 15%. Their bond amount was calculated on their bid total and was less than required based on the corrected amount. Their bid was therefore unresponsive. Award is to be made to Complete General Construction Company CC# 31-4366382 (expiration 12/18/2005), as the lowest, best, most responsive and most responsible bidder.

Fiscal Impact: This ordinance certifies \$516,260.75 is budgeted and available within the 1995, 1999 Voted Streets and Highways Fund for this work.

Title To authorize the Public Service Director to enter into a contract for the Transportation Division with Complete General Construction Company for construction of Lighting Improvements of West Broad Street project; to authorize the expenditure of \$516,260.75 from the Voted 1995, Voted 1999 Streets and Highways Fund for the Transportation Division. (\$516,260.75).

Body WHEREAS, bids were received on September 23, 2004, and tabulated on September 23, 2004, for the Lighting Improvements of West Broad Street project and a satisfactory bid has been received; and

WHEREAS, a satisfactory bid has been received; and

WHEREAS, it is necessary to provide for construction inspection costs; and

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

SECTION 1. That the Public Service Director be and is hereby authorized to enter into a contract with Complete General Construction Company, 1221 East Fifth Avenue, Columbus, Ohio 43219, for the construction of the Lighting Improvements of West Broad Street project in the amount of \$443,044.75, for the Transportation Division in accordance with the specifications and plans on file in the office of the Director of Public Service, which are hereby approved; to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$73,216.00.

SECTION 2. That for the purpose of paying the cost of the contract and inspection, the sum of \$516,260.75, or so much thereof as may be needed, is hereby authorized to be expended from 1995, 1999 Voted Streets and Highways Fund, no. 704, for the Transportation Division, Dept./Div. 59-09, OCA Code 644385, Object Level Three 6631 and project 530058.

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

Version: 1

Matter Type: Ordinance

Explanation

The Health Department provides chlamydia and gonorrhea testing for patients of the STD Clinic and various other clinics in the City of Columbus. The laboratory of the 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 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 number is 330767987.

FISCAL IMPACT: Funding for this purchase is budgeted in the 2004 Health Special Revenue Fund and the Health Department Grants Fund.

Title

To authorize the Director of Finance to establish a purchase order with Gen-Probe for the purchase of chlamydia and gonorrhea test kits for the Health Department in accordance with sole source provisions; to authorize the expenditure of \$40,000 from the Health Special Revenue Fund and the Health Department Grants Fund; and to declare an emergency. (\$40,000)

Body

WHEREAS, the 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 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 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 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 \$27,000 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50, Object Level One 02, Object Level Three 2293, OCA Code 502054.

SECTION 3. That the total expenditure of \$13,000 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 02, Object Level Three 2293,

OCA: 504003; Grant Number: 504003; Amount: \$10,000

OCA: 503013; Grant Number: 503013; Amount: \$ 3,000

SECTION 4. That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

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

Legislation Number: 1879-2004

Drafting Date: 10/18/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To establish a contract for the option to purchase Screw Conveyor Parts for the Sewerage and Drainage Division, the largest user. The term of the proposed option contract will be three years with an option to renew for one additional year if mutually agreed. Contract expiration date is December 31, 2007.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001281). Formal bids were opened on September 16, 2004. One hundred and fifty two (MAJ:35, M1A:1, F1:0) bids solicited; one (MAJ:1) bid received.

The Purchasing Office is recommending award of a contract to the lowest, responsive, responsible and best bidder: ML Separation and Conveying, Inc. This company is foreign-owned (Canadian) and EBOCO has advised they are exempt from contract compliance certification. This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery database.

Total Estimated Annual Expenditure: \$ 150,000.00

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

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

Title

To authorize and direct the Finance Director to enter into a contract for an option to purchase Screw Conveyor Parts, with ML Separation and Conveying, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 16, 2004 and selected the lowest, responsive, responsible and best bid; 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, the Sewerage and Drainage Division uses Screw Conveyor Parts for maintenance of equipment which reduces solids for pump protection in sewage processing; and

WHEREAS, this ordinance is being submitted for consideration as an emergency measure to ensure that the City

continues to maintain pump production in the treatment of sewage in order to insure a better environment for our community without interruption because without emergency action, no less than thirty-seven days will be added to the procurement cycle and that timing puts the availability of supplies at risk; 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 an option to purchase Screw Conveyor Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Screw Conveyor Parts in accordance with Solicitation No. SA001281 as follows:

ML Separation and Conveying, Inc, All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reasons 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: 1883-2004

Drafting Date: 10/19/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: As a result of the Sewer and Water Advisory Board's October 20, 2004 water rate review, the Board recommends a 7.25% rate increase in our current water rates for Inside and Outside City Customers, for fire protection services inside the City, and for our Mastermetered Customers. These rate increases will fund increasing capital improvement projects relating to the addition of supplies needed for the future. Therefore, we would like to amend Sections 1105.04, 1105.05 A, 1105.05 B, 1105.055 A, and 1105.10 of the Columbus City Code, 1959, effective January 1, 2005, relating to 2005 water rates of the Division of Water.

FISCAL IMPACT: The Division of Water expects an increase of 7.25% to our overall revenue.

Title

To amend the Columbus City Codes, 1959, as it relates to 2005 water rates for customers of the Division of Water.

Body

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

Section 1. That the existing Section 1105.04 of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

1105.04 Inside city water rates.

The charges for water supplied through meters to consumers within the corporate limits shall be based upon a

service charge plus a commodity charge. The following rates shall apply to water services within the city:

Monthly Service Charge	Monthly Billed Account	Quarterly Billed Account
5/8 inch meter \$ 15.54	16.67 \$ 3.56	3.82
3/4 inch meter 15.77	16.91 3.64	3.90
1 inch meter 16.02	17.18 3.83	4.11
1-1/2 inch meter 20.37	21.85 5.54	5.94
2 inch meter 26.64	28.57 11.83	12.69
3 inch meter 34.66	37.17 14.93	16.01
4 inch meter 38.06	40.82 23.24	24.92
6 inch meter 118.81	127.42 67.88	72.80
8 inch meter 166.67	178.75 99.02	106.20
10 inch meter 183.92	197.25 169.09	181.35
12 inch meter 188.07	201.71 173.24	185.80
16 inch meter 189.11	202.82 174.28	186.92
Eligible senior consumers	No charge	

Commodity Charge	Net Rate per 1,000 Cubic Feet
Consumption Brackets	
First 1,500 cubic feet per month 13.65	14.64
Next 23,500 cubic feet per month 11.78	12.63
Next 175,000 cubic feet per month 9.14	9.80
Next 800,000 cubic feet per month 8.72	9.35
Next 1,000,000 cubic feet per month 7.81	8.38
All over 2,000,000 cubic feet per month 7.68	8.24

Section 2. That the existing Section 1105.05 A and 1105.05 B of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

1105.05 Outside city water rates.

A. For areas covered by retail contracts: the outside city rates shall be the total obtained by adding the inside city rates and the percentage increase or additions specified in the contract. If no percentage is specified in the contract, the outside city rates shall be the inside city rates multiplied by one and three tenths (1.3) in accordance with the following schedules:

Monthly Service Charge	Monthly Billed Account	Quarterly Billed Account
5/8 inch meter \$ 20.20	21.67 \$ 4.63	4.97
3/4 inch meter 20.50	21.98 4.73	5.07
1 inch meter 20.83	22.33 4.98	5.34
1-1/2 inch meter 26.48	28.41 7.20	7.72
2 inch meter 34.63	37.14 15.38	16.50
3 inch meter 45.06	48.32 19.41	20.81
4 inch meter 49.48	53.07 30.21	32.40
6 inch meter 154.45	165.65 88.24	94.64
8 inch meter 216.67	232.38 128.73	138.06
10 inch meter 239.10	256.43 219.82	235.76
12 inch meter 244.49	262.22 225.21	241.54
16 inch meter 245.84	263.67 226.56	243.00
Eligible senior consumers	No charge	

Commodity Charge	Net Rate per 1,000 Cubic Feet
Consumption Brackets	
First 1,500 cubic feet per month 17.75	19.03
Next 23,500 cubic feet per month 15.31	16.42

Next 175,000 cubic feet per month	11.88	12.74
Next 800,000 cubic feet per month	11.34	12.16
Next 1,000,000 cubic feet per month	10.15	10.89
All over 2,000,000 cubic feet per month	9.98	10.71

B. For noncontract areas or areas where the contract has expired: the outside city rates shall be the inside city rates multiplied by one and one-half (1.5) in accordance with the following schedule:

Monthly Service Charge	Monthly Billed Account	Quarterly Billed Account
5/8 inch meter \$ 23.34	25.01 5.34	5.73
3/4 inch meter 23.66	25.37 5.46	5.85
1 inch meter 24.03	25.77 5.75	6.17
1-1/2 inch meter 30.56	32.78 8.31	8.91
2 inch meter 39.96	42.86 17.75	19.04
3 inch meter 51.99	55.76 22.40	24.02
4 inch meter 57.09	61.23 34.86	37.38
6 inch meter 178.22	191.13 101.82	109.20
8 inch meter 250.01	268.13 148.53	159.30
10 inch meter 275.88	295.88 253.64	272.03
12 inch meter 282.11	302.57 259.86	278.70
16 inch meter 283.67	304.23 261.42	280.38
Eligible senior consumers	No charge	

Commodity Charge Net Rate per 1,000 Cubic Feet
Consumption Brackets

First 1,500 cubic feet per month	\$ 20.48	21.96
Next 23,500 cubic feet per month	17.67	18.95
Next 175,000 cubic feet per month	13.71	14.70
Next 800,000 cubic feet per month	13.08	14.03
Next 1,000,000 cubic feet per month	11.72	12.57
All over 2,000,000 cubic feet per month	11.52	12.36

Section 3. That the existing Section 1105.055 A of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

1105.055 Outside city mastermetered contract water rates.

A. For areas covered by wholesale mastermetered contracts: the rates shall be as follows:

Monthly Service Charge	Monthly Billed Account
5/8 inch meter \$ 16.59	17.79
3/4 inch meter 16.75	17.96
1 inch meter 32.20	34.53
1-1/2 inch meter 36.94	39.62
2 inch meter 53.96	57.87
3 inch meter 62.28	66.80
4 inch meter 84.89	91.04
6 inch meter 206.46	221.43
8 inch meter 289.63	310.63

10 inch meter	482.90	517.91
12 inch meter	487.69	523.05
16 inch meter	497.07	533.11
Commodity Charge		
Net Rate per 1,000 Cubic Feet	\$ 43.43	14.40

Section 4. That the existing Section 1105.10 of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

1105.10 Fire protection service inside city.

For all fire protection service installations made after the effective date of this chapter requiring a separate fire service line the consumer shall install at his expense, subject to the inspection and approval of the division of water, all of the piping system necessary to extend from the consumer's system and connect to the city's existing water main.

All separate fire service lines shall have installed, before service is established, an approved meter installation. Such meter and the installation shall meet the specifications and approval of the division of water and the entire installation shall be at the expense of the consumer.

The following rates shall apply to fire protection services:

Monthly Fire Protection Service Charge	Monthly Billed Accounts		Quarterly Billed Accounts
3 inch meter	\$ 33.84	36.29	7.93 8.50
4 inch meter	36.48	39.12	10.56 11.33
6 inch meter	44.36	47.58	18.45 19.79
8 inch meter	58.83	63.10	32.92 35.31
10 inch meter	78.55	84.24	52.64 56.46
12 inch meter	106.16	113.86	80.24 86.06

For areas covered by retail contracts, the outside city rates shall be the total obtained by adding the inside city rates and the percentage increase or additions specified in the contract. If no percentage is specified in the contract, the outside city rates shall be the inside city rates multiplied by one and three tenths (1.3). For noncontract areas or areas where the contract has expired, the outside city rate shall be the inside city rate multiplied by one and one-half (1.5).

The city reserves the right to order the installation of a meter on an existing fire protection line upon violation of applicable ordinances and the rules and regulations of the director of public utilities.

No charge except the minimum charge will be made for any measured water flow resulting from the use of water for fire fighting purposes when such fire has been reported to the fire department serving the area involved.

Where an unmetered tap for a fire service line exists, the following charge shall be paid in lieu of the minimum charges per month prescribed in C.C. Sections 1105.04 and 1105.05:

Size of Fire Service Tap	Monthly Inside City Service Charge	Monthly Contract Areas	Service Charge	Monthly Non-Contract Service Charge
Taps 4 inch diameter	\$ 85.07 91.24	\$ 110.59 118.61	127.61 136.86	
Taps 6 inch diameter	171.94 184.41	223.52 239.73	257.91 276.62	
Taps 8 inch diameter	255.08 273.57	331.60 355.64	382.62 410.36	
Taps 10 inch diameter	340.06 364.71	442.08 474.12	510.09 547.07	
Taps 12 inch diameter	425.16 455.98	552.71 592.77	637.74 683.97	
Taps 16 inch diameter	595.19 638.34	773.75 829.84	892.79 957.51	

When a property is served with both a fire protection service and water service, the amount to be paid for the combined service shall be the charge computed by using the applicable commodity rate established in Sections 1105.04 and 1105.05 and, where applicable, the monthly unmetered fire protection service charge established in Section 1105.10.

When a property is served by more than one (1) fire protection service and such services provide water to a common inter-connected fire protection system, the services shall be considered a single fire protection service with the rates or charges to be based on the largest tap or meter.

All outlets, except sprinkler heads, on unmetered fire protection service shall be sealed under the supervision of the division of water. No person shall break a seal or withdraw water from any unmetered fire protection system, except in the case of fire, without prior approval of the administrator of the division of water. (Ord. 478-92.)

Section 5. That water rates herein established shall be applicable to all water used on or after the effective date of this Ordinance.

Section 6. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1898-2004

Drafting Date: 10/20/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes, effective January 1, 2005, an increase in Stormwater charges per Equivalent Residential Unit (ERU) from \$3.01 to \$3.21 per month.

The Sewer and Water Advisory Board met on October 20, 2004 and after reviewing the Division of Sewerage and Drainage's projected expenditures for 2005, recommends to City Council an increase of 6.5% in stormwater rates. This change is consistent with the increase projected last year for the year 2005.

Fiscal Impact: The proposed rate increase will increase 2003 Stormwater revenues by approximately \$1,500,000.00.

Title

To amend Chapter 1149 of the Columbus City Codes 1959, to enact new Stormwater fees effective January 1, 2005, and to repeal the existing Section being amended.

Body

WHEREAS, it is necessary to increase the monthly Stormwater charges from \$3.01 per Equivalent Residential Unit (ERU) to \$3.21 per ERU to accurately match needed revenue to estimated program expenses; now, therefore,

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

SECTION 1. That effective January 1, 2005, Section 1149.08, (b) of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

1149.08 Rate Structure

(b)The charge as prescribed in the rate schedule is as follows:

~~\$0.0990~~ **\$0.1053** per day per Equivalent Residential Unit (ERU).

SECTION 2. That effective January 1, 2005, existing Section 1149.08, (b) of the Columbus City Codes, 1959, be and is hereby repealed.

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

Legislation Number: 1899-2004

Drafting Date: 10/20/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes an increase of 9.50% in sanitary sewer service rates for the Division of Sewerage and Drainage operations. The proposed rates reflect an across the board increase.

The Sewer and Water Advisory Board met on October 20, 2004 and after reviewing projected expenditures for 2005 recommends to City Council the proposed increase of 9.5% in sanitary sewer rates. This increase is consistent with the rate increase projected last year for the year 2005.

Fiscal Impact: This rate increase will generate approximately \$9.2 million in 2005.

Title

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2005, and to repeal the existing Section being amended

Body

WHEREAS, it is necessary to establish new sewer sanitary services rates, effective January 1, 2005, for sewerage services to properties discharging into the sanitary sewerage system of the City of Columbus in order to recover the cost of rendering said sewerage services for the calendar year 2005; now, therefore,

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

SECTION 1. That effective January 1, 2005, Section 1147.11 of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

1147.11 Rate Schedules.

(a) Charges Within Corporate Limits. For the purpose stated in Sections 1147.02 and 147.12 there is hereby charged to each user situated within the corporate limits of the city, having any active sewer connection with the sewerage system of such city or otherwise discharging sewerage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, sewer charges as hereinbefore provided, and in the amount determinable as follows:

(1) For any such lot, parcel of land, building or premises having any connection with the city's sewerage system or otherwise discharging sanitary sewerage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, such charge shall be based upon the quantity of water used therein as the same is measured by a water meter or meters there in use, as hereinafter described, and there shall be charged:

The charges as prescribed in the rate schedule as follows: **SEE SPREADSHEET ATTACHED**

(b) Charges Outside Corporate Limits. For the purpose stated in Sections 1147.02 and 1147.12, there is hereby charged to each user situated outside the corporate limits of the city, having any active sewer connection with the sewerage system of such city or otherwise discharging sewage, industrial wastes, other liquids, either directly or indirectly into the city's sewerage system, sewer charges as hereinbefore provided, and in the amount determinable as follows:

(1) For any such lot, parcel of land, building or premises having any connection with the city's sewerage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, such charge shall be based upon the quantity of water used thereon or therein as the same is measured by a water meter or meters there in use, as hereinafter described, and there shall be charged:

The charges as prescribed in the rate schedule as follows: **SEE SPREADSHEET ATTACHED**

SECTION 2. That effective January 1, 2005, existing Section 1147.11, (a) and (b) of Chapter 1147 of the Columbus City Codes, 1959, be and is hereby repealed.

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

Legislation Number: 1907-2004

Drafting Date: 10/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This is consent legislation with the State of Ohio, Department of Transportation (ODOT) for a Safety Upgrade Project on US62 from approximately 0.11 miles south of the intersection of Frank Road and Clime Road to approximately .11 miles north of the intersection of Eakin Road and Hopkins Road. Work on this project includes reduction of conflicting driveway, providing appropriate turn lanes at intersections, providing ingress/egress control, realignment of the US62/Briggs Road intersection and shopping center drive, and providing curb and gutter. (FRA-US62D-01.30 PID 17831)

The Preliminary Engineering, right of way and construction of this project will be funded by the ODOT.

Since this project lies within the City of Columbus, this consent ordinance is necessary. Construction of this project is scheduled for 2008.

Fiscal Impact: The estimated cost of this project will be \$3,750,000 and will be funded by ODOT. There is no payment required from the City. This legislation also authorizes the Public Service Director to enter into the necessary agreements to complete this project.

Title

To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation, and to grant consent and propose cooperation with the State of Ohio for the US62 Safety Upgrade Project for the Transportation Division.

d

Body

The following is an Ordinance enacted by the City of Columbus, Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

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

This project proposes to Perform a safety upgrade which extends on US 62 from approximately 0.11 miles south of the intersection of Frank and Clime Road to approximately 0.11 miles north of the intersection of Eakin Road and Hopkins Road, with a portion of the project within the corporate limits of the City of Columbus. The scope of work for the project proposes to provide appropriate turn lanes at the intersections; reduce conflicting driveways; provide ingress/egress control; realign the US62/Briggs Road intersection and shopping center drive; and provide curb and gutter; now, therefore

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

SECTION 1 - Consent Statement

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

SECTION 2 - Cooperation Statement

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

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

The Ohio Department of Transportation shall assume and bear one hundred percent (100%) of the necessary costs of the State's highway improvement project.

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

SECTION 3 - Utilities and Right-of-Way Statement

The LPA grants permission to the Director of the Ohio Department of Transportation to acquire in the name of the LPA all necessary right-of-way required for the described project. The LPA agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4 - Maintenance

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

SECTION 5 - Consultants and Authority to Sign

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

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

Legislation Number: 1909-2004

Drafting Date: 10/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThis ordinance authorizes the payment of attorney fees to Hunter, Carnahan, Shoub & Byard as legal counsel in the case of *Lisa Marie Layman, Administrator of the Estate of Jack Trospen, Plaintiff, v. Lawrence Geis, et al.*, United States District Court, Southern District of Ohio, Case No. C2-02-1286.

Fiscal Impact: Sufficient monies have been set aside by the City to pay the amount of this claim.

TitleTo authorize and direct the City Auditor to transfer 29,488.00 from the Finance Department to the Department of Public Safety, Division of Police, to authorize and direct the City Attorney to pay attorney fees to Hunter, Carnahan, Shoub & Byard as legal counsel in the case of *Lisa Marie Layman, Administrator of the Estate of Jack Trospen, Plaintiff, v. Lawrence Geis, et al.*, United States District Court, Southern District of Ohio, Case No. C2-02-1286, to authorize the expenditure of the sum of Twenty-nine Thousand, Four Hundred Forty-eight Dollars (\$29,448.00), and to declare an emergency.

BodyWHEREAS, Lisa Marie Layman, Administrator, filed suit against Office Lawrence Geis and the City of Columbus in case No. C2-02-1286; and,

WHEREAS, since there existed a conflict of interest between Officer Geis and the City of Columbus, it was necessary to employ counsel to defend the interest of Officer Geis; and,

WHEREAS, the lawsuit has now been dismissed against the City of Columbus and Officer Geis; and,

WHEREAS, the law firm of Hunter, Carnahan, Shoub & Byard has now submitted a statement for professional services rendered in the amount of Twenty-nine Thousand, Four Hundred Forty-eight Dollars (\$29,448.00); and,

WHEREAS, funds are available within the Finance Department to transfer for this purpose: and,

WHEREAS, by reason of the foregoing, an emergency exists in the usual daily operations of the City of Columbus in that it is immediately necessary to pay legal counsel in a timely fashion thereby preserving the public peace, health, property, safety and welfare; now therefore

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

SECTION 1. That the City Auditor be and hereby is authorized and directed to transfer \$29,448.00 within the general fund, fund no. 010, from the Finance Department, department/division number 45-01, object level 1-10, object level 3-5501, OCA 904508, to the Department of Public Safety, Division of Police, department/division number 30-03, object level 1-03, object level 3-3324, OCA 301382.

SECTION 2. That the City Attorney be, and hereby is, authorized and directed to pay the attorney fees in Case No.

C2-02-1286, United States District Court, Southern District of Ohio, by the payment of Twenty-nine Thousand, Four Hundred Forty-eight Dollars (\$29,448.00) to the law firm of Hunter, Carnahan, Shoub & Byard, which is a reasonable and fair amount and in the best interest of the City of Columbus.

SECTION 3. That for the purposes of paying this obligation, there by, and hereby is, authorized to be expended by the Department of Safety, Division of Police, General Fund 010, Department No. 30-03, OAC Code 301382, Object Level One 03, Object Level Three 3324, the sum of Twenty-nine Thousand, Four Hundred Forty-eight Dollars (\$29,448.00).

SECTION 4. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer in the sum of Twenty-nine Thousand, Four Hundred Forty-eight Dollars (\$29,448.00), payable to the law firm of Hunter, Carnahan, Shoub & Byard.

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 immediately after, its passage and approval by the mayor, or ten days after passage if the mayor neither approves nor vetoes the same.

Legislation Number: 1938-2004

Drafting Date: 10/25/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This legislation authorizes modifying the professional engineering services contract, with Malcolm Pirnie, Inc. in connection with the Clinton Heights/Colerain Area Sanitary Improvements Project for the Division of Sewerage and Drainage. This modification will provide for the preparation of the easement descriptions and associated documents that will be required to successfully rehabilitate existing sanitary infrastructure where no recorded easements were identified during the development of the project plans.

2. PROFESSIONAL ENGINEERING SERVICES CONTRACT MODIFICATION:

The Division of Sewerage and Drainage has determined that these services cannot be performed by city personnel at this time, and has planned for the procurement of these services on a routine basis. The contract total including this modification is \$936,924.00. The cost of these services is consistent with those provided for under the existing contract.

The potential need for the additional work could not have been foreseen, until such time as preliminary field investigations could have been undertaken. This additional work is a direct, logical extension of the work included in the contract and is required immediately. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of the work under a new procurement.

3. FISCAL IMPACT: This project work will be funded at a future date by a loan from the State of Ohio Water Pollution Control Loan Fund (WPCLF) which is jointly administered by the Ohio Environmental Protection Agency and the Ohio Water Development Authority.

4. EMERGENCY DESIGNATION: The Division is requesting City Council to declare this ordinance an emergency measure in order to allow for the necessary easement preparation services to be initiated, pursuant to fulfilling the project scheduling obligations set forth within the Consent Order between the City of Columbus and the Ohio Attorney General's Office.

TitleTo authorize the Director of Public Utilities to modify the professional engineering services contract with Malcolm Pirnie, for the Clinton Heights/Colerain Area Sanitary Improvements Project; to authorize the appropriation, transfer and expenditure of \$42,460.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$42,460.00)

Body WHEREAS, Ordinance No. 1972-2002, as passed December 16, 2002 authorized the Director of Public Utilities to execute Contract No. EL003107 with Malcolm Pirnie, Inc. for purposes of providing preliminary design services in connection with the Clinton Heights/Colerain Area Sanitary Improvements Project and two other capital improvements project within the Clintonville community, for the Division of Sewerage and Drainage, Department of Public Utilities; 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 City Council to authorize the Director of Public Utilities to execute a professional engineering services contract modification with Malcolm Pirnie, Inc. for purposes of incorporating the preparation of the easement documents necessary to allow for the successful rehabilitation of the sanitary infrastructure known as the Clinton Heights/Colerain Area Sanitary Improvements Project; to authorize the appropriation, transfer, and expenditure of funds from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; and an amendment to the 2004 Capital Improvements Budget; for the preservation of the public health, peace and safety, now, therefore,

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

Section 1. That from the unappropriated monies in the Sewerage System 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, 2004, the sum of \$42,460.00 is hereby appropriated to the Division of Sewerage and Drainage| Division 60-05| Object Level 10| Object Level Three 5502| OCA Code 901533.

Section 2. That the City Auditor is hereby authorized to transfer \$42,460.00 to the Ohio Water Pollution Control Loan Fund No. 666, into the Clinton Heights/Colerain Area Sanitary Improvements Project/ Project 650675/ at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the expenditure of \$42,460.00 is hereby appropriated for the Clinton Heights/Colerain Area Sanitary Improvements Project| Project No. 650675; within the Ohio Water Pollution Control Loan Fund No. 666| Division No. 60-05| OCA Code No. 666675.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering services contract, identified as City Auditor's Contract No. EL003107, with Malcolm Pirnie, Inc., 1900 Polaris Parkway Suite 2000, Columbus, OH 43240-2020, for professional engineering services associated with the Clinton Heights/Colerain Area Sanitary Improvements Project, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Sewer System Engineering Section of the Division of Sewerage and Drainage.

Section 5. That for the purpose of paying the cost of the professional engineering services contract modification the expenditure of \$42,460.00, or as much thereof as may be needed, is hereby authorized from the Ohio Water Pollution Control Loan Fund No. 666| Division 60-05| Project No. 650675| OCA Code No. 666675| Object Level 3: 6678.

Section 6. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, in order to provide sufficient budget authority for the execution of the subject professional engineering services contract modification:

CURRENT:

Project 650675-Clinton Heights/Colerain Area San. Imp. - \$0

AMENDED TO:

Project 650675-Clinton Heights/Colerain Area San. Imp. - \$42,460 - Fund 666-OWDA

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

Legislation Number: 1946-2004

Drafting Date: 10/26/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Rabble Arms and Teeth for various City Agencies (primary user of this contract is the Division of Sewerage & Drainage) to and including October 31, 2005. The Purchasing Office opened formal bids on June 13, 2002. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000271BGB). FL001273, with US Filter/CPC, contract compliance number 954328532, was established in accordance with bids received. This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

- 1) Amount of additional funds: The estimated annual expenditure for the contract is \$35,000.00. The various City agencies must obtain approval to expend from their own budgeted funds for their estimated expenditures.
- 2) Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
- 3) Reason other procurement processes not used: The same exact product is required as originally bid. Per the Producer Price Index, there is a 7.8% increase in production costs of specialized industrial equipment goods. No lower pricing/more attractive terms or conditions are anticipated through rebidding at this time.
- 4) How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No funding is required to extend the option contracts. The various City agencies must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of goods to the City Agency using the Universal Term Contract, this ordinance is be submitted as an emergency.

d

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Rabble Arms and Teeth with US Filter/CPC, and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, the current supplier has agreed to extend FL001273 at current prices and conditions to and including October 31, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide necessary Rabble Arms and Teeth to City employees when needed in the course of their daily work and to meet health, safety and labor agreement requirements, this is being submitted for approval 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 extend FL001273 for an option to purchase Rabble Arms and Teeth 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 Director be and is hereby authorized and directed to modify and extend FL001273 with US Filter/CPC, to and including October 31, 2005.

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

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

Legislation Number: 1949-2004

Drafting Date: 10/26/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City is engaged in certain purchasing properties located in the Scioto Peninsula Plan area for development in accordance with the Scioto Vision Plan. Funds for the purchase of the subject properties are being provided by a grant from the Ohio Department of Natural Resources. These funds were appropriated by Ordinance No. 2327-00, which passed City Council on October 23, 2000. It is now necessary to authorize the City Attorney to purchase two (2) real properties in accordance with the Scioto Vision Plan.

Fiscal Impact: The Recreation and Parks Department has been determined that funding for the purchase of the subject real properties will come from the Recreation and Parks Grant Fund (2002 Scioto Peninsula Improvements, State ODNR Grant)

Emergency Justification: Emergency action is requested to allow for the immediate acquisition of the subject property in order to comply with certain term of the purchase contracts.

Title

To authorize the City Attorney to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to the purchase of certain real properties in accordance with the Scioto Vision Plan, to expend \$280,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (**\$280,000.00**).

Body

WHEREAS, The City is engaged in purchasing two (2) real properties located in the Scioto Peninsula Plan area for development in accordance with the Scioto Vision Plan; and

WHEREAS, funds for the purchase of the subject properties are being provided by a grant from the Ohio Department of Natural Resources; and

WHEREAS, these funds were appropriated by Ordinance No. 2327-00, which passed City Council on October 23, 2000; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorized the City Attorney to execute those documents necessary for the purchase of said real property for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to execute those documents, as approved by the

Department of Law, Real Estate Division, necessary for the purchase of two (2) real properties located in the Scioto Vision Plan area, for development in accordance with the Scioto Vision Plan for the following properties:

John Greenway /75 South Belle Street/ 010-136836

Norman Howard /65 South Belle Street/ 010-042807

Section 2. That the expenditure of \$280,000.00, or so much thereof as may be necessary for the Scioto Vision Plan, from the Recreation and Parks Grant Fund, Grant # 510202, Fund #286, Dept./Div. 51-01, OCA Code 510202, Object Level Three 6601.

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: 1960-2004

Drafting Date: 10/27/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: This legislation is to authorize and direct the Finance Director to issue a purchase order to Central States Fire Apparatus LLC for the purchase of three (3) heavy rescue vehicles to replace those in the current fleet and provide reserve apparatus. Ordinance 0853-2004 passed on July 26, 2004 approved the purchase of the first of four (4) heavy rescue vehicles; this ordinance will authorize the purchase of the remaining three (3) heavy rescue vehicles.

Bid Information: Competitive bids were solicited via Purchasing Office Solicitation SA001039, with ten (10) vendors bidding. Central States Fire Apparatus LLC submitted the lowest, best, responsible, responsive bid.

Contract Compliance: 285385080

Emergency Designation: Emergency action is requested to make funds available as soon as possible so construction of these vehicles may begin.

FISCAL IMPACT:

Budgeted Amount: Funds are available in the Fire Division's Safety Voted Bond Fund for this purchase. TitleTo authorize and direct the Finance Director to issue a purchase order to Central States Fire Apparatus LLC, for the purchase of heavy rescue vehicles; to authorize the expenditure of \$1,109,988.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$1,109,988.00)

Body**WHEREAS**, a need exists to purchase three (3) heavy rescue vehicles from the Division of Fire's Safety Voted Bond Fund, Apparatus Replacement Project, for the purpose of replacing current fleet and providing reserve apparatus; and

WHEREAS, formal bids were solicited via the Columbus Purchasing Office as SA001039 with Central States Fire Apparatus LLC submitting the lowest and best bid; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said heavy rescue vehicles, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance Director be and is hereby authorized and directed to issue a purchase order to Central States Fire Apparatus LLC for the purchase of heavy rescue vehicles.

Section 2. That the expenditure of \$1,109,988.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division 30-04, Safety Voted Bond Fund, Fund 701, Apparatus Replacement Project 340101, OCA Code 644559, Object Level Three Code 6644.

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

Legislation Number: 1964-2004

Drafting Date: 10/28/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department was awarded \$463,000 in grant monies from the Homeland Security Department for the Metropolitan Medical Response System/CMMRS program. This ordinance is needed to authorize a contract with the Columbus Public Schools for \$123,000 for the time period February 1, 2005 through June 30, 2005.

The purpose of the contract is to provide emergency preparedness services to the Columbus Public Schools including all necessary training and associated supplies.

This ordinance will waive provisions of the City Code pertaining to purchasing regulations.

FISCAL IMPACT: The Metropolitan Medical Response System/CMMRS grant budget provides \$123,000 for a contract with the Columbus Public Schools.

Title

To authorize and direct the Board of Health to enter into contract with the Columbus Public Schools, to authorize the expenditure of \$123,000 from the Health Department Grants Fund, and to waive the provisions of competitive bidding. (\$123,000)

Body

WHEREAS, the Columbus Public Schools will provide emergency preparedness training to staff and equip every school with related emergency medical supplies; and,

WHEREAS, it has become necessary in the usual daily operation of the Columbus Health Department in that it is necessary to authorize this contract 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 Board of Health is hereby authorized and directed to enter into contract with the Columbus Public Schools for the period February 1, 2005 through June 30, 2005.

SECTION 2. That the provisions of Section 329.06 and 329.12 of the Columbus City Code are hereby waived.

SECTION 3. That to pay the cost of said contract the expenditure of \$123,000 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department No. 50, OCA 505051, Object Level One 03, Object Level Three 3337.

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

Legislation Number: 1965-2004

Drafting Date: 10/28/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: The Public Service Department Transportation Division requires traffic signal controllers, traffic signals and components, thermoplastic pavement marking materials, glass beads and school flashers to perform its mission of promoting pedestrian safety and traffic control. These items are available for purchase per the terms and conditions of nine (9) existing citywide universal term contracts (UTC's) with seven (7) vendors. This ordinance authorizes the purchase of traffic signal controllers, traffic signals and signal components, thermoplastic pavement marking materials, glass beads and school flashers per these contracts to meet the Transportation Division's anticipated needs for the balance of 2004 and a portion of 2005 in the amount of \$536,716.00 as follows:

Path Master, Incorporated (total \$183,675.00)

#FL001529 / Econolite traffic signal controllers / 35 each / \$82,775.00 Total

#FL001805 / 8" light-emitting diode (LED) traffic signal heads / 120 each / \$29,400.00 Total

#FL001805 / 12" light-emitting diode (LED) traffic signal heads / 220 each / \$71,500.00 Total

Baldwin and Sours, Incorporated (total \$34,140.00)

#FL001530 / Eagle traffic signal controllers / 15 each / \$19,200.00 Total

#FL001743 / 8" school flashers / 10 each / \$14,940.00 Total

Dialight Corporation (total \$6,210.00)

#FL001806 / 8" red light-emitting diode (LED) lens modules / 20 each / \$730.00

#FL001806 / 8" yellow light-emitting diode (LED) lens modules / 20 each / \$780.00

#FL001806 / 8" green light-emitting diode (LED) lens modules / 20 each / \$1,200.00

#FL001806 / 12" green light-emitting diode (LED) turn arrows / 50 each / \$3,500.00

Traffic Control Products, Incorporated (total \$1,826.00)

#FL001807 / 12" yellow light-emitting diode (LED) turn arrows / 50 each / \$1,826.00

Crown Technology LLC (total \$230,591.00)

#FL001686 / thermoplastic pavement marking material / 810,000 lbs. / \$230,591.00

Swarco Industries, Incorporated (total \$63,096.00)

#FL002183 / reflective glass beads for pavement marking material / 264,000 lbs. / \$63,096.00

General Highway Products, Incorporated (total \$17,178.00)

#FL001144/ 12" school flashers / 6 each / \$17,178.00

Fiscal Impact: The Transportation Division budgeted \$2.4 million in the 2004 Capital Improvements Budget for traffic signal installation and permanent pavement markings as well as \$3.3 million for pedestrian safety improvements projects. Ordinance 1667-2003 passed by City Council July 14, 2003 authorized the purchase of traffic signal commodities last year (\$71,973.00). Ordinance 0265-2004 passed by City Council March 15, 2004 authorized the purchase of traffic strain poles (\$62,784.00). Ordinance 0313-2004 passed by Council March 15, 2004 authorized the purchase of traffic signals and traffic signal parts and accessories (\$74,562.50). Finally, Ordinance 0545-2004 passed by Council on April 19, 2004 authorized the purchase of traffic signposts, traffic signal controllers and school flashers (\$187,904.00). This ordinance authorizes \$536,716.00.

Emergency action is requested to assure the timely availability of traffic signal controllers, traffic signals and signal components, thermoplastic pavement marking materials, glass beads and school flashers to promote pedestrian safety and traffic control.

TitleTo authorize the Finance Director to establish purchase orders for the purchase of traffic signal controllers, traffic signals and signal components, thermoplastic pavement marking materials, glass beads and school flashers for the Transportation Division per the terms and conditions of nine existing citywide universal term contracts with seven vendors; to authorize the expenditure of \$536,716.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$536,716.00)

Body**WHEREAS**, the Transportation Division requires traffic signal controllers, traffic signals and components, thermoplastic pavement marking materials, glass beads and school flashers to perform its mission of promoting pedestrian safety and traffic control; and

WHEREAS, these items can be purchased per the terms and conditions of nine (9) existing citywide universal term contracts that were established by the Purchasing Office with seven (7) different vendors; and

WHEREAS, this ordinance authorizes the purchase of the Transportation Division's anticipated needs for these commodities for the balance of 2004 and the first part of 2005; and

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

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

SECTION 1. That the Finance Director be and hereby is authorized to establish purchase orders per the terms and conditions of existing citywide contracts for the purchase of traffic signal controllers, traffic signals and signal components, thermoplastic pavement marking materials, glass beads and school flashers as follows:

Path Master, Incorporated (cc#341233777, expiring 5/16/2005) (Total \$183,675.00)
#FL001529 / Econolite traffic signal controllers / 35 each / \$82,775.00 Total
#FL001805 / 8" light-emitting diode (LED) traffic signal heads / 120 each / \$29,400.00 Total
#FL001805 / 12" light-emitting diode (LED) traffic signal heads / 220 each / \$71,500.00 Total

Baldwin and Sours, Incorporated (cc#311104513, expiring 1/23/2005) (Total \$34,140.00)
#FL001530 / Eagle traffic signal controllers / 15 each / \$19,200.00 Total
#FL001743 / 8" school flashers / 10 each / \$14,940.00 Total

Dialight Corporation (cc#133446380, expiring 1/30/2006) (Total \$6,210.00)
#FL001806 / 8" red light-emitting diode (LED) lens modules / 20 each / \$730.00
#FL001806 / 8" yellow light-emitting diode (LED) lens modules / 20 each / \$780.00

#FL001806 / 8" green light-emitting diode (LED) lens modules / 20 each / \$1,200.00

#FL001806 / 12" green light-emitting diode (LED) turn arrows / 50 each / \$3,500.00

Traffic Control Products, Incorporated (cc#341374949, expiring 7/23/2005) (Total \$1,826.00)

#FL001807 / 12" yellow light-emitting diode (LED) turn arrows / 50 each / \$1,826.00

Crown Technology LLC (cc#582218656, expiring 3/15/2007) (Total \$230,591.00)

#FL001686 / thermoplastic pavement marking material / 810,000 lbs. / \$230,591.00

Swarco Industries, Incorporated (cc#330169259, expiring 2/10/2006) (Total \$63,096.00)

#FL002183 / reflective glass beads for pavement marking material / 264,000 lbs. / \$63,096.00

General Highway Products, Incorporated (cc#232111327, expiring 3/21/2005) (Total \$17,178.00)

#FL001144/ 12" school flashers / 6 each / \$17,178.00

SECTION 2. That the expenditure of \$536,716.00 or so much thereof as may be needed be and hereby is authorized to be expended from Fund 704, the 1995, 1999 Streets and Highways Fund, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6622, OCA Code 644385, Project 540007, Signal Installation, (\$210,911.00); Project 540013, Permanent Pavement Markings (\$293,687.00); and Project 590105, Pedestrian Safety Improvements (\$32,118.00) to pay the cost thereof.

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: 1970-2004

Drafting Date: 10/29/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. BACKGROUND

Need: This ordinance authorizes the Finance Director to establish a purchase order with Motorola, Inc., for the construction of a specialized building to house 800 MHz radio, microwave, and associated equipment. This building is needed to house specialized equipment associated with the construction of a new communications tower located in the northeast corridor of the City of Columbus. This new tower is being funded through the Urban Area Security Initiative, (UASI), grant money administered through Franklin County, Office of Homeland Security and Justice Programs. Funds from the grant cannot be used for the construction of the building.

This ordinance also transfers funds within the Safety voted bond fund from the Division of Police to the Support Services Division and amends the 2004 Capital Improvement Budget to provide funds for the construction.

B. Bid Information: Sole Source, Motorola, Inc., is the original contractor for the system and will provide both the equipment and the specialized building to house the equipment. Motorola, Inc. is the only known provider of this equipment.

Contract Compliance: Motorola, Inc., Contract Compliance #361115800.

Emergency Designation: Emergency designation is needed to ensure the Grant time frame (October 30, 2005) is met for the completion of the project.

2. FISCAL IMPACT: The transfer of funds, as authorized in this legislation will provide the monies needed for the construction. Funds are available within Public Safety's capital funds for this transfer and expenditure.

Title

To authorize the City Auditor to transfer \$90,000 within Public Safety's Voted bond fund, to authorize the Finance Director to issue a purchase order to Motorola inc. for the construction of a specialized building to house equipment for a new 800 MHz tower in the Northeast Corridor of the City of Columbus, to authorize the expenditure of \$90,000 from the Safety bond funds, to amend the 2004 Capital Improvement Budget, and to declare an emergency. (\$90,000).

Body WHEREAS, the responsibility of the Police and Fire Communications System will continue to be that of the Department of Public Safety, Division of Support Services; and,

WHEREAS, the City needs to fund the construction of a building to house 800MHz Radio equipment that will support the new 800MHz Tower in the Northeast Corridor of the City of Columbus.

WHEREAS, construction of the building is contingent on the transfer of monies within Public Safety's bond funds, from the Division of Police to the Division of Support Services.

WHEREAS, Motorola, Inc., is the only known provider of this equipment; and,

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to issue a purchase order to Motorola Inc., for the construction of a building to house 800MHz Radio equipment in the Northeast Corridor of the City of Columbus in order to meet grant deadlines and to preserve the public peace, health, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor is hereby authorized and directed to transfer funds within the Safety Capital Improvement funds as follows:

FROM: Dept/Div. 30-03, Fund: 701, Project Name: Police Facility Renovation, Project Number: 330021, Amount: \$90,000, OCA CODE 644476.

TO: Dept/Div 30-02, Fund 70, Project Name: 800 MHz System Expansion, Project Number: 320009, Amount: \$90,000, OCA CODE 332551.

Section 2. That the Director of Finance be and is hereby authorized to establish a purchase order with Motorola, Inc., in the amount of \$90,000, for the construction of a building to house 800MHz Radio equipment in the Northeast Corridor of the City of Columbus, to authorize the expenditure of \$90,000 and to declare an emergency.

Section 3. That the 2004 Capital Improvement Budget is hereby amended as follows.

CURRENT: Project Number 330021, Police facility renovation: \$4,155,000.
CURRENT: Project Number 320009, 800MHz System Expansion: \$1,065,000.

AMENDED: Project Number 330021, Police facility renovation: \$4,065,000.
AMENDED: Project Number 320009, 800MHz System expansion: \$1,155,000

Section 4. That this agreement is made in accordance with the provisions of Section 329.07(c) of the Columbus City Code.

Section 5. That for the purpose stated in Section 1 hereof, the expenditure of \$90,000 or so much thereof as may be needed, is hereby authorized from:

DIVISION 30-02 FUND 701 PROJECT NUMBER 320009 OCA CODE 332551 AMOUNT \$90,000

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1977-2004

Drafting Date: 11/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus has been asked to accept a LIMITED WARRANTY DEED from **CAPITOL SQUARE, LTD.** for property that will be used for road right-of-way purposes and to name and dedicate the right-of-way Sycamore Street. Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose. The following legislation provides for the City to accept said deed signed by Olin A. Jones, President, **CAPITOL SQUARE, LTD.**, an Ohio limited liability company.

Title

To accept a GENERAL WARRANTY DEED from **CAPITOL SQUARE, LTD.**, an Ohio limited liability company, and to dedicate and name the premises so deeded Sycamore Street.

Body

WHEREAS, CAPITOL SQUARE, LTD., an Ohio limited liability company, is the owner of property more fully described in the attached GENERAL WARRANTY DEED; and

WHEREAS, by virtue of this deed recorded in the Franklin County, Ohio, Recorder's Office, on October 22, 2004 as Instrument Number 200410220245227, **CAPITOL SQUARE, LTD.**, an Ohio limited liability company, has deeded property to the City of Columbus; and

WHEREAS, the City desires to accept this deed for property which will be used for road right-of-way; and

WHEREAS, the road right-of-way will be named and dedicated Sycamore Street; now, therefore

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

Section 1. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **CAPITOL SQUARE, LTD.**, an Ohio limited liability company.

Section 2. That this property shall be used for road right-of-way purposes and shall be named and dedicated Sycamore Street.

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

Legislation Number: 1981-2004

Drafting Date: 11/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To establish a contract for the option to purchase Seepex Pump Parts for the Sewerage and Drainage Division, the largest user. The term of the proposed option contract will be three years with an option to renew for one additional year if mutually agreed. Contract expiration date is December 30, 2007.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001262). Formal bids were opened on September 16, 2004. Thirty seven (MAJ:36, M1A:1, F1:0) bids solicited; four (MAJ:4) bid received.

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

Buckeye Pumps Inc., CC#34-1391917

Total Estimated Annual Expenditure: \$25,000.00

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Database.

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

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

Title

To authorize and direct the Finance Director to enter into a contract for an option to purchase Seepex Pump Parts with Buckeye Pumps Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 16, 2004 and selected the lowest, responsive, responsible and best bid; 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, the Sewerage and Drainage Division uses Seepex Pump Parts for maintenance of equipment which pumps sludge to the control building for dewatering in sewage processing; and

WHEREAS, this ordinance is being submitted for consideration as an emergency measure to ensure that the City continues to maintain pump production in the treatment of sewage in order to insure a better environment for our community without interruption because without emergency action, no less than thirty-seven days will be added to the procurement cycle and that timing puts the availability of supplies at risk; 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 an option to purchase Seepex Pump Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Seepex Pump Parts in accordance with Solicitation No. SA001262 as follows:

Buckeye Pumps Inc., All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reasons 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: 1984-2004

Drafting Date: 11/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

DOMINION HOMES, INC., an Ohio corporation, by ROBERT A. MEYER, JR., Senior Vice President, has submitted the plat titled OLENTANGY MEADOWS SOUTH to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located north of Lazelle Road and east of North High Street.

Title

To accept the plat titled OLENTANGY MEADOWS SOUTH, from DOMINION HOMES, INC., an Ohio corporation, by ROBERT A. MEYER, JR., Senior Vice President.

Body:

WHEREAS, the plat titled OLENTANGY MEADOWS SOUTH (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, DOMINION HOMES, INC., an Ohio corporation, by ROBERT A. MEYER, JR., Senior Vice President,

owner of the platted land, desires to dedicate to the public use all or such parts of the Court shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore

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

Section 1. That the plat titled OLENTANGY MEADOWS SOUTH on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 1987-2004

Drafting Date: 11/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the City Auditor to transfer a total of \$15,000.00 within the Storm Sewer Bond Fund; and amend the 2004 Capital Improvements Budget so as to allow sufficient funds and authority to acquire the necessary easements, professional services and administrative costs for the following Capital Improvements Projects:

610712: ST-24 Refugee Road Pump Station - \$15,000.00

EMERGENCY DESIGNATION: This ordinance is submitted as an emergency so as to allow the easements to be acquired as soon as possible to maintain project construction schedules.

FISCAL IMPACT: The projects for which this legislation requests fund transfer currently have insufficient balances to allow for the aforementioned expenditures. This transfer does not reflect any changes to the projects planned in the 2004 Capital Improvements Budget (CIB). The change is a temporary measure for the project that is being designed or constructed to maintain efficient cash flow within Stormwater CIB Funds will be made available for all approved projects as needed.

Title

To authorize the City Auditor to make an intra-subfund transfer of \$15,000.00 within the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage to provide the necessary capital projects funds for land acquisition services; to authorize an amendment to the 2004 Capital Improvements Budget to accommodate this transaction; and to declare an emergency. (\$15,000.00)

Body

WHEREAS, it is required in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to maintain, upgrade and expand its storm sewer collection system; and

WHEREAS, it is necessary to transfer funds within the Storm Sewer Bonds Fund for land acquisition services for various projects; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditures; and

WHEREAS, this transfer does not adversely affect any project in the 2004 Capital Improvements Budget; 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 to authorize the City Auditor to transfer funds within the Storm Sewer Bonds Fund; and to amend the 2004 Capital Improvements Budget to execute the aforementioned capital project related transaction, so as to allow the easements to be acquired as soon as possible to maintain project construction schedules, all for the preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the City Auditor is hereby authorized to transfer \$15,000.00 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610762; 685762; General Engineering

TRANSFER TO: 610712; 685712; ST-24 Refugee Road Pump Station

Section 2. 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 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, in order to establish sufficient funding authority:

CURRENT:

610762: General Engineering - \$179,987.00

610712: ST-24 Refugee Road Pump Station - \$37,500.00

AMENDED TO:

610762: General Engineering - \$164,987.00 (-\$15,000.00)

610712: ST-24 Refugee Road Pump Station - \$52,500.00 (+\$15,000.00)

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

Legislation Number: 1990-2004

Drafting Date: 11/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contracts for the option to purchase/lease 55 CPM/PPM Digital Copiers for all city agencies, to and including November 15, 2005. Formal bids were opened by the Purchasing Office on July 25, 2002. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Proposal No. SA000296RFM). FL001331 with MT Business Technologies, Inc.; FL001332 with Digital Imaging Solutions Co. (d.i.s.c.) formerly Panasonic Copier Company of Central Ohio; and, FL001333 with Blue Technologies, Inc. (formerly Modern Copy Systems, Inc.) were established in accordance with bids received. Their respective contract compliance numbers are 34-0376420, 31-1359691 and 34-1804827. These companies are not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded contracts according to the Auditor of State Unresolved Findings for Recovery Certified Search.

1. Amount of additional funds: The estimated annual expenditure for the contracts is \$125,000.00 per contract. Each division must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contracts.
3. Reason other procurement processes not used: It is in the City's best interest to continue these agreements based on the current marketplace for purchase/lease of copiers.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreements.

FISCAL IMPACT: No funding is required to extend the option contracts. Each agency must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of copier services and product to agencies using the Universal Term Contract, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase/lease 55 CPM/PPM Digital Copiers, with three (3) suppliers: MT Business Technologies, Inc., Digital Imaging Solutions Co. and Blue Technologies, Inc. and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bids; and

WHEREAS, suppliers have agreed to extend FL001331, FL001332 and FL001333 at current prices and conditions to and including November 15, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, this is being submitted for approval as an emergency measure in order to continue providing purchase/lease of 55 CPM/PPM digital copiers and associated services to ensure that there is no interruption in the production of critical agency communications; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL001331, FL001332 and FL001333 for an option to purchase/lease of 55 CPM/PPM digital copiers and associated 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 Director be and is hereby authorized and directed to modify and extend FL001331 with MT Business Technologies, Inc.; FL001332 with Digital Imaging Solutions Co.; and, FL001333 with Blue Technologies, Inc. to and including November 15, 2005.

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

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

Explanation

Since 1997, the City of Columbus has participated in the Bureau of Workers' Compensation (BWC) Premium Discount Program (PDP), exhibiting an ongoing effort to further promote workplace safety, efficient claims management and effective managed care. Involvement in the Drug Free Workplace Program further exemplifies a commitment to employee health and safety. As a result of its participation in Bureau sponsored Premium Discount Programs the City has periodically received Workers' Compensation Premium rebates. The Bureau has steadfastly encouraged employers to invest their rebates toward the enhancement of occupational health and safety programs and initiatives. This legislation enables the City to do so.

The City, through the Health Department's Occupational Health Clinic, historically provided industrial hygiene and other occupational health services to various Departments and Divisions. The industrial hygiene services as required by State and Federal law, were accomplished by a full time staff of industrial hygienists and other health service providers. Although the clinic has remained open, the industrial hygiene services have been discontinued due to significant budgetary constraints. These services continue to be required by State and Federal law and are currently being performed predominantly on a contracted basis by Safex Corporation. Safex has done an outstanding job of responding to the industrial hygiene needs of the City's departments and divisions throughout fiscal year 2004. Training and required equipment purchases have been accomplished in an efficient and cost effective manner. Continuing the existing contractual relationship with Safex Corporation enables the administration to achieve its objective of improving the level of workplace safety and decreasing the risk of exposure to injury.

This legislation authorizes the Director of Human Resources to renew the existing contract with Safex Corporation to provide industrial hygiene services and safety program assistance to all divisions. It is imperative that industrial hygiene services and safety program assistance to all divisions continues without disruption. These services have contributed significantly to the City's ability to reduce its workplace injury claims and the hours lost as a result of injuries.

EMERGENCY: Emergency action is requested in order that industrial hygiene services and safety program assistance may continue without disruption subsequent to the passage of this legislation.

FISCAL IMPACT: Funding is being provided from cancellation of part of a 1998 encumbrance established in Finance to reserve a Workers' Compensation rebate received in 1998 for occupational health and safety purposes.

Title

To authorize the Director of the Department of Human Resources to enter into a contract with Safex Corporation for the purpose of providing assistance as may be necessary in industrial hygiene services and safety program assistance to all divisions; to authorize the expenditure of \$100,000 from the General Fund; to waive the competitive bid requirements of the Columbus City Codes; and to declare an emergency (\$100,000).

Body

WHEREAS, the industrial hygiene services previously provided through the Occupational Health Clinic have been discontinued; and

WHEREAS, the City desires to continue to provide industrial hygiene services in an efficient, cost effective and consistent manner; and

WHEREAS, the Safex Corporation currently provides effective industrial hygiene service and safety program assistance and training for the City; and

WHEREAS, these services have assisted the City in decreasing the risk of exposure to workplace injuries; and

WHEREAS, it is in the mutual best interest of the City and all Divisions to continue the existing level of industrial hygiene service delivery, therefore requiring the waiver of the competitive bidding provisions set forth in the Columbus City Codes; and

WHEREAS, it is immediately necessary to enter into contract with Safex Corporation so that the services may continue without interruption thereby preserving the public health, peace, property, safety and welfare; Now therefore;

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

SECTION 1. That the Director of the Department of Human Resources is hereby authorized to enter into a contract with Safex Corporation to assist the City in providing industrial hygiene services and safety program assistance to all divisions.

SECTION 2. That the provisions of Chapter 329.10 of the Columbus City Codes be waived.

SECTION 3. That the City Auditor be and is hereby authorized to cancel \$100,000 of AC 802523 and transfer appropriation within the General Fund (Fund 010) as follows:

From:

Department	Division	OL3	OCA	Amount
Finance	45-01		5501	904508 \$100,000

To:

Department	Division	OL3	OCA	Amount
Human Resources	46-01		3336	281667 \$100,000

SECTION 4. That the expenditure of \$100,000 or so much thereof as may be necessary is hereby authorized to be expended from the General Fund 010, Human Resources Department 46-01, Character 03, OCA 281667, Minor Object 3336 to pay the cost thereof.

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: 1998-2004

Drafting Date: 11/02/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Canine "Curly," a police dog was purchased by the Division of Police in October, 1998. "Curly" is being retired from active police service due to his inability to be trained for another police handler and because of his age. His current

handler has accepted a new job.

It is recommended that "Curly" be donated to Police Officer Ronald Lanning, "Curly's" handler prior to accepting a new job. Officer Lanning can provide a good home to this canine that has served the citizens of Columbus for the past six (6) years.

FISCAL IMPACT:

This canine will have to be replaced in the Spring of 2005. Costs for a new canine plus training will cost approximately \$10,000.00.

Title

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

Body

WHEREAS, canine "Curly" has been a faithful working police dog with the Division of Police since 1998; and

WHEREAS, no City of Columbus Government Agency except Police uses canines; and

WHEREAS, it is in the best interest of the City that City Code 329.26 Sale of City-Owned Personal Property be waived; and

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

WHEREAS, Officer Ronald Lanning, "Curly's" handler prior to his transfer is able and willing to provide accommodations for this canine at his personal residence; and

WHEREAS, the City should allow this canine to be purchased by Officer Lanning for the sum of \$1.00; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance Director be and is hereby authorized and directed to sell a police canine with the registered name of "Curly" (asset 23073) to Officer Ronald Lanning.

Section 2. That the Council of the City of Columbus finds it is in the best interest of the City that City Code 329.26 Sale of City-Owned Personal Property be and is hereby waived to permit the sale of this specific police dog to Officer Ronald Lanning.

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

Legislation Number: 2002-2004

Drafting Date: 11/02/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND. This legislation authorizes modifying the contract for professional engineering services with Gannett

Fleming Engineers and Architects, P.C.; transferring funds within the Storm Sewer Bond Fund; and amending the 2004 Capital Improvements Budget for the Wilson Road Drainage Improvements Project.

This contract modification is necessary to allow payment for additional engineering services that are beyond the original contract scope. These services are required to reroute an existing sanitary sewer that is in conflict with the proposed storm sewer improvements.

BID INFORMATION. To select this firm originally, the Director of Public Utilities requested technical proposals from three firms which had submitted Requests for Statements of Qualifications. These proposals were received on May 14, 2001. Based upon an evaluation of these three proposals utilizing predetermined criteria, a selection committee determined that Gannett Fleming Engineers and Architects, P.C. was the highest ranked offeror.

CONTRACT AMOUNT. The new contract amount including this modification is \$210,062.76. The original contract amount is \$195,062.76 and Modification No. 1 is \$15,000.00.

EMERGENCY DESIGNATION. Emergency designation is requested for this ordinance so that this additional work can be incorporated into the project plans without delaying the proposed construction schedule.

Title

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Gannett Fleming Engineers and Architects, P.C. for the Wilson Road Drainage Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$15,000.00 within the Storm Sewer Bond Fund; to authorize the expenditure of \$15,000.00 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; and to declare an emergency. (\$15,000.00)

Body

WHEREAS, it is necessary to transfer money within the Storm Sewer Bond Fund for the aforementioned cost; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, it is required in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to maintain, upgrade and expand its storm sewer collection system; and

WHEREAS, Contract No. EL003118 was authorized by Ordinance No. 1725-01, passed October 29, 2001; was executed January 25, 2002; and was approved by the City Attorney on February 1, 2002; and

WHEREAS, it is necessary to modify Contract No. EL003118 to authorize the funds required to allow payment to Gannett Fleming Engineers and Architects, P.C. for additional engineering design services associated with the Wilson Road Drainage Improvements Project; 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 to authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the Wilson Road Drainage Improvements Project so that the additional work can be incorporated into the project plans without delaying the proposed construction schedule and for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the City Auditor is hereby authorized to transfer \$15,000.00 within the Storm Sewer Bond Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610824; 685824; Dry Run Flood Routing at Valleyview

TRANSFER TO: 610940; 685940; Wilson Road Drainage

Section 2. 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 by monies from more than one source.

Section 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL003118 with Gannett Fleming Engineers and Architects, P.C.; 4151 Executive Parkway, Suite 350; Westerville, Ohio 43081 for professional engineering services for the Wilson Road Drainage Improvements Project in order to provide for payment of additional technical engineering services in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 5. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15; Fund 685; Project 610940; Object Level Three 6682; OCA Code 685940; Amount \$15,000.00.

Section 6. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the execution of the cost agreement increase stated in Section 5 herein:

CURRENT:

610824: Dry Run Flood Routing at Valleyview - \$2,020,002

610940: Wilson Road Drainage - \$100,000.00

AMENDED:

610824: Dry Run Flood Routing at Valleyview - \$2,005,002 (-\$15,000.00)

610940: Wilson Road Drainage - \$115,000.00 (+\$15,000.00)

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

Legislation Number: 2009-2004

Drafting Date: 11/03/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to enter into contract for concrete and structural repairs at the Whittier Street River By-Pass and South Abutment area with McDaniel's Construction Corp. Inc, for the Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant. The amount being requested includes contingency monies for the project.

The Whittier Street River By-Pass and South Abutment area located at 155 W. Whittier Street has deteriorating infrastructure that is in need of concrete and structural repairs. The Director of Public Utilities opened formal bids on October 6, 2004. Four (4) bids were received. The apparent low bidder, Quality Masonry was deemed non-responsive for

not submitting a Contract Compliance Application with their bid proposal as specified in the Tier I Section of the Qualification and Resource Factors. Furthermore, the Engineering Evaluation Team deemed that Quality Masonry does not have the resources or the experience to adequately perform this project. A tabulation of those bids is as follows:

Quality Masonry: \$161,050.00 (NR)
McDaniel's Construction Corp Inc. \$182,209.00
General Maintenance: \$183,593.00
The Righter Co. \$278,200.00

SUPPLIER: McDaniel's Construction Corp. Inc (31-1145406)

FISCAL IMPACT: \$218,209.00 is needed and budgeted for this project. Total amount needed includes contingency money.

Emergency legislation is being requested so that work can begin at the earliest time available.

Title

To authorize the Director of Public Utilities to enter into contract with McDaniel's Construction Corp Inc. for the Whittier Street River By-Pass and South Abutment Project for the Division of Sewerage and Drainage, to authorize the expenditure of \$218,209.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$218,209.00)

Body

WHEREAS, the Whittier Street River By-Pass and South Abutment area located at 155 W. Whittier Street has deteriorating infrastructure that is in need of concrete and structural repairs and

WHEREAS, the Director of Public Utilities opened bids on October 6, 2004 and four (4) bids were received, and

WHEREAS, the apparent low bidder, Quality Masonry was deemed non-responsive for not submitting a contract compliance application as specified in the Tier I Section of the Qualification and Resource Factors, and

WHEREAS, the Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant recommends the award to McDaniel's Construction Corp Inc. the lowest, responsive, responsible and best bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to enter into contract so that work can be started at the earliest time available with McDaniel's Construction Corp Inc for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into contract with McDaniel's Construction Corp Inc. for the Whittier Street River By-Pass and South Abutment Project for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$218,209.00 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 604819, Object Level 1: 06, Object Level 03: 6624.

Section 3. That for the reasons stated in the preamble hereto, where 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: 2012-2004

Drafting Date: 11/03/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: Rear loading collection vehicles are an integral part of the Refuse Collection Division's mechanized collection system. This ordinance authorizes the purchase of six (6) rear loading trucks to replace aging, high maintenance expense vehicles. Formal competitive bids were solicited and opened by the Purchasing Office on September 2, 2004 (solicitation #SA001253GRW). Bids were received from the following (vendor / make / model / unit cost):

Cab and Chassis Bids

Foster's Truck and Trailer, Incorporated / 2005 Autocar WXR 64 / \$86,829.00

ESEC Corporation dba Columbus Peterbilt / 2005 Peterbilt 320 / \$89,970.00*

Kinstle Sterling/Western Star Truck Center / 2005 Sterling Condor / \$95,836.00*

Great Lakes Service Center, Incorporated / 2005 Crane Carrier LET2 / \$105,250.00*

Body Bids

Best Equipment Company, Inc./ 2004 Loadmaster Excel 25 / \$41,630.00*

McNeilus Truck and Manufacturing Company/ 2005 McNeilus / \$43,249.00*

Best Equipment Company, Inc./ 2004 E-Z Pack G-300 / \$43,469.00*

Bell Equipment Company / 2004 Leach 2RIII / \$44,010.00*

Schodorf Truck Body and Equipment Company, Inc. / 2004½ Heil 5000 25 cu. yd. / \$50,335.00*

*met bid specifications

The complete refuse collection truck consists of the cab, chassis, and body. The lowest numerical bid for the cab and chassis was submitted by Foster's Truck and Trailer bidding an Autocar WXR 64. Their bid is non-responsive to Section 3.17 of the specifications that requires an air/disc brake system. The proposal from Foster's is for an air/drum system and as such is not acceptable.

The Refuse Collection Division recommends the purchase of the Peterbilt cab and chassis from ESEC Corporation (majority), contract compliance number 34-1285858 (expiring September 17, 2006), and the Loadmaster Excel 25 body from Best Equipment Company, Incorporated (majority), contract compliance number 35-1097778 (expiring December 10, 2004), as the lowest, best, most responsive and most responsible bid. The total cost of the complete truck is \$131,600.00 per unit.

The division's most recent purchase of rear loading trucks [twelve (12) for \$1,606,744.00] was authorized by Ordinance 2236-2003, passed by City Council on November 17, 2003.

Fiscal Impact: The Refuse Collection Division budgeted \$10.1 million in the 2004 Capital Improvement Budget for mechanized collection equipment and containers. The Refuse Collection Division has spent nearly \$7.8 million authorized for the purchase of refuse collection vehicles (\$5.4 million of which was repaid to the SIT fund), including twenty-one refuse collection vehicles (nine automated side loaders per Ordinance 0023-2004 for \$1,414,548.00 and twelve automated side loaders per Ordinance 1530-2004 for \$1,880,076.00, and \$482,807 for containers per Ordinance 1531-2004) thus far in 2004. This ordinance authorizes and expenditure of \$789,600 for six more vehicles.

Emergency action is requested in order to expedite the receipt of these new trucks, which have a long delivery lead-time.

TitleTo authorize the Finance Director to enter into contract with ESEC Corporation dba Columbus Peterbilt and Best Equipment Company, Incorporated, for the purchase of truck cabs and chassis and bodies, which collectively constitute six (6) rear loading refuse collection trucks for the Refuse Collection Division; to authorize the expenditure of \$789,600.00

from the 1995, 1999 Voted Refuse Collection Fund, and to declare an emergency. (\$789,600.00)

Body**WHEREAS**, the Purchasing Office solicited formal competitive bids to acquire rear loading refuse collection trucks on behalf of the Refuse Collection Division; and

WHEREAS, bids received for solicitation #SA001253GRW were opened on September 2, 2004; and

WHEREAS, the purchase of these vehicles constitutes part of this division's scheduled vehicle replacement program and is a budgeted expense within the division's 2004 Capital Improvement Budget; and

WHEREAS, these new trucks will replace aging and high maintenance expense vehicles; and

WHEREAS, an emergency exists in the usual daily operation of the Refuse Collection Division, Public Service Department, in that it is immediately necessary to enter into contract for the purchase of these vehicles to assure their timely delivery, 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 Director be and hereby is authorized and directed to enter into contract for the purchase of six (6) rear loading refuse collection trucks for the Refuse Collection Division as follows:

Vendor / Item / Amount

ESEC Corporation dba Columbus Peterbilt / truck cabs and chassis / \$539,820.00

Best Equipment Company, Incorporated / refuse collection truck bodies / \$249,780.00

Total \$789,600.00

SECTION 2. That the expenditure of \$789,600.00, or so much thereof as may be needed, be and hereby is authorized from the Voted 1995, 1999 Refuse Collection Fund, Fund 703, Department No. 59-02, Refuse Collection Division, Object Level One Code 06, Object Level Three Code 6652, OCA Code 644419, Project 520001 to pay the cost thereof.

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: 2015-2004

Drafting Date: 11/05/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

On March 17, 2003 Columbus City Council passed Ordinance 0183-03 authorizing the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Motorist Insurance Group. The ordinance specified that Motorist Insurance Group would receive a one-year incentive for creating 22 new positions in the Downtown. Motorist has since moved the hiring of these additional employees to 2004 and increased the number to 30 additional people. Under Downtown Office Incentive Program guidelines, Motorist will qualify for the incentive for a term of one year.

It is necessary to amend Ordinance 0183-03 to reflect the term modification from year 2003 to year 2004 and the job creation number from 22 to 30 new positions.

FISCAL IMPACT:

No funding is required for this legislation.

Title

To authorize amendments to Ordinance 0183-03, passed March 17, 2003, to change the term of the Columbus Downtown Office Incentive Program agreement with Motorist Insurance Group to year 2004 and the job creation to 30 new positions.

Body

WHEREAS, the City desires to increase employment opportunities and encourage establishment of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, Resolution 075X-2004, adopted March 29, 2004, authorizing the Department of Development to establish the Columbus Downtown Office Incentive program as amended; and

WHEREAS, on March 17, 2003 Columbus City Council passed Ordinance 183-03 authorizing the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with Motorist Insurance Group; and

WHEREAS, the ordinance specified that Motorist Insurance Group would receive a one-year incentive for creating 22 new positions in 2003; and

WHEREAS, It is necessary to amend Ordinance 0183-03 to reflect the term modification from year 2003 to year 2004 and the job creation number from 22 to 30 new positions; and

WHEREAS, it is necessary to amend Ordinance 0183-03 to reflect this change; and **NOW, THEREFORE**,

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

Section 1. That Section 1 of Ordinance 0183-03, passed on March 17, 2003, is amended to read as follows:

Section 1. That the Director of the Department of Development is hereby authorized to enter into a Columbus Downtown Office Incentive Program agreement pursuant to Columbus City Council Resolution 075X-2004, for an annual cash payment equal to 50% of the total withholding taxes paid to the City of Columbus for a one (1) year term based on the estimated addition of 30 jobs to the 471 East Broad Street Location.

Section 2. That Section 3 of Ordinance 0183-03, passed on March 17, 2003, is amended to read as follows:

Section 3. As provide in the program guidelines the expansion is greater than 10 persons thus qualifying for the 1-year term for retention and expansion of employment downtown. The term is for calendar year 2004, with the incentive payment made in 2005 based on actual employment figures for the preceding year.

Section 3. Each year of the term of the agreement with Motorist Insurance Group that a payment is due, the City's obligation to pay the incentive is expressly contingent upon the passing of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the

City Auditor pursuant to Section 159 of the Columbus City Charter.

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

Legislation Number: 2017-2004

Drafting Date: 11/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

November 4, 2004

04-079-600

BACKGROUND: The Purchasing Office received and opened bid number SA001319 for two Heavy Duty Cab and Chassis with 12 foot stake body trucks on October 28, 2004. These trucks are for use to transport various equipment to job sites as needed for the Division of Water. Twelve bids were received and the Purchasing Office deemed ten of them complete. The bid from White-Allen Chevrolet was non-responsive having changed the City's terms and conditions of payment to Title for Payment. The bid from FYDA Freightliner was non-responsive for having changed the terms and conditions of payment to Payment Due at Delivery.

The low bid was that of Haydocy Pontiac GMC Truck, Inc., 3895 West Broad Street, Columbus, Ohio 43228, was the lowest, responsive, responsible and best bidder. We are recommending they be awarded the bid for Item #1, two each 2005 model Topkick TC4Co42 with stake body by Kaffenbarger at a price of \$39,727.00 each. The award is to include Item #2, an extended warranty (60 month/100,000 miles) on each unit at a price of \$1,140.00 each and Item #4, one diagnostic computer and equipment, at the price of \$4,695.08. The total award will be for \$86,429.08. The Contract Compliance Number for Haydocy Pontiac GMC Truck, Inc. is 31-4398091. They do not have MBE/FBE status.

It is requested that the Ordinance be handled in an emergency manner, for this year's funding and to avoid an increase in cost after the beginning of 2005.

FISCAL IMPACT: The Division of Water has allocated \$110,000.00 for the two Heavy Duty Cab and Chassis with 12 foot stake body trucks in the 2004 Budget. There have been no expenditures for this type of item in the last two years.

Title

To authorize the Finance Director to enter into a contract with Haydocy Pontiac GMC Truck, Inc., for two Heavy Duty Cab and Chassis with 12 foot stake body trucks with extended warranties and one diagnostic computer and equipment, for the Division of Water, and to authorize the expenditure of \$86,429.08 from Water Systems Operating Fund, and to declare an emergency. (\$86,429.08)

Body

WHEREAS, the Purchasing Office did receive and open bid number SA001319 for the purchase of two Heavy Duty Cab and Chassis with 12 foot stake body trucks on October 28, 2004, and

WHEREAS, twelve bids were received, but two were deemed non-responsive, because they changed the terms and conditions of payment, and

WHEREAS, the first vendor, Haydocy Pontiac GMC Truck, Inc., met or exceeded all of our specifications, therefore, we are recommending award of this contract go to Haydocy Pontiac GMC Truck, Inc., as the lowest responsive, responsible, and best bidder to meet specifications, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to enter into a contract with Haydocy Pontiac GMC Truck, Inc., for two Heavy Duty Cab and Chassis with 12 foot stake body trucks with extended warranties and one diagnostic computer and equipment, needed by the Distribution activity and the Dublin Road Water Plant, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with Haydocy Pontiac GMC Truck, Inc., as the lowest responsive, responsible, and best bidder, for two Heavy Duty Cab and Chassis with 12 foot stake body trucks with extended warranties and one diagnostic computer and equipment, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$86,429.08 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 06, Object Level Three 6652, OCA Codes and amounts listed below, to pay the cost thereof.

OCA Code	Amount
602730	\$45,562.08
602425	\$40,867.00

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

Legislation Number: 2018-2004

Drafting Date: 11/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation November 5, 2004

04-081-600

BACKGROUND: The Purchasing Office received and opened bid number SA001325 for one 17,500 GVW Cab and Chassis Truck with Platform Body on October 28, 2004. This truck is for use by the Parsons Avenue Water Plant activity for snow plowing, salting and to transport pumps, aggregates and personnel as needed for the Division of Water. Six bids were received and the Purchasing Office deemed four of them complete. The bids from FYDA Freightliner and White-Allen Chevrolet were non-responsive having changed the City's terms and conditions of payment.

The first vendor, Center City International, 4200 Currency Drive, Columbus, Ohio 43228, met or exceeded all of our specifications. Therefore we are recommending award of this contract go to Center City International as the lowest, responsive, responsible and best bidder. We are recommending they be awarded the bid for Item #1, for a 2005 International model 4300 4x2 Cab and Chassis with a Knapheide 2005 model PVMXT-123C Platform Body, Swenson Model MDV1044HSS Salt Spreader and Bonnel Model 10ST31M4 Snow Plow Assembly at a complete unit price of \$78,773.00. The Contract Compliance Number for Center City International is 31-1048371. They do not have MBE/FBE status. There were 78 companies solicited and of the bids received no company had MBE/FBE status.

It is requested that this Ordinance be handled in an emergency manner, for this year's funding and to avoid an increase in cost after the beginning of 2005.

FISCAL IMPACT: The Division of Water has allocated \$75,000.00 for the 17,500 GVW Cab and Chassis Truck with Platform Body, Salt Spreader and Snow Plow assembly in the 2004 Budget. There have been no expenditures for this type of item in the last two years.

Title

To authorize the Finance Director to enter into a contract with Center City International, for a 17,500 GVW Cab and Chassis Truck with Platform Body, Salt Spreader and Snow Plow assembly, for the Division of Water, and to authorize the expenditure of \$78,773.00 from Water Systems Operating Fund, and to declare an emergency. (\$78,773.00)

Body

WHEREAS, the Purchasing Office did receive and open bid number SA001325 for the purchase of a 17,500 GVW Cab and Chassis Truck with Platform Body, Salt Spreader and Snow Plow assembly on October 28, 2004, and

WHEREAS, six bids were received, but two were deemed non-responsive, because they changed the terms and conditions of payment, and

WHEREAS, the first vendor, Center City International, met or exceeded all of our specifications, therefore, we are recommending award of this contract go to Center City International, as the lowest responsive, responsible, and best bidder to meet specifications, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to enter into a contract with Center City International, for a 17,500 GVW Cab and Chassis Truck with Platform Body, Salt Spreader and Snow Plow assembly, needed by the Parsons Avenue Water Plant activity, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with Center City International, as the lowest responsive, responsible, and best bidder, for a 17,500 GVW Cab and Chassis Truck with Platform Body, Salt Spreader and Snow Plow assembly, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$78,773.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602540, Object Level One 06, Object Level Three 6652, to pay the cost thereof.

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

Legislation Number: 2019-2004

Drafting Date: 11/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

November 5, 2004

04-080-600

BACKGROUND: The Purchasing Office received and opened bid number SA001317 for one 31,000 GVW Crew Cab and Chassis with Maintenance Body truck on October 28, 2004. This truck is to transport various equipment, supplies and personnel to job sites as needed for the Division of Water. Fifteen bids were received and the Purchasing Office deemed thirteen of them complete. The bids from FYDA Freightliner and White-Allen Chevrolet were non-responsive having changed the City's terms and conditions of payment.

The first vendor, Bob McDorman Chevrolet, Inc., 5885 Gender Road, P. O. Box 207, Canal Winchester, Ohio 43110, met or exceeded all of our specifications. Therefore we are recommending award of this contract go to Bob McDorman Chevrolet, Inc. as the lowest, responsive, responsible and best bidder. We are recommending they be awarded the bid for Item #1, for a 2004 Chevrolet Kodiak CC7E042 cab and chassis with a maintenance body by Kaffenbarger at a price of \$79,467.00. The Contract Compliance Number for Bob McDorman Chevrolet, Inc. is 31-0714139. They do not have MBE/FBE status. There were 87 companies solicited and of the bids received no company had MBE/FBE status.

It is requested that this Ordinance be handled in an emergency manner, for this year's funding and to avoid an increase in cost after the beginning of 2005.

FISCAL IMPACT: The Division of Water has allocated \$80,000.00 for the 31,000 GVW Crew Cab and Chassis with Maintenance Body truck in the 2004 Budget.

\$73,169.00 was spent for a similar type of truck in 2003.
There were no expenditures for this type of truck in 2002.

Title

To authorize the Finance Director to enter into a contract with Bob McDorman Chevrolet, Inc., for a 31,000 GVW Crew Cab and Chassis with Maintenance Body truck, for the Division of Water, and to authorize the expenditure of \$79,467.00 from Water Systems Operating Fund, and to declare an emergency. (\$79,467.00)

Body

WHEREAS, the Purchasing Office did receive and open bid number SA001317 for the purchase of a 31,000 GVW Crew Cab and Chassis with Maintenance Body truck on October 28, 2004, and

WHEREAS, fifteen bids were received, but two were deemed non-responsive, because they changed the terms and conditions of payment, and

WHEREAS, the first vendor, Bob McDorman Chevrolet, Inc., met or exceeded all of our specifications, therefore, we are recommending award of this contract go to Bob McDorman Chevrolet, Inc., as the lowest responsive, responsible, and best bidder to meet specifications, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to enter into a contract with Bob McDorman, Inc., for a 31,000 GVW Crew Cab and Chassis with Maintenance Body truck, needed by the Distribution activity, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with Bob McDorman Chevrolet, Inc., as the lowest responsive, responsible, and best bidder, for a 31,000 GVW Crew Cab and Chassis with Maintenance Body truck, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$79,467.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602730, Object Level One 06, Object Level Three 6652, to pay the cost thereof.

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

Legislation Number: 2022-2004

Drafting Date: 11/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

November 1, 2004

BACKGROUND: The purpose of this legislation is to authorize the Board of Health to enter into various contracts for the Health Department. Separate contracts for door replacement (\$72,169) and floor and ceiling renovations (\$32,720) with Bomar Construction are needed for the Health Department facility located at 240 Parsons Avenue. A summary of the bid information is as follows:

		Total	MBE/FBE/MBR Certified Vendors	Non-Certified Vendors
SA001311 posted from 09/30/04-10/26/04	Bids received	2	1	1
	Contract awarded	1	0	1
SA001304 posted from 09/27/04-10/26/04	Bids received	1	0	1
	Contract awarded	1	0	1

This ordinance is requested as an emergency to allow for the timely procurement of needed services, thereby allowing the project to proceed without delay.

The contract compliance number for Bomar Construction is 31-1430310.

FISCAL IMPACT: This capital improvement project expenditure is budgeted within The Blind School Renovation Project, Fund 706.

TitleTo authorize the Board of Health to enter into contracts with Bomar Construction for construction and renovation services; to authorize the expenditure of \$104,889.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$104,889.00)

Body

WHEREAS, a need exists for construction services for the Health Department; and,

WHEREAS, Bomar Construction was determined to be the lowest and most responsive and responsible bidder to SA001311 and SA001304; and,

WHEREAS, the timely procurement of needed services will allow the project to proceed without delay; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contracts with Bomar Construction 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 Board of Health is hereby authorized to enter into contract for \$104,889.00 with Bomar Construction for construction and renovation services for the Blind School Renovation Project.

SECTION 2. That the expenditure of \$104,889.00 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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: 2023-2004

Drafting Date: 11/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a contract with LifeCare Alliance to support the operation of the Chores Program. The contract will provide \$40,000 from the Community Development Block Grant Fund.

The Chores Program provides minor home maintenance and repair services to low and low/moderate-income elderly and disabled homeowner-occupants in the City of Columbus. Examples of program services include replacement or repair of leaking faucets and commodes, faulty light fixtures and switches, loose or missing sections of porch decking or steps and installation of handrails, smoke detectors and deadbolt locks. Eligible homeowners may receive up to \$1,000 in home repairs within one calendar year. LifeCare Alliance will be the program provider to neighborhoods on the south and west sides of the City. This program will help about 100 households.

Emergency action is requested to allow program services to continue without interruption.

FISCAL IMPACT: Funds for this expenditure are allocated from the 2004 Community Development Block Grant Fund budget.

Title

To authorize the Director of the Department of Development to enter into a contract with LifeCare Alliance for the Chores Program; to authorize the expenditure of \$40,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$40,000.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into a contract with LifeCare Alliance to fund the Chores Program; and

WHEREAS, the Chores Program will provide minor home maintenance and repair services to low and moderate-income elderly and disabled homeowner-occupants in the City of Columbus; and

WHEREAS, LifeCare Alliance is a non-profit organization; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with LifeCare Alliance so that necessary services can continue uninterrupted 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 the Department of Development is hereby authorized to enter into a contract with LifeCare Alliance to fund the Chores basic home maintenance and repair program.

Section 2. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure \$40,000.00 or so much thereof as necessary, be and is hereby authorized to be expended from the Department of Development, Department No. 44-10, Fund 248, Subfund 001, Object Level One 03, Object Level Three 3337, OCA 444009.

Section 4. That for the reasons stated in the preamble hereto, which 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: 2028-2004

Drafting Date: 11/05/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

November 1, 2004

BACKGROUND: The purpose of this legislation is to authorize the Board of Health to enter into various contracts for the Health Department's facility located at 240 Parsons Ave. Consulting services with Security Risk Management Consultants, Inc., for \$4,500.00 are needed relating to the installation of a digital video surveillance system for the Health Department. Additionally, a contract with Bomar Construction for \$7,000 is needed for the renovation of the reception area at the public entrance to the Health Department. A summary of the bid information is as follows:

		Total	MBE/FBE/MBR Certified Vendors	Non-Certified Vendors
SO016395 posted from 09/28/04-10/07/04	Bids received	1	0	1
	Contract awarded	1	0	1
SO016547 posted from 11/2/04-11/4/04	Bids received	1	0	1
	Contract awarded	1	0	1

This ordinance is requested as an emergency to allow for the timely procurement of needed services, thereby allowing the project to proceed without delay.

The contract compliance number for Bomar Construction is 31-1430310. The contract compliance number for Security Risk Management, Inc., is 31-1281111.

FISCAL IMPACT: This capital improvement project expenditure is budgeted within The Blind School Renovation Project, Fund 706.

Title

To authorize the Board of Health to enter into contracts with Bomar Construction for construction and renovation services (\$7,000) and Security Risk Management Consultants, Inc., for consulting services (\$4,500); to authorize the expenditure of \$11,500.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$11,500.00)

Body

WHEREAS, a need exists for consulting services related to the installation of a digital video surveillance system for the Health Department; and,

WHEREAS, a need exists for construction and renovation services for the reception area to the Health Department located at 240 Parsons Avenue; and,

WHEREAS, Bomar Construction was determined to be the lowest and most responsive and responsible bidder to SO016395 and Security Risk Management Consultants, Inc., was determined to be the lowest and most responsive and responsible bidder to SO016547; and,

WHEREAS, the timely procurement of needed services will allow the project to proceed without delay; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contracts with Bomar Construction and Security Risk Management Consultants, Inc., 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 Board of Health is hereby authorized to enter into contract for \$7,000.00 with Bomar Construction for construction and renovation services for the Blind School Renovation Project.

SECTION 2. That the Board of Health is hereby authorized to enter into contract for \$4,500.00 with Security Risk Management Consultants, Inc., for consulting services.

SECTION 3. That the expenditure of \$11,500.00 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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: 2041-2004

Drafting Date: 11/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

- A. **Need:** The Division of Support Services is in need of establishing a purchase order for the replacement of 800MHz radio equipment located in five (5) Police and Fire communications towers throughout the Columbus area and for the construction of a new 375 ft. tower to enhance radio coverage in the North Corridor of the City. The City of Columbus has been awarded funding in the amount of \$5.75 million to implement this project from the Urban Area Security Initiative (UASI) Grant for Franklin County. This equipment will enhance interoperability communications throughout the area.
- B. **Bid Information:** Motorola, Inc., is the original contractor for the 800 MHz System and the only provider of this equipment.
- C. **Contract Compliance Number:** Motorola, Inc. #361115800

D. Emergency Designation: Emergency designation is requested. This is a complex and time-consuming project; Urban Area Security Initiative (UASI) grant funding requires a completion date of November 30, 2005.

FISCAL IMPACT: Funding for this project is from the Urban Area Security Initiative (UASI) Grant for Franklin County.

Title

To authorize and direct the Director of Finance to establish a purchase order for the replacement of 800MHz radio equipment located in five (5) Police and Fire communications towers throughout the Columbus area and for the construction of a new 375 ft. tower to enhance radio coverage in the North Corridor of the City in accordance with the provisions of sole source procurement, to authorize the expenditure of \$5,750,000 from the Urban Area Security Initiative (UASI) Grant and to declare an emergency. (\$5,750,000).

BodyWHEREAS, the responsibility of the Police and Fire Communications System will continue to be that of the Department of Public Safety, Division of Support Services; and,

WHEREAS, the Division of Support Services has a need to establish a purchase order for the replacement of 800MHz radio equipment located in five (5) Police and Fire communications towers throughout the Columbus area and for the construction of a new 375 ft. tower to enhance radio coverage in the North Corridor of the City; and,

WHEREAS, Motorola, Inc. is the only know provider of this equipment; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to obtain 800 MHz radio equipment and build a 375 ft communications tower before the Urban Area Security Initiative (UASI) grant funding time restrictions which requires a completion date of November 30, 2005, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Finance be and is herby authorized to establish a purchase order with Motorola, Inc. for the purchase of 800 MHz radio equipment and to build a 375 ft. communications tower.

Section 2. That this agreement is made in accordance with the provisions of Section 329.06(a) of the Columbus City Code.

Section 3. That for the purpose stated in Section 1 hereof, the expenditures of \$5,750,000, or so much thereof as may be needed, is hereby authorized from:

DIVISION	FUND	OBJECT	LEVEL 3	OCA CODE	GRANT
3002	220	6644		# 324002	# 324002

AMOUNT \$5,750,000.00

Section 4. That for reasons stated in the preamble hereto, which is herby 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: 2044-2004

Drafting Date: 11/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance requests authority for the Director of Public Utilities to pay Delaware County for provision of sewer services during the fourth quarter of 2004, based on an agreement entered into in 1991 authorized by Ordinance No. 2424-91. This agreement authorizes discharge of sewage from Delaware County into the sewers of the City of Columbus and from the City of Columbus system into the Delaware County sewer system in order to avoid duplication of wastewater treatment facilities.

Invoices for the fourth quarter months of 2003 were not received and paid until early in 2004. This used part of the funding budgeted for 2004. This ordinance will encumber funds available in the 2004 budget appropriation to allow payment of fourth quarter 2004 charges.

SUPPLIER: Delaware County (31-6400065-015)

FISCAL IMPACT: \$600,000.00 is budgeted and available within the division's operating budget for the estimated amount of these payments.

Emergency legislation is being requested because an invoice originally forecasted to be sent to the Division of Sewerage and Drainage in December has been received in November so the 30 day period cannot be used in this situation.

Title

To authorize the Director of Public Utilities to make payment to Delaware County for sewer services provided, to authorize an expenditure of \$600,000.00 from the Sewer System Operating Fund and to delcare and emergency. (\$600,000.00)

Body

WHEREAS, Ordinance No. 2424-91 authorized an agreement between the City of Columbus and Delaware County based on a determination that it is in the best economic interests of both parties to avoid duplication of sanitary wastewater treatment facilities, and

WHEREAS, this agreement provides for payment by each party for services provided by the other party within certain service area boundaries, and

WHEREAS, funds are budgeted yearly by the Division of Sewerage and Drainage for these payments, now therefore,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to make payment because an invoice originally forecasted to be sent to the Division of Sewerage and Drainage in December has been received in November so the 30 day period cannot be used in this situation to Delaware County 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 is hereby authorized to make payment to Delaware County, based on an agreement authorized by Ordinance No. 2424-91, for provision of sewer services.

Section 2. That the expenditure of \$600,000.00 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 605006, Object Level 1: 03, Object Level 03: 3390.

Section 3. That for the reasons stated in the preamble hereto, where 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: 2045-2004

Drafting Date: 11/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This ordinance provides for the appropriation of \$4,200.00 from the Central Ohio Area Agency on Aging (COAAA) to fund DSL (Digital Subscriber Line) lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program (formerly Senior) Centers.

COAAA received a federal grant in the fall of 2001 to establish the Caregiver Resource Centers at locations throughout Central Ohio. Previous funding for DSL lines was \$4,200.00 in 2002, \$4,200.00 in 2003 and \$4,200.00 in 2004 from COAAA. This funding will continue support during 2004 and 2005. These DSL lines provide internet access for citizens to research additional or specialized information.

Fiscal Impact:

\$4,200.00 in grant funding will be used exclusively for the Caregiver Resource Centers.

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance by \$4,200.00.

Title

To authorize an appropriation of \$4,200.00 from the unappropriated balance of the Recreation and Parks Grant Fund for DSL (Digital Subscriber Line) lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers. (\$4,200.00)

Body

WHEREAS, it is necessary to appropriate funds from the unappropriated balance of the Columbus Recreation and Parks Grant Fund; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept the amount of \$4,200.00 from the Central Ohio Area Agency on Aging for DSL lines for Caregiver Resource Centers established at seven Columbus Recreation and Parks Department Multigenerational Adult Program Centers.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2004, the sum of \$4,200.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Grant Title</u>	<u>Grant No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Title IIIE-Caregivers Resource Library	518317	518317	3367	\$4,200.00

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 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: 2050-2004

Drafting Date: 11/09/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: There is an immediate need in the Columbus Division of Fire to purchase two (2) in-stock fire engines to supplement the current fleet until pending purchases are made and built. This legislation is to authorize and direct the Finance Director to issue a purchase order to All-American Fire Equipment, Inc. in the amount of \$314,368.00, and Finley Fire Equipment in the amount of \$343,457.00 for the purchase of said fire engines.

Bid Information: Competitive bidding is being waived for this purchase.

Contract Compliance: All-American Fire Equipment, Inc. 311381503
 Finley Fire Equipment 310816583

Emergency Designation: Emergency action is requested, as funds are needed immediately to secure this purchase with vendors and ensure the availability of these engines.

FISCAL IMPACT:

Budgeted Amount: Unencumbered cash exists in the Fire Division's Safety Voted Bond Fund for this purchase. TitleTo authorize and direct the Finance Director to issue a purchase order to All-American Fire Equipment, Inc. in the amount of \$314,368.00, and Finley Fire Equipment in the amount of \$343,457.00, for the purchase of in-stock fire

engines; to waive the provisions of competitive bidding; to authorize the expenditure of \$657,825.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$657,825.00)

Body**WHEREAS**, a need exists to purchase two (2) fire engines from the Division of Fire's Safety Voted Bond Fund, Apparatus Replacement Project; and

WHEREAS, competitive bidding is being waived to enter into these contracts, to insure these purchases may begin promptly and ensure the availability of said fire engines; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said engines, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance Director be and is hereby authorized and directed to issue a purchase order to All-American Fire Equipment, Inc., and to Finley Fire Equipment for the purchase of fire engines for the Fire Division.

Section 2. That the expenditure of \$657,825.00, or so much thereof as may be necessary, be and is hereby authorized from the Division of Fire 30-04, Safety Voted Bond Fund, Fund 701, Apparatus Replacement Project 340101, OCA Code 644559, Object Level Three Code 6644.

Section 3. This Council finds it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Codes to permit the aforementioned purchase.

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

Legislation Number: 2055-2004

Drafting Date: 11/09/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Dental Supplies with Henry Schein Inc., and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, the current supplier for dental suppliers has agreed to extend FL001539 at current prices and conditions to and including November 30, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide dental supplies to the Health Department dental clinics, this ordinance is being submitted for approval 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 extend FL001539 for an option to purchase Dental Supplies 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 Director be and is hereby authorized and directed to modify and extend FL001539 with Henry Schein Inc. to and including November 30, 2005.

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

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

Legislation Number: 2056-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize and direct the Finance Director to enter into a contract for the option to purchase Building Electrical Products with McNaughton-McKay, to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on October 14, 2004, and selected the most responsive, responsible and best bid; and

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

WHEREAS, in order to avoid delays in providing building electrical products to City crews when needed without interruption, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Building Electrical Products, 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 Director be and is hereby authorized and directed to enter into a contract for the option to purchase Building Electrical Products in accordance with Solicitation SA001302 as follows:

McNaughton-McKay, awarded all items.

SECTION 2. That the expenditure of \$ 1.00 is hereby authorized from the Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 2057-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: One property currently held in the Land Bank and identified as 270-274 S. 20th Street has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of such real property. This non-buildable parcel will be purchased for yard expansion.

FISCAL IMPACT: The City may first recover reimbursement of any and all expenses incurred on account of this acquisition, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

Title

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (270-274 S. 20th Street) held in the Land Bank pursuant to the Land Reutilization Program.

Body

WHEREAS, by Ordinance 2161-93, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited land by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

WHEREAS, a proposal for the sale of one parcel which had been acquired for this program meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved; and

WHEREAS, this one parcel of real estate is being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; now, therefore,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

PARCEL: 010-056477
ADDRESS: 270-274 S. 20th Street
PRICE: \$1
USE: Yard Expansion

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

Legislation Number: 2058-2004

Drafting Date: 11/10/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Ordinance 0012-03, passed January 27, 2003, authorized the acceptance of a plat titled NEW VILLAGE HOMES from COLUMBUS METRO HOUSING AUTHORITY. Subsequently this property was transferred to THE HOMES AT SECOND AVENUE, LLC. The Public Service Department, Transportation Division is now requesting Ordinance 0012-03 be repealed and accept the plat also titled NEW VILLAGE HOMES from THE HOMES AT SECOND AVENUE, LLC, by DENNIS S. GUEST, President.

Title

To repeal Ordinance 0012-03 and to accept the plat titled NEW VILLAGE HOMES from THE HOMES AT SECOND AVENUE, LLC, by DENNIS S. GUEST, President.

Body

WHEREAS, Ordinance 0012-03, passed January 27, 2003, authorized the acceptance of a plat titled NEW VILLAGE HOMES from COLUMBUS METRO HOUSING AUTHORITY; and

WHEREAS, subsequently this property was transferred to THE HOMES AT SECOND AVENUE, LLC; and

WHEREAS, the Department of Public Service, Transportation Division is requesting that Ordinance 0012-03, passed January 27, 2003, be repealed to facilitate the acceptance of the replacement plat also titled NEW VILLAGE HOMES; and

WHEREAS, THE HOMES AT SECOND AVENUE, LLC, by DENNIS S. GUEST, President, owner of the platted land, desires to dedicate to the public use all or such parts of the Alley, Places & Street shown on said plat and not heretofore so dedicated now, therefore

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

Section 1. That Ordinance 0012-03, passed January 27, 2003, which authorized the acceptance of that plat titled NEW VILLAGE HOMES from COLUMBUS METRO HOUSING AUTHORITY be and hereby is repealed.

Section 2. That the plat titled NEW VILLAGE HOMES from THE HOMES AT SECOND AVENUE, LLC, by DENNIS S. GUEST, President, on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 2059-2004

Drafting Date: 11/10/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Need: This legislation is needed to enter into an agreement with the Office of the Governor's Highway Safety Representative (OGHSR), State of Ohio, for the Traffic Overtime Enforcement Program (2004-2005) and to appropriate funds to cover the costs of this program. The OGHSR provides funds for activities that will have the greatest impact toward crash reduction, responsible driving behavior and associated economic loss reduction. This program will promote enforcement to reduce speeding, remove impaired drivers from the highway and increase safety belt and child restraint use during specific holiday periods. The agreement authorizes reimbursement for the overtime costs of sworn personnel working in the program.

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

FISCAL IMPACT:

All funds appropriated are reimbursable from the State of Ohio; therefore, there will be no effect on the financial status of the General Fund.

Title

To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio, to participate in the Traffic Overtime Enforcement Program (2004-2005) and to authorize an appropriation of \$67,139.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the Traffic Overtime Enforcement Program (2004-2005) and to declare an emergency. (\$67,139.00)

Body

WHEREAS, The Division of Police will conduct a program to promote enforcement to reduce speeding, remove impaired drivers from the highway and increase safety belt and child restraint use during specific holiday periods; and

WHEREAS, the Office of the Governor's Highway Safety Representative will provide funds in the amount of \$67,139.00 through the Traffic Overtime Enforcement Program (2004-2005) to the City of Columbus, Division of Police; and

WHEREAS, an appropriation is needed to cover the costs associated with the Traffic Overtime Enforcement Program (2004-2005) and permit the start up of program activities for the specified holiday periods; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into the aforementioned agreement for the Traffic Overtime Enforcement Program (2004-2005) and to appropriate \$67,139.00 for the program costs, thereby preserving the public peace, property, health, safety and welfare; now therefore:

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

Section 1. That the Director of Public Safety of the City of Columbus be and hereby is authorized and directed to enter into agreement with the Office of the Governor's Highway Safety Representative to accept an award in the amount of \$67,139.00 which represents funding for the Traffic Overtime Enforcement Program (2004-2005).

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 fiscal year ending December 31, 2005 the sum of \$67,139.00 is appropriated as follows:

<u>DIV</u>	<u>FUND</u>	<u>OBJ #1</u>	<u>OBJ #3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMT</u>
30-03	220	01	1127	335013	335013	\$ 3,261.00
30-03	220	01	1131	335013	335013	50,160.00

30-03	220	01	1161	335013	335013	9,781.00
30-03	220	01	1171	335013	335013	727.00
30-03	220	01	1173	335013	335013	3,210.00

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

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

Legislation Number: 2061-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

A) Need: The Division of Police needs to purchase a one (1) year maintenance and support agreement with Sagem Morpho, Inc., in order to maintain the Automated Identification Management System (AIMS).

B) Bid Information: Since Sagem Morpho, Inc. is the company that has a patent on the system and the sole company offering this unique service, pricing was determined through a negotiation process.

C) Contract Compliance No: 33-0154789.

D) Emergency Designation: Emergency legislation is requested for this ordinance so as to allow for the funds to become available for the purchase of the maintenance contract for the continued operation of the AIMS system for Division of Police. Need is critical due to the fact that the current term of the maintenance contract expired February 28, 2004.

2. FISCAL IMPACT:

This purchase of \$184,990.44 for the contract is from funds identified, appropriated and budgeted for this purpose in the 2004 General Fund Budget.

Title

To authorize and direct the Director of Public Safety to enter into a contract for (AIMS) maintenance with Sagem Morpho, Inc., for the Division of Police in accordance with the Sole Source procurement, to authorize the expenditure of \$184,990.44 from the General Fund; and to declare an emergency. (\$184,990.44).

Body

WHEREAS, the Division of Polic purchased an Automated Identification Management System (AIMS) by means of a Request For Proposal (RFP) process in March, 1992 and subsequent maintenance support contract from Sagem Morpho, Inc.; and

WHEREAS, the accurate and continual operation of the AIMS system is critical to police identification and investigations; and

WHEREAS, the Division of Police, Department of Public Safety needs to purchase a one year maintenance and support agreement; and

WHEREAS, Sagem Morpho, Inc. is the sole company that can provide this unique service; and

WHEREAS, it is in the best interest of the City to enter into this contract in accordance with provisions of section 329-07c (sole source) of the Columbus City Codes, 1959; and

WHEREAS, an emergency exists in the usual operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into a one year contract for the support and maintenance of the (AIMS) system in order to preserve 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 Safety Director be and is hereby authorized and directed to purchase a yearly maintenance contract from Sagem Morpho, Inc. in the total amount of \$184,990.44 for the Division of Police, Department of Public Safety.

Section 2. That the expenditure of \$184,990.44 or so much thereof as may be needed, be and the same is hereby authorized as follows:

<u>DIV</u>	<u>FUND</u>	<u>OBJ #1</u>	<u>OBJ #3</u>	<u>OCA</u>	<u>AMOUNT</u>
30-03	010	03	3372	300764	\$184,990.44

Section 3. That said contract be awarded in accordance with provision of Section 329.07c (sole source) of the Columbus City Code, 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 enforced 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: 2063-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** This legislation authorizes the Director of the Department of Technology, on behalf of the divisions of Building Services, to modify a contract associated with purchase order EL001714 with Accela, Inc. Currently, Accela, Inc. is the owner of the programming code embedded within software awarded in the original contract with Open Data Systems, Inc. (CT-17745). This contract modification will continue the provisions for services between the City of Columbus and Accela, Inc., and allow for enhancements to the One Stop Shop permit software. This enhancement will allow the division to monitor and track inspections and fees, associated with structural permits, issued to customers. Without the passage of this legislation, the division will lose the ability to accurately manage trip fees associated with permit inspections utilized by citizens.

This ordinance authorizes payment for this modification to the Accela application, for the period of December 20, 2004 through June 30, 2005.

EMERGENCY:

There is an immediate need to expedite payment and to modify the contract associated with purchase order EL001714 with Accela, Inc.

FISCAL IMPACT:

The amount of \$301,830.20 was expended in fiscal year 2003 for services provided by Accela, Inc. However, \$158,439.24 was expended for on-going maintenance and support services associated with purchase order EL001714. Previously this year, ordinance number 0354-2004, in the amount of \$173,800.00, was passed on March 29, 2004 for the annual software and support maintenance services, with Accela, Inc. Currently, funding in the amount of \$25,000.00 is available in the 2004 Department of Technology's budget, within the internal services fund, for the period of December 20, 2004 through June 30, 2005.

CONTRACT COMPLIANCE: 94-2767678 Expiration: 12/01/2006

TitleTo authorize the Director of the Department of Technology to modify a contract with Accela, Inc., for the Building Services Division, for software enhancement, to authorize the expenditure of \$25,000.00 from the Department of Technology, internal services fund; and to declare an emergency. (\$25,000.00)

Body**WHEREAS**, the Department of Technology, on behalf of Building Services Division, needs to modify the existing contract associated with purchase order EL001714, for software enhancement for the city's One Stop Shop permit application. Accela, Inc. is the owner of the programming source code embedded within software awarded in the original contract with Open Data Systems, Inc., and

WHEREAS, the Department of Technology now requires and recommends a modification of this contract by and between the City of Columbus and Accela, Inc. to continue the provisions for services and allow for enhancements to the One Stop Shop permit software. The enhancement will allow the division to monitor and track inspections and fees, associated with structural permits, issued to customers, and

WHEREAS, without the passage of this legislation, the division will lose the ability to accurately manage trip fees associated with permit inspections utilized by citizens, and

WHEREAS, the modification of this contract between Accela, Inc. and the City of Columbus, shall not exceed the amount of \$25,000.00 available within the 2004 Department of Technology, internal services fund, and

WHEREAS, an emergency exists in the usual daily operations of The Department of Technology, in that it is immediately necessary to authorize the Director of the Department of Technology to modify the contract with Accela, Inc., for software enhancement and to expedite payment, thereby preserving the public health, peace, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Technology, on behalf of Building Services Division, be and is hereby authorized to modify a contract associated with purchase order EL001714 for the software enhancement provided by Accela, Inc.

SECTION 2: That the expenditure of \$25,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.:47-01|**Fund:**514|**Subfund:**240|**OCA Code:** 514240|**Obj. Level 1:**03|**Obj. Level 3:** 3336|**Amount:** \$25,000.00

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.

Legislation Number: 2064-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Franklin County Public Defender Commission performs all the duties and responsibilities under Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code in providing legal counsel to indigent persons charged with criminal offenses. Since 1976, the City has contracted with the Commission, for representation in the Franklin County Municipal Court, for all indigent persons charged (based on poverty guidelines as determined by the United States Department of Health and Human Services) with the violations of an ordinance of the City of Columbus. Except for State charged misdemeanors, the City funds the Municipal Unit while the Franklin County Commissioners fund the balance.

Award of this contract meets the procurement provisions of Chapter 329.29 and 3901.01 of the Columbus City Codes, 1959. Emergency action is requested since the start of this contract was January 1, 2004.

FISCAL IMPACT: This contract is presented on the basis of an understanding that the total contract for services upon which the City will pay the Commission is \$3,497,626 of which it is expected the State Public Defender Commission will reimburse an estimated 30%, and the Franklin County Commissioners will pay 58% of the remaining expenses that are the result of State charged misdemeanors for a net cost to the City of \$1,003,324.20, which reflects an additional \$10,368.20 for the reconciliation of 2003 expenditures. In the event the State reimburses at a different rate and/or the actual State charged misdemeanors differs, the contract may be amended upward or the City may be due on reimbursement.

Title

To authorize the City Clerk to amend the contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of \$286,758 from the General Fund; and to declare an emergency. (\$286,758)

Body

WHEREAS, The City of Columbus recognizes its responsibilities as defined in Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code to provide legal counsel to indigent persons charged with criminal offenses; and

WHEREAS, the City of Columbus in furtherance of the execution of its legal responsibilities, desires to provide such legal services to the City's indigent citizens and others so situated, and to do so in cooperation with the Franklin County Public Defender Commission; and

WHEREAS, this contract is presented on the basis of an understanding that the total contract for services upon which the City will pay the Commission is \$3,497,626 of which it is expected the State Public Defender Commission will reimburse an estimated 30%, and the Franklin County Commissioners will pay 58% of the remaining expenses that are the result of State charged misdemeanors for a net cost to the City of \$1,003,324.20 which reflects an additional \$10,368.20 for the reconciliation of 2003 expenditures; and

WHEREAS, at the completion of the contract a reconciliation payment is made or received by the City based on actual expenditures vs. anticipated expenditures, actual State charged misdemeanors vs. anticipated, and actual State Public

Defender Commission reimbursement vs. anticipated reimbursements; and

WHEREAS, an emergency exists in the usual daily operation of government of the City of Columbus that it is immediately necessary to authorize a contract with the Franklin County Public Defender Commission in order to assure the continuity of legal services to indigent persons in Columbus thereby preserving the public peace, property, health, safety and welfare; now, therefore,

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

SECTION 1. That the City Clerk be and is hereby authorized to amend contract with the Franklin County Public Defender Commission of Columbus, Ohio for the period of January 1, 2004 through December 31, 2004.

SECTION 2. That the sum of \$286,758 be and hereby is authorized to be expended from the General Fund, Sub-Fund 01-100, City Council, Department 20-01, Object Level One 03, OCA Code 200105, Object Level Three 3337, to pay the cost thereof.

SECTION 3. Award of this contract meets the procurement provisions of Chapter 329.29 and 3901.01 of the Columbus City Code, 1959.

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

Legislation Number: 2065-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance: CV04-038.

APPLICANT: Richard Thomas, Rona Enterprises, Inc., 12000 East Broad Street, Columbus, OH 43062.

PROPOSED USE: Permit a manufactured home in the R-2, Residential District .

NORTH EAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This variance will allow the property owners to install a manufactured home to replace a single-family residential dwelling that was destroyed by a fire. The proposed use is consistent with the *North East Area Plan* (1990) recommendation for single-family residential development and the manufactured home will be similar in size and appearance to the single-family dwelling previously located on this lot. The proposed manufactured home will meet R-2, Residential District development standards. An existing garage will be retained. A hardship exists in that the R-2, Residential District permits one single-family dwelling, and manufactured homes are excluded from the definition of a single-family dwelling.

To grant a Variance from the provisions of Section 3332.033, R-2, Residential District; for the property located at **2371 BRENTNELL BOULEVARD (43211)**, to permit a manufactured home on a lot zoned in the R-2, Residential District **and to declare an emergency** (Council Variance CV04-038).

Body

WHEREAS, by application No. CV04-038, the owners of property at **2371 BRENTNELL BOULEVARD (43211)**, are requesting a Council Variance to permit a manufactured home on a lot zoned in the R-2, Residential District; and

WHEREAS, the applicant has submitted a site plan and sample elevations to document that the proposed manufactured home can comply with R-2, Residential District development standards and is similar in size and appearance to the previous single-family dwelling on this site; and

WHEREAS, the North East Area Commission recommends approval; and

WHEREAS, City Departments note a hardship exists and recommend approval because the proposed manufactured home will meet R-2, Residential District development standards and will be similar in size and appearance to the single-family dwelling previously located on this lot, and a Council variance is the only means to allow a manufactured home on a lot in the R-2, Residential District; 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, 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 fact that the homeowners are senior citizens and have been living in temporary conditions since their home was lost due to a fire last year and are therefore eager to start construction and minimize construction delays and further hardship due to winter weather for the immediate preservation of the public peace, property, health and safety; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **2371 BRENTNELL BOULEVARD (43211)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance is granted from the provisions of Section 3332.033, R-2, Residential District, of the Columbus City codes; for the property located at **2371 BRENTNELL BOULEVARD (43211)**, insofar as said section prohibits a manufactured home on a lot zoned in the R-2, Residential District; said property being more particularly described as follows:

LEGAL DESCRIPTION FOR 2371 BRENTNELL BOULEVARD

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

Being Lot Number Seven (7), Block "H", in Arlington Park No. 2, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 27, page 7, Recorder's Office, Franklin County, Ohio.

PARCEL NO.: 010-109132.

PROPERTY ADDRESS: 2371 Brentnell Boulevard, Columbus, Ohio 43211.

Prior Instrument Reference: Recorded in Official Record 1442, Page B06, Of the Deed Records of Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for one manufactured home, or those uses permitted in the R-2, Residential District.

SECTION 3. That this ordinance is further conditioned in that the installation of a manufactured home must comply with R-2, Residential District development standards.

SECTION 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

SECTION 5. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **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: 2066-2004

Drafting Date: 11/10/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance: CV04-034.

APPLICANT: Northstar Realty; c/o Jackson B. Reynolds, III, Atty., Smith and Hale; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.

PROPOSED USE: To permit commercial vehicular uses.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This Council variance will permit an accessory commercial use in the L-AR-12, Limited Apartment Residential District by allowing the use of an existing private driveway in an apartment residential zoning district to provide commercial vehicular access to an adjacent L-C-4, Limited Commercial District. The proposed Council variance is consistent with the goals of the *East Broad Street Study* (2000) in that use of the existing private drive for commercial traffic will reduce the number of full service curb cuts required along this section of East Broad Street. A hardship exists in that use of a private driveway in the L-AR-12 zoning district for commercial traffic to access the adjacent commercially zoned property establishes an accessory commercial use that can only be permitted by a Council variance.

Title

To grant a Variance from the provisions of Section 3333.02, AR-12, ARLD, and AR-1, Apartment Residential district use; for the property located at **8140 EAST BROAD STREET (43068)**, to permit commercial vehicular access on a private driveway located in the L-AR-12, Limited Apartment Residential District (Council Variance CV04-034).

Body

WHEREAS, by application No. CV04-034, the owners of property at **8140 EAST BROAD STREET (43068)**, are requesting a Council Variance to permit commercial vehicular access on a private driveway located in the L-AR-12, Limited Apartment Residential District; and

WHEREAS, City Departments note a hardship exists and recommend approval because use of an existing private drive in the L-AR-12, Limited Apartment Residential District for commercial vehicular access is consistent with the goals of the *East Broad Street Study* (2000) in that use of the existing private driveway for commercial traffic will reduce the number of full service curb cuts required along this section of East Broad Street; and

WHEREAS, said ordinance requires separate submission for all applicable permits 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 **8140 EAST BROAD STREET (43068)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance is granted from the provision of Section 3333.02, AR-12, ARLD, and AR-1 apartment residential district use, of the Columbus City codes; for the property located at **8140 EAST BROAD STREET (43068)**, insofar as said section prohibits the use of an existing private driveway in the L-AR-12, Limited Apartment Residential District to provide commercial vehicular access to the adjacent L-C-4, Limited Commercial District; said property being more particularly described as follows:

LEGAL DESCRIPTION FOR 1.251± ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 4, Township 1, Range 16, United States Military Lands and being a 1.251 acre strip of land out of Parcel I as conveyed to Villages at Waggoner Park Associates, Ltd by a deed of record in Instrument Number 200010270218257 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) being more particularly described as follows:

Beginning, in the northerly right-of-way line of East Broad Street (State Route 16), at a common corner of said Parcel I and the First Amendment to Waggoner Park Condominium by deed of record in Instrument Numbers 200110010225026 and 200106280146674;

Thence South 81° 58' 31" West, a distance of 61.04 feet, with the northerly right-of-way line of said East Broad Street and the southerly line of said Parcel I, to a point at the southwesterly corner of said Parcel I;

Thence North 02° 42' 29" East, a distance of 914.06 feet, with a westerly line of said Parcel I, to a point;

Thence South 87° 12' 50" East, a distance of 59.97 feet, partly across said Parcel I, to a point;

Thence South 02° 42' 29" West, a distance of 902.62 feet, on , over and across said Parcel I and with a line common to said First Amendment and the Third Amendment to Waggoner Park Condominium by deed of record in Instrument Numbers 2001120604263 and 200110260246855, to the POINT OF BEGINNING. Containing 1.251 acre, more or less.

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

Bearings are based on the Ohio State Plane Coordinate System as per NAD83. Control for bearings was from coordinates of monuments FCGS 5011 & FRANK 48, with a bearing of North 81° 49' 10" East for the centerline of East Broad Street, established by the Franklin County Engineering Department, using Global Positioning System procedures and equipment.

EVANS, MECHWART HAMBLETON & TILTON, INC. James M. Pearsall, P.S. Registered Surveyor No. 7840.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for commercial vehicular access, **(excluding recurrent semi-trailer traffic as Meijer Drive is the designated truck access point to serve the shopping center)** or those uses permitted in the L-AR-12, Apartment Residential District. **Signage shall be erected at East Broad Street to prohibit semi-trailer traffic on the private drive.**

SECTION 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits for the proposed use.

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

Legislation Number: 2069-2004

Drafting Date: 11/11/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the transfer of funds within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Funds and the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects from August 17, 2004 through October 28, 2004. This legislation also amends the 2004 Capital Improvements Budget to reflect the transfers.

Emergency action is requested in order that the financial transactions and reimbursement to the division may be completed in 2004.

Title

To amend the 2004 Capital Improvements Budget; to authorize the transfer of \$3,435.23 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects; to authorize the expenditure up to an amount not to exceed \$79,060.24; and to declare an emergency. (\$79,060.24)

Body

WHEREAS, the Division of Electricity has incurred costs for labor and equipment necessary for the installation of various street lighting projects from its operating fund; and

WHEREAS, it is necessary to reimburse the Division of Electricity for costs incurred in the construction of various street lighting projects; and

WHEREAS, it is necessary to transfer funds and budget authority within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund to provide funding in the appropriate projects for the reimbursement to the Division of Electricity; and

WHEREAS, it is necessary to amend the 2004 Capital Improvements Budget to reflect the transfer of funds; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to reimburse the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects so that the financial transactions and reimbursement to the division may be completed in 2004 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 2004 Capital Improvements Budget is hereby amended as follows:

PUBLIC UTILITIES/ELECTRICITY 60-07

PROJECT NAME	PROJECT NUMBER	CURRENT CIB	AMENDED CIB
Street Lighting	670003	740,184	736,746
Glenbrook Subdivision	670610	267,223	267,945
Forest Park	670616	591	1,283
Berwyn East	670618	112,896	113,116
Refugee Road-SR 33-Hamilton	670623	179,852	180,190
Pine Hills	670624	17	321
Webster Canyon	670633	96	194
Wilshire Heights	670635	473	946
Agler Street Ltg.	670767	0	591

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$3,435.23 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553 as follows:

FROM:

Project Number 670003 | Street Lighting | OCA 675017 | OL3 6625 | Amount: \$3,435.23

TO:

Project Number 670610 | Glenbrook Subdivision | OCA 670610 | OL3 6625 | Amount: \$721.86
 Project Number 670616 | Forest Park | OCA 670616 | OL3 6625 | Amount: \$691.96
 Project Number 670618 | Berwyn East | OCA 670618 | OL3 6625 | Amount: \$ 219.40
 Project Number 670623 | Refugee Road-SR 33-Hamilton | OCA 670623 | OL3 6625 | Amount: \$337.54
 Project Number 670624 | Pine Hills | OCA 670624 | OL3 6625 | Amount: \$303.79
 Project Number 670633 | Webster Canyon | OCA 670633 | OL3 6625 | Amount: \$97.43
 Project Number 670635 | Wilshire Heights | OCA 670635 | OL3 6625 | Amount: \$472.56
 Project Number 670767 | Agler Street Ltg. | OCA 670767 | OL3 6625 | Amount: \$590.69

SECTION 3. That the reimbursement to the Division of Electricity is hereby authorized for labor and equipment costs incurred in the installation of various street lighting projects up to an amount not to exceed \$79,060.24.

SECTION 4. That to pay the cost of the aforesaid reimbursement to the Division of Electricity, the expenditure of \$79,060.24, or so much thereof as may be needed, be and is hereby authorized from Division of Electricity, Division No. 60-07, Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553 and is to be disbursed as follows:

Project Number 670003 | Street Lighting | OCA 675017 | OL3 6625 | Amount: \$75,118.70
 Project Number 670610 | Glenbrook Subdivision | OCA 670610 | OL3 6625 | Amount: \$721.86
 Project Number 670616 | Forest Park | OCA 670616 | OL3 6625 | Amount: \$691.96
 Project Number 670618 | Berwyn East | OCA 670618 | OL3 6625 | Amount: \$219.40
 Project Number 670623 | Refugee Road-SR 33-Hamilton | OCA 670623 | OL3 6625 | Amount: \$337.54
 Project Number 670624 | Pine Hills | OCA 670624 | OL3 6625 | Amount: \$303.79
 Project Number 670630 | Westerford Village | OCA 670630 | OL3 6625 | Amount: \$506.31
 Project Number 670633 | Webster Canyon | OCA 670633 | OL3 6625 | Amount: \$97.43
 Project Number 670635 | Wilshire Heights | OCA 670635 | OL3 6625 | Amount: \$472.56
 Project Number 670767 | Agler Street Ltg. | OCA 670767 | OL3 6625 | Amount: \$590.69

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

Legislation Number: 2070-2004

Drafting Date: 11/11/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThe following ordinance is similar to ordinances submitted annually by this office. It gives the Auditor the ability to transfer and increase, if necessary, appropriations within each fund to ensure that final costs of 2004 can be met.

The ordinance also authorizes the payment of payrolls and other obligations due prior to the passage of the 2005 appropriation ordinances.

Fiscal Impact

Possibly no net impact. Some increases, however, in appropriations may occur, but only to the extent as described herein.

TitleTo authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, and other obligations for 2004 and to authorize the payment of payrolls and other obligations due in 2005 prior to the passage of the 2005 appropriation ordinances; and to declare an emergency.

BodyWhereas, the last pay period of fiscal year 2004 will end on December 18, 2004 and will be paid on December 23, 2004, and

Whereas, it may be necessary to make various budget transfers and or encumbrance cancellations within appropriated funds and to increase appropriations, if necessary, to meet said payroll, bills for internal services and other obligations for 2003, and

Whereas, pay periods may elapse in 2005 before the 2005 annual appropriation ordinances will be approved by Council; now, therefore,

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

Section 1. That the City Auditor is hereby authorized to transfer appropriations within any fund, if necessary, and to cancel encumbrances, if necessary, to provide for City payrolls for the pay period ending December 18, 2004, unpaid internal services and other obligations from any object level one with available funds to the appropriate object level one.

Section 2. That the City Auditor is hereby authorized and directed to honor and pay all properly presented payrolls, related items and other obligations for periods prior to passage of the annual appropriation ordinances for fiscal year 2005.

Section 3. Sufficient appropriations necessary to pay such costs referred to in Sections 1 and 2 of this ordinance are hereby authorized.

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 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 2082-2004

Drafting Date: 11/11/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: Ordinance No. 0806-2004 passed May 17, 2004, authorizing the City Attorney to acquire certain property rights, and to expend certain monies in connection with the **Briar Meadow Drive Culvert Replacement Project**. The original amount of funding made available for this project was done so with the understanding that additional monies may be needed at a later date. It is now necessary to increase the Auditor's Certificate established by the aforementioned ordinance by the amount of \$5,000.00 to pay for additional costs in connection with this project.

Fiscal Impact: The Department of Public Utilities, Division of Sewerage and Drainage has determined funding for this increase will be from the Storm Sewer Bonds Fund.

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay.

Title

To increase an existing Auditor's Certificate by \$5,000.00 from the Storm Sewer Bonds Fund, for the **Briar Meadow Drive Culvert Replacement Project** and to declare an emergency. **(\$5,000.00)**.

Body

WHEREAS, the City of Columbus is engaged in the acquisition of real estate in connection with the **Briar Meadow Drive Culvert Replacement Project**; and

WHEREAS, an emergency exists in that it is immediately necessary to increase an Auditor's Certificate by \$5,000.00, from the **Briar Meadow Drive Culvert Replacement Project**, to pay additional professional service costs and other fees incidental to the acquisition of real estate for the above referenced project for the preservation of the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That the City Auditor be, and he hereby is, authorized to increase Auditor's Certificate # AC-022521 in the amount of \$5,000.00 from the Storm Sewer Bonds Fund, Fund #685 for the purpose of paying costs incidental to the acquisition of land for the Briar Meadow Drive Culvert Replacement Project, #685996.

Section 2. That the expenditure of \$5,000.00, or so much thereof as may be necessary for the Department of Public Utilities, Division of Sewerage and Drainage, Project #610996, from the 685 Fund, OCA Code 685996, Object Level Three, 6601, for the appropriation of said real property interests determined to be necessary for the stated public purpose is hereby authorized.

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

Legislation Number: 2084-2004

Drafting Date: 11/11/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation**BACKGROUND:** The Department of Technology (DoT) has a need to purchase a Unix server, on behalf of the Building Development Services Division (BDS), to store data associated with the One Stop Shop (Accela Enterprise) permit software. This software is used to issue permits, track contractors, collect receipts and coordinate plan review among the various divisions involved in the One Stop Shop. Because the operation of the One Stop Shop represents a critical business process for the city and generates annual revenue, the data has a need to be stored on a production server with a backup server ready for failover. The current server is outdated and aged, causing an increase in maintenance cost and potential for function failure. In order to acquire this purchase, DoT has a need to transfer funds within the Department of Technology, information services, development services direct charge. In order to establish a vendor for this purchase, DoT will execute a formal bid process, through the Purchasing Office. This process will facilitate the bid award on the basis of lowest, best, most responsive and most responsible bid evaluation criteria. This ordinance authorizes the Finance Director ~~Director of the Department of Technology~~ to establish a purchase order in an amount not to exceed \$57,000.00 with the vendor being established for this purpose. This purchase has been reviewed and approved by the Technology Department.

Emergency: It is requested that this Ordinance be handled in an emergency manner to allow the immediate transfer of funds to cover the Divisions need to purchase the Unix server and to allow the Department of Technology to operate without interruption.

FISCAL IMPACT: funds are being transferred within the same fund therefore, there is no net fiscal impact of this action.

TitleTo authorize the City Auditor to transfer appropriations within the Department of Technology, information services fund to align budget authority with projected expenditure; to authorize the Finance Director ~~Director of the Department of Technology~~ to establish a purchase order for the purchase of a Unix server, on behalf of Building Development Services Division being established through an formal bid process for this purpose; to authorize the expenditure of \$57,000.00 or so much thereof as may be needed from the information services fund; and to declare an emergency. (\$57,000.00)

Body

WHEREAS, the Department of Technology (DoT) has a need to purchase a Unix server, on behalf of the Building Development Services Division, to store data associated with the One Stop Shop (Accela Enterprise) permit software; and

WHEREAS, this software is used to issue permits, track contractors, collect receipts and coordinate plan review among the various divisions involved in the One Stop Shop. Because the operation of the One Stop Shop represents a critical business process for the city and generates annual revenue, the data has a need to be stored on a production server with a backup server ready for failover; and

WHEREAS, DoT will execute a formal bid process, through the Purchasing Office. This process will facilitate the bid award on the basis of lowest, best, most responsive and most responsible bid evaluation criteria; and

WHEREAS, This ordinance authorizes the Finance Director ~~Director of the Department of Technology~~ to establish a purchase order; and

WHEREAS, anticipated expenditures for the purchase of a Unix server necessitates the transfer of funds within the Department of Technology, information services fund; and

WHEREAS, available appropriation is available and can be transferred for this purchase;

WHEREAS, an emergency exists in the usual daily operations of the City in that it is immediately necessary to transfer appropriation within the Department of Technology, information services fund, to allow for the purchase of a Unix server, and allow the Department of Technology to operate without interruption, for the immediate preservation of the public health, peace, property, safety, and now, therefore,

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

SECTION 1. That the City Auditor be and hereby authorized and directed to transfer \$57,000.00 within the Department of Technology, information services fund as follows:

FROM:

Dept./Div.:47-01|Fund: 514|Subfund: 240|OCA: 514240|Object Level 1: 03| Object Level 3: 3336| Amount: \$57,000.00

TO:

Dept./Div.:47-01|Fund: 514|Subfund: 240|OCA: 514240|Object Level 1: 06| Object Level 3: 6649| Amount: \$57,000.00

SECTION 2. That the Finance Director ~~Director of the Department of Technology~~ be and hereby is authorized to establish a purchase order for the purchase of a Unix server per the terms and conditions being established through an formal bid process, by the Purchasing Office for this purpose.

SECTION 3. That the expenditure of \$57,000.00 or so much thereof as may be needed be and hereby is authorized from fund 514, the information service fund, sub-fund 240, Department No. 47-01, Technology Department, Object Level One Code 06, Object Level Three Code 6649 and OCA Code 514240 to pay the cost thereof.

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: 2085-2004

Drafting Date: 11/11/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThe Information Services Division wishes to upgrade the Veritas backup system in order to take advantage of existing Storage Area Network (SAN); a device that allows high speed communication and connectivity between servers and storage devices, capabilities within the Department of Technology (DoT) to more efficiently backup and restore system user data, recover more quickly in the event of server failure or other system failures and to take advantage SAN capabilities within the Windows and Exchange 2003 as a result of the system server migration.

The Purchasing Office is in the process of completing a bid for this application to be awarded to the lowest, best, most responsive and most responsible bidder. This ordinance authorizes the Technology Director to establish a purchase order in an amount not to exceed \$29,700.00 with the vendor being established for this purpose.

Fiscal Impact: Funds are available for this purchase within the 2004 information services fund budget for Information Services Division.

Emergency action is requested to secure funding for expected 2004 purchase and to meet council's deadline for legislation.

TitleTo authorize the Director of the Department of Technology to establish a purchase order of the Veritas upgrade for the Information Services Division; to authorize the expenditure of \$29,700.00 or so much thereof as may be necessary from the information service fund and to declare an emergency. (\$29,700.00)

Body

WHEREAS, the Purchasing Office is in the process of completing a bid for the upgrade to the Veritas backup system; and,

WHEREAS, the contract will be awarded on the basis of the lowest, best, most responsive and most responsible bidder criteria; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to authorize the Technology Director to establish a purchase order of this upgrade to the Veritas system for the Information Services Division in order to meet council's legislative deadline for this 2004 purchase, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Technology Director be and hereby is authorized to establish a purchase order of the Veritas system upgrade for the Information Services Division.

SECTION 2. That the expenditure of \$29,700.00 or so much thereof as may be needed be and hereby is authorized from the information services fund, fund 514, subfund 001, Organization 47-02 within the Department of Technology, OCA Code 472417, Object level one Code 03, Object level three code 3369 to pay the cost thereof.

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: 2087-2004

Drafting Date: 11/12/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the City Clerk to enter into a contract with Daystar Computer Systems, Inc. for the continued support and maintenance of Legistar, the city's established citywide electronic system for creating and submitting legislation.

FISCAL IMPACT: Money to be spent from 2001 funds set aside for the development and installation of the Legistar software application (Ord. #2046-01 / Auditor's Certificate #AC011156).

Title

To authorize the City Clerk to enter into a contract with Daystar Computer Systems, Inc. for the support and maintenance of Legistar, the city's established citywide electronic system for creating and submitting legislation; and to authorize the expenditure of \$26,547.50 from the General Permanent Improvement Fund, and to declare an emergency. (\$26,547.50)

Body

WHEREAS, in December 2001, the City entered into a contract with Daystar Computer Systems, Inc. for the planning, design and installation of the Legistar software application, and

WHEREAS, the duties of the City Clerk include receiving, processing and maintaining all legislation submitted to her office for consideration by City Council, and

WHEREAS, the City Clerk desires to enter into this contract with Daystar Computer Systems, Inc. for the support and maintenance of Legistar, the city's established citywide electronic system for creating and submitting legislation, creating and maintaining Council Agendas and Journals, recording Council votes, and assisting in the production of the City Bulletin, and

WHEREAS, the City has seen a great benefit to using the application and has translated into real dollar savings totaling over \$120,000 per year for the Clerk's Office alone,

WHEREAS, all City departments and offices have benefited greatly from using the application and have realized considerable time savings in processing legislation, and

WHEREAS, entering into the said contract with Daystar will allow the City to continue to receive support and quarterly updates and/or upgrades for the Legistar software application, and

WHEREAS, this Legistar support and maintenance contract between the City and Daystar Computer Systems, Inc. will last for a 14-month period from December 1, 2004 until January 31, 2006, and

WHEREAS, the Legistar software is proprietary and requires unique support and maintenance that is offered by a sole-source provider, Daystar Computer Systems, Inc., and

WHEREAS, an emergency exists in the daily operation of the City Clerk's Office in that it is immediately necessary to enter into a service and maintenance contract with Daystar Computer Systems, Inc. to avoid interruption in 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 City Clerk be and is hereby authorized to enter into an agreement with Daystar Computer Systems, Inc. for the support and maintenance of Legistar.

SECTION 2. That the sum of \$26,547.50 be and hereby is authorized to be expended from City Council, Department 20-01, OCA Code 200015, Fund 748, Object Level One 06, Object Level Three 6655, General Permanent Improvement Fund.

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

Legislation Number: 2095-2004

Drafting Date: 11/12/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

EXPLANATION

BACKGROUND: This project will provide for the renovation of one (1) low service vertical turbine spare pump bowl assembly located at the Dublin Road Water Plant. Unit is to be retrofitted with a new impeller (supplied by the City of Columbus). Reconditioning shall be in accordance with applicable standards per manufacturer's original specifications. The procurement of this contract was conducted in accordance with Section 329.09. One bid was received and opened at the office of the Director of Public Utilities on November 10, 2004. The one bid received was submitted by Moody's of Dayton, Inc., 335 Hosack Street, Columbus, Ohio 43207.

BIDDER	AMOUNT
Moody's of Dayton, Inc.	\$60,455.00

EMERGENCY PROVISION: This Ordinance is submitted as an emergency due to the need for redundancy in pumps due to increased pump failure and reduced efficiency resulting from nearby construction projects, and 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: \$130,000 was budgeted for this project.
CONTRACT COMPLIANCE NUMBER: 31-0641203

Title

To authorize the Director of the Department of Public Utilities to enter into a contract with Moody's of Dayton, Inc. for the DRWP Low Service Spare Pump Bowl Reconditioning, for the Division of Water, and to authorize the expenditure of \$60,455.00 from the Water System Operating Fund and to declare an emergency. (\$60,455.00)

Body

WHEREAS, the Director of Public Utilities did receive and open bids on November 10, 2004 for the DRWP Low Service Spare Pump Bowl Reconditioning, for the Division of Water, Department of Public Utilities, and

WHEREAS, a satisfactory low bid has been received, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into a Contract with Moody's of Dayton, Inc. for the DRWP Low Service Spare Pump Bowl Reconditioning, for the Division of Water, due to increased pump failure and reduced efficiency resulting from high pump capacity and increased silt and sand resulting from near by bridge construction, and so as to allow the financial transaction to be posted in the City's accounting system as soon as possible, 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. The Director of Public Utilities be and is hereby authorized to enter into a Contract with Moody's of Dayton, Inc., in the amount of \$60,455.00 for DRWP Low Service Spare Pump Bowl Reconditioning, for the Division of Water, Department of Public Utilities, on the basis of the lowest responsive and responsible bid received on November 10, 2004.

Section 2. That for the purpose of paying the cost of the contract the sum of \$60,455.00, or as much thereof as may be needed, be and the same is hereby authorized from Water System Operating Fund, Fund No. 600, Department 60-09, Index Code 602425, Object Level 3 3372, to pay the cost thereof.

Section 3. The City Auditor is hereby authorized and directed to transfer funds from within the Water System Operation Fund, Fund No. 600, Department of Public Utilities, Division of Water, as follows:

From:	Fund No. 600,	OCA 602672,	Object Level 3 6670,	\$60,455.00
To:	Fund No. 600,	OCA 602425,	Object Level 3 3372,	\$60,455.00

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

Legislation Number: 2096-2004

Drafting Date: 11/12/2004

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation**BACKGROUND:** This Ordinance authorizes the Finance Director ~~the Department of Technology~~, for the

Department of Technology, on behalf of the Transportation Division, to establish a purchase order for replacement computers from a pre-established UTC (FL001696 expiration 03-31-2006), with Resource One. The existing equipment is utilized by division personnel for roadway and traffic engineering, operations and maintenance purposes, construction inspection, and One Stop Shop (including use of the Accela Permitting System). The equipment to be replaced is over four years old and has reached a critical point where performance issues now exist in using old computers to run current computer software and applications. This purchase will eliminate any computer-related performance problems and will allow Transportation to continue its efforts.

FISCAL IMPACT: Funds are budgeted and available in the 2004 Department of Technology internal service fund budget to cover this purchase in the amount of \$25,000.

CONTRACT COMPLIANCE: 311419297 Expiration: 03/09/2007

EMERGENCY: There is an immediate need to expedite payment to the vendor for this purchase.

Title To authorize the Finance Director, for the Department of Technology, ~~Director of the Department of Technology~~, on behalf of Transportation Division to purchase replacement computers from Resource One; to authorize the expenditure of \$25,000.00 from the Department of Technology, internal service fund; to declare an emergency. (\$25,000.00)

Body

WHEREAS, computer equipment utilized by the Transportation Division is more than four years old and has reached a critical point where performance issues now exist in using old computers to run current computer software and applications; and

WHEREAS, this purchase will eliminate any computer-related performance problems and will allow Transportation to continue with roadway and traffic engineering, operations and maintenance, construction inspection, and One Stop Shop efforts; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it immediately necessary to purchase replacement computer equipment with an upgraded operating system, from an established UTC with Resource One, allowing for uninterrupted daily operations, thereby protecting 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 Director for the Department of Technology, ~~Director of the Department of Technology~~, on behalf of the Transportation Division be and is hereby authorized to purchase replacement computer equipment, from a UTC with Resource One.

SECTION 2: That the expenditure of \$25,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.: 47-59|Fund:514|SubFund: 599|OCA Code: 514599|OBJ. Level 1: 02|OBJ. Level 3: 2193|Amount: \$6,000.00|

Div.: 47-59|Fund:514|SubFund: 265|OCA Code: 514265|OBJ. Level 1: 02|OBJ. Level 3: 2193|Amount: \$19,000.00|

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 fore 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: 2098-2004

Drafting Date: 11/15/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and Federal Identification number for contract number FL002113 for the purchase of Automotive Lighting Parts for the Fleet Management. This ordinance authorizes the assignment of all past present and future business done by the City of Columbus with Bound Tree Medical LLC, FID 311739487 to Parr Public Safety Equipment Inc. FID 201619573.

- 1. Amount of additional funds:** No additional funds are necessary to modify the option contract.
- 2. Reason additional needs were not foreseen:** The current supplier has sold the vehicle equipment supply division.
- 3. Reason other procurement processes not used:** The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.
- 4. How cost was determined:** Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional is required to modify the option contract. The Fleet Management Division must set aside their own funding for their estimated expenditures.

In order to maintain an uninterrupted of services to City agencies using this Universal Term Contract, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify past, present and future purchase orders with Bound Tree Medical LLC, for Automotive Lighting Parts to Parr Public Safety Equipment Inc. and to declare an emergency.

Body

WHEREAS, the Finance/Purchasing Office established the contract with Bound Tree Medical LLC for the option to purchase Automotive Lighting Parts; and

WHEREAS, Bound Tree Medical LLC sold the vehicle equipment supply division to Parr Public Safety Equipment Inc. Parr Public Safety Equipment Inc. has agreed to honor the past, present and future purchase orders established from contract number FL002113, and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to modify contract number FL002113 to avoid interruption of 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 Director be and is hereby authorized and directed to modify contract FL002113 and all past, present and future purchase orders pursuant to that contract to reflect the change of the company name and FID number from Bound Tree Medical LLC. #311739487 to Parr Public Safety Equipment Inc., #201619573.

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

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

Legislation Number: 2099-2004

Drafting Date: 11/15/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To establish a contract for the option to purchase Jeffery Flocculator Parts for the Water Division, the largest user. The term of the proposed option contract will be three years with an option to renew for one additional year if mutually agreed. Contract expiration date is December 31, 2007.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001290). Formal bids were opened on September 30, 2004. Thirty seven (MAJ:36, M1A:1, F1:0) bids solicited,;two (MAJ:2) bid received.

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

The Henry P. Thompson Co. : CC# 31-0515994#

Total Estimated Annual Expenditure: \$ 50,000.00

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery database.

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

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

Title

To authorize and direct the Finance Director to enter into a contract for an option to purchase Jeffery Flocculator Parts, with The Henry P. Thompson Co., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 30, 2004 and selected the lowest, responsive, responsible and best bid; 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, the Water Division uses Jeffery Flocculator Parts for maintenance of equipment which are essential to the chemical mixing process of water purification; and

WHEREAS, this ordinance is being submitted for consideration as an emergency measure to ensure that the City continues to maintain water purification in order to insure a better environment for our community without interruption

because without emergency action, no less than thirty-seven days will be added to the procurement cycle and that timing puts the availability of supplies at risk; and

WHEREAS, an emergency exists in the usual daily operation of the Water Division in that it is immediately necessary to enter into a contract for an option to purchase Jeffery Flocculator Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Jeffery Flocculator Parts in accordance with Solicitation No. SA001290 as follows:

The Henry P. Thompson Co.; All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reasons 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: 2101-2004

Drafting Date: 11/15/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To establish a contract for the option to purchase Basin Collector Parts for the Water Division, the largest user. The term of the proposed option contract will be three years with an option to renew for one additional year if mutually agreed. Contract expiration date is December 31, 2007.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. **SA001289**). Formal bids were opened on September 30, 2004. Thirty three (MAJ:30, M1A:1, F1:2) bids solicited,; one (MAJ:1) bid received.

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

USFilter Envirex Products : CC# 341545942

Total Estimated Annual Expenditure: \$ 150,000.00

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery database.

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

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

Title

To authorize and direct the Finance Director to enter into a contract for an option to purchase Basin Collector Parts, with USFilter Envirex Products, to authorize the expenditure of one dollar to establish the contract from the

Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 30, 2004 and selected the lowest, responsive, responsible and best bid; 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, the Water Division uses Basin Collector Parts for maintenance of equipment which are essential to the water plant infrastructure; and

WHEREAS, this ordinance is being submitted for consideration as an emergency measure to ensure that the City continues to maintain water plant processing procedures in order to insure a better environment for our community without interruption because without emergency action, no less than thirty-seven days will be added to the procurement cycle and that timing puts the availability of supplies at risk; and

WHEREAS, an emergency exists in the usual daily operation of the Water Division in that it is immediately necessary to enter into a contract for an option to purchase Basin Collector Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Basin Collector Parts in accordance with Solicitation No. SA001289 as follows:

USFilter Envirex Products; All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reasons 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: 2105-2004

Drafting Date: 11/15/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Automobiles for Fleet Management. The term of the proposed option contract would be one (1) year. Contract is through August 31, 2005. The Purchasing Office opened formal bids on November 11, 2004.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001332 GRW. Forty eight (MAJ:47, MBE:1, FBE:0) bids were solicited; four (MAJ:4, MBE:0, FBE0) bids were received.

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

Byers Chevrolet LLC, MAJ, CC#314139860, \$232,166.00

32 Ford Mercury Inc., MAJ, CC#311285506, \$145,553.00

No award will be made for items 3, 7, 8 and 9.

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

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

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

Title

To authorize and direct the Finance Director to enter into two contracts for the option to purchase Automobiles with Byers Chevrolet LLC and 32 Ford Mercury Inc. to authorize the expenditure of two dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on November 11, 2004 and selected the lowest, responsive, responsible and best bids; and

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

WHEREAS, in order to establish a supply matrix to provide safe vehicles for city employees as soon as possible for the purchase of Automobiles, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract(s) for an option to purchase Automobiles, 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 Director be and is hereby authorized and directed to enter into the following contract(s) for an option to purchase Automobiles in accordance with Solicitation No. SA001332 GRW as follows:

Byers Chevrolet LLC. Items 1, 5 and 6: Amount: \$1.00
32 Ford Mercury Inc. Items 2 and 4. Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 2115-2004

Drafting Date: 11/16/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

The need exists to enter into a Jobs Creation Tax Credit Agreement with Rimrock Corporation. The Ohio Tax Credit Legislation (Section 718.08 of the Ohio Revised Code) authorizing such agreements became effective January 14, 1993 and requires the City to enter a Council-approved agreement between the City and a participating company.

Rimrock Corporation plans to purchase \$250,000 of new machinery and equipment to accommodate expansion. The project will include an investment of \$250,000, retention of 95 (ninety-five) full-time jobs and the creation of 10 (ten) full-time jobs.

The Department of Development recommends a 50%/5 year Jobs Creation Tax Credit.

FISCAL IMPACT:

No funding is required for this legislation.

Title

To authorize the Director of Development to enter into an agreement with Rimrock Corporation for a Jobs Creation Tax Credit of fifty percent (50%) for a period of five (5) years in consideration of a proposed \$250,000 investment, the retention of 95 (ninety-five) new full-time jobs and the creation of 10 (ten) new full-time jobs and to declare an emergency

Body

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, the State of Ohio Tax Credit Authority has granted Rimrock Corporation a 55% 7 year Jobs Creation Tax Credit; and

WHEREAS, pursuant to Section 718.08 of the Ohio Revised Code (the "City Act") a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, the granting of the tax credit by the City for the proposed expansion project by Rimrock Corporation will create 10 (ten) full-time permanent jobs and increase opportunities for employment and strengthen the economy of the city; and

WHEREAS, receiving these tax credits from the State and the City is a critical factor in Rimrock Corporation's decision to go forward with the project; and

WHEREAS, Rimrock Corporation plans to purchase new machinery and equipment to accommodate expansion; and

WHEREAS, the expansion will add approximately \$250,000 in investment within the City; and

WHEREAS, the City desires to enter into such a binding, formal agreement in order to foster economic growth; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contract with Rimrock Corporation for the preservation of public health, peace, property and safety, and Rimrock Corporation must begin hiring new staff immediately, **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 an agreement with Rimrock Corporation for a Jobs Creation Tax Credit of fifty percent (50%) for a period of five (5) years in consideration of a proposed \$250,000 investment, the retention of 95 (ninety-five) new full-time jobs and the creation of 10 (ten) new full-time jobs.
- Section 2.** That the City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax credits is a critical factor in the decision by Rimrock Corporation to go forward with the project.
- 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: 2117-2004

Drafting Date: 11/16/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize and direct the Finance Director to enter into five contracts for the option to purchase Water Meters and Appurtenances with Hersey Meters Co., Badger Meter Inc., AMCO Water Metering Systems Inc., Ohio Water & Waste Supply Co. Inc., and Hughes Supply Inc., to authorize the expenditure of five dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00).

Body

WHEREAS, the Finance/Purchasing Office advertised and solicited formal bids on June 10, 2004 and endorsed the contract award recommendations to the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Finance/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, supplies are low and the old contract has expired; in order to establish a supply matrix as soon as possible for Water Meters and Appurtenances, this ordinance is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Water Division in that it is immediately necessary to

enter into a contract(s) for an option to purchase Water Meters and Appurtenances, 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 Director be and is hereby authorized and directed to enter into the following contract(s) for an option to purchase Water Meters and Appurtenances in accordance with Solicitation No. SA001120 as follows:

Hersey Meters Co., Items 5, 8 - 13, 45 - 60, and 62, in the amount of \$1.00
Badger Meter, Inc., Items 1, 1a, 2 - 4, 4a, 6, 7, 14 - 21, 43 and 61, in the amount of \$1.00
AMCO Water Metering Systems Inc., Items 44 and 63 in the amount of \$1.00
Ohio Water & Waste Supply Co. Inc., Items 28 - 30, and 32 - 34, in the amount of \$1.00
Hughes Supply Inc., Item 31 in the amount of \$1.00

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

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

Legislation Number: 2120-2004

Drafting Date: 11/16/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

TitleTo authorize the Department of Technology Director to modify and extend a contract with Mount Carmel Health Systems, for software license and support, associated with the Medial Manager application, on behalf of the Columbus Health Department; to authorize the expenditure of \$44,000.00 from the Department of Technology's internal services fund. ; ~~and to declare an emergency (\$44,000.00)~~

Body

WHEREAS, this legislation authorizes the Director of the Department of Technology to modify and extend a contract, associated with purchase order EL003835, for software license and support services, for the Medical Manager software application, provided by Mount Carmel Health Systems, on behalf of the Columbus Health Department; and

WHEREAS, in May 2002, the city's IT capital investment advisory panel approved the clinic application proposal for implementation and funding; and

WHEREAS, Medical Manager is a critical application that enables the Columbus Health Department the ability to operate five major clinical operations which provides an extensive array of services, such as patient registration, appointment scheduling, monitoring and tracking of patient test results, processing of medical records, and generation of reports to help manage clinic operations; and

WHEREAS, this modification will extend the contract with an expiration date of March 31, 2006, in the amount of \$44,000.00; **now, therefore and**

~~**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to modify and extend a contract with Mount Carmel Health Systems, for software license and support of a clinical application 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 Department of Technology Director be and is hereby authorized to modify and extend a contract with Mount Carmel Health Systems, for software license and support, for the Medical Manager application, on behalf of the Columbus Health Department.

SECTION 2. That the expenditure of \$44,000.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-01|**Fund:** 514|**Subfund:** 010|**OCA Code:** 500147|**Obj. Level 1:**03|**Obj. Level 3:** 3369|**Amount:** \$44,000.00

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

Legislation Number: 255X-2004

Drafting Date: 11/12/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Background:

The following is a resolution to declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the **Upper Scioto West S.S.S. Hayden Run Area Project**.

Fiscal Impact:

N/A

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels 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.

Title

To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the **Upper Scioto West S.S.S. Hayden Run Area Project**, and to declare an emergency.

Body

WHEREAS, the City of Columbus is engaged in the **Upper Scioto West S.S.S. Hayden Run Area Project**; and,

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to declare the necessity and intent to appropriate permanent 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 RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent easements in, over, under and through the following described real estate necessary for the **Upper Scioto West S.S.S. Hayden Run Area Project, (reference number CC-13376)**, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

PERPETUAL SUB-SURFACE SEWER UTILITY EASEMENT

(Below elevation 933.0 (NAVD 88))

Situated in the State of Ohio, County of Franklin, Township of Washington, Virginia Military Survey Number 3453 and being part of the railroad right-of-way for Conrail and described as follows:

Beginning at the southeasterly corner of Parcel 2 Third Tract as shown in the deed to Betty S. Patch of record in Deed Book 3684, Page 607 (all references refer to the records of the Recorder's Office, Franklin County, Ohio), the northeasterly corner of that 161.25 acre tract conveyed to Rings Farms Ltd. of record in Instrument Number 199901050002791, in the westerly right-of-way line for said railroad;

Thence N 39° 15' 59" W, with said westerly railroad right-of-way line, a distance of 17.75 feet;

Thence S 87° 14' 43" E, across said railroad right-of-way, a distance of 88.84 feet to the easterly right-of-way line for said railroad;

Thence S 39° 15' 59" E, with said easterly railroad right-of-way line, a distance of 59.15 feet;

Thence S 83° 02' 04" W, across said railroad right-of-way, a distance of 78.08 feet to the westerly right-of-way line for said railroad;

Thence N 39° 15' 59" W, with said westerly railroad right-of-way line, a distance of 59.15 feet to the Point of Beginning and **containing 0.103 acre**, more or less.

Said easement shall lie below the elevation of 933.0 (NAVD 88).

EMH&T, Inc., John C. Dodgion, Registered Surveyor No. 8069.

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 state 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: 261X-2004

Drafting Date: 11/23/2004

Version: 1

Current Status: Passed

Matter Type: Resolution

Explanation

Title

To recognize Ed Honton's civic contributions as a leading advocate of bicycling.

WHEREAS, Ed Honton is one of Columbus and Ohio's leading advocates of cycling, providing strong support and direction to Columbus in improving cycling opportunities; and

WHEREAS, Ed has worked tirelessly to create the Ohio to Erie Trail, a dedicated bikeway crossing the beautiful state of Ohio through Cincinnati, Columbus, and Cleveland; and

WHEREAS, for decades, Ed has demonstrated a strong spirit of public service, including tenure as the Franklin County Engineer, serving as chair of the Governor's Advisory Committee on Bicycling, working as bicycle administrator at the Ohio Department Of Transportation, and board memberships on countless state and local cycling groups; and

WHEREAS, Ed Honton has long been a key figure in organizing popular cycling events in Ohio, including the Greater Ohio Bike Adventure (GOBA) and the Tour of the Scioto River Valley (TOSRV); and

WHEREAS, Ed has advanced cycling information and opportunities in Ohio through the publication of maps and booklets such as "36 Bike Routes in Central Ohio," the Ohio Department Of Transportation Statewide Bike Routes map, and the "Cross State Bicycling Routes"; and

WHEREAS, Ed Honton has enriched the lives of Central Ohioans through his wisdom, dedication, and foresight; now, therefore

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

That this Council does hereby recognize and honor the civic contributions of Ed Honton.

BE IT FURTHER RESOLVED, that a copy of this resolution be presented to Ed as a token of our esteem.

Legislation Number: 262X-2004

Drafting Date: 11/24/2004

Version: 1

Current Status: Passed

Matter Type: Ceremonial Resolution

Explanation

Title

That we honor and recognize The Junior Leaguers Club, Inc. on their 65th Anniversary

Body

WHEREAS, *The Junior Leaguers Club, Inc., is celebrating their 65th anniversary this year with a formal on Wednesday, November 24, 2004; and,*

WHEREAS, *The Junior Leaguers was founded in 1939 by Connie Banks; and,*

WHEREAS, *The Junior Leaguers have made many significant contributions to the community and have earned the respect and gratitude of countless residents; and,*

WHEREAS, *The fine reputation the club has gained is a credit to the dedicated members who give steadfastly of their time, abilities and enthusiasm; and,*

WHEREAS, *The Junior Leaguers have served the community well. Some noteworthy endeavors are: African Relief; The Martin Luther King Jr. Center; The Neighborhood House; The Ohio State University; United Negro College Fund; Columbus Urban League; St. Paul Food Pantry; Thanksgiving and Christmas food baskets for the needy; various school programs; nursing homes; and they give a scholarship each year to a student to attend college; now therefore,*

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: *that we honor and recognize The Junior Leaguers Club, Inc. on their 65th Anniversary.*

BE IT FURTHER RESOLVED: *that a copy of this Resolution be presented as a token of our esteem.*

Legislation Number: 264X-2004

Drafting Date: 11/24/2004

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation

To create a "workplace partnership for life" between the City of Columbus and the United States Department of Health and Human Services. The creation of the partnership will allow the City to play a significant role in encouraging city employees to "Give the Gift of Life" by donating an organ, tissue, or bone marrow.

To also honor the life and memory of Betty Brzezinski by naming the City of Columbus living donor program in her memory. Ms. Brzezinski's life was touched and prolonged by the contribution of a kidney by her son, Columbus Firefighter Ryan Brzezinski. This selfless act raised awareness of the tremendous need in our community for organ donations and helped encourage the creation and passage in mid-2004 of the living donor employee program.

Title

To create a "workplace partnership for life" between the City of Columbus and the United States Department of Health and Human Services, and to name the City of Columbus Living Donor Leave program the "Betty Brzezinski Living Donor Leave Program" in her loving memory.

Body

WHEREAS, over 80,000 individuals living in the United States are currently in need of an donated organ or bone marrow, and

WHEREAS, the City of Columbus will join over 125 cities throughout the United States and create a "Workplace Partnership for Life" with the United State Department of Health to promote and raise awareness to city employees the importance of donating organs and bone marrow, and

WHEREAS, the City of Columbus will take an active role in promoting the importance of becoming an organ donor to city employees, and

WHEREAS, Ryan Brzezinski did a selfless and loving act through the donation of a kidney to his mother, Betty Brzezinski, and

WHEREAS, Betty Brzezinski's life was touched and prolonged by this selfless act, and

WHEREAS, in memory of Betty Brzezinski, the City's living donor employee leave program will be named in her honor, now, therefore

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

SECTION 1. That the City of Columbus will hereby join with the United States Department of Health and Human Services and create a "Workplace Partnership of Life."

SECTION 2. That the City of Columbus living donor employee option be renamed to the Betty Bresenski Living Donor Memorial Leave Option.

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://finance.ci.columbus.oh.us/purchasing/openbids/sabids.html>**

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 \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

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 - December 9, 2004 11:00 am

SA001351 - Drug and Alcohol Testing UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus intends to contract for alcohol and drug testing services for City of Columbus employees and pre-employment candidates. The services to be performed are drug and alcohol tests for: reasonable suspicion, random, return-to-duty, post accident, and follow-up. Drug testing is required for pre-employment.

The City estimates that 3,000 tests per year will be performed.

The contractor(s) will furnish the services of a Medical Review Physician (MRP) who is a licensed physician and is familiar with the characteristics of the tests used and the facilities conducting the tests. A minimum of four collection/testing sites located in different quarters of the City is required. At least one site must be available 24 hours a day, seven days a week.

The initial term of the contract shall be for 3 years with an option for a 2 (two) year extension period subject to appropriations. The contract commencement date is April 1, 2005.

The lab performing the drug tests shall be federally certified to do drug testing and shall use an immunoassay which meets the requirements of the Food and Drug Administration for commercial distribution. The facility collecting and testing breath specimens shall hold all legally necessary licenses.

Copies of certifications and licenses must be included in the offeror's proposal.

The contract shall be a Universal Term Contract (UTC), established for \$1.00. As various City departments have needs for the services, they will establish purchase orders, signed by the Finance Director, referencing the terms and conditions of the UTC and requesting the desired service(s) for a specific dollar amount.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: November 12, 2004

SA001361 - Purchase of Headspace Gas Chromatograph

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Division of Police is obtaining bids for the purchase of a Headspace Gas Chromatograph (GC) system to be used for the quantification with a linear dynamic range of alcohol in beverage and biological samples. Delivery will be made to 520 King Avenue, Columbus, Ohio 43201.

1.2 Classification: The purchase will consist of delivery of a gas chromatograph, headspace sampler and controlling data system, installation and training.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215.

ORIGINAL PUBLISHING DATE: November 09, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001363 - Purchase of Vaccines

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Health Department is obtaining bids to establish an option contract(s) for the purchase of various vaccines through March 31, 2008. Items will be delivered to 240 Parsons Avenue, Columbus, Ohio 43215.

1.2 Classification: Vaccines to be bid are: Pediatric DT, Hepatitis A, Hepatitis B, Hepatitis A/B, Immune Globulin, Influenza, Meningococcal, MMR, Pneumococcal Conjugate (PCV7), Pneumococcal Polysaccharide (PPV23), and Varicella. Awards could potentially be made to multiple suppliers.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215.

ORIGINAL PUBLISHING DATE: November 12, 2004

SA001364 - REFUSE COLLECTION/FRONT BOX TRUCKS

1.1 Scope: It is the intent of the City of Columbus, Refuse Collection Division, to obtain formal bids to establish a contract for the purchase of Front Box Refuse Collection Trucks for use in the daily operations of the Refuse Collection Division.

1.2 Classification: Bids will be received for the truck cab and chassis/body and equipment and completed units. There is a local vendor requirement as part of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: November 12, 2004

SA001365 - REFUSE COLLECTION/MANUAL SIDE LOADERS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Refuse Collection Division, to obtain formal bids to establish a contract for the purchase of manual side loading refuse collection trucks for use by the Refuse Collection Division.

1.2 Classification: We will receive bids for cabs and chassis/body and equipment/and complete units. There is a local vendor component to this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: November 12, 2004

BID OPENING DATE - December 13, 2004 11:00 am

SA001371 - HEALTH - OH&SP REFERENCE LAB SERVICES

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

NOTICE OF REQUEST FOR PROPOSALS

Reference Laboratory Services

The Health Department of the City of Columbus, Ohio has a need to contract for reference laboratory services for the testing of medical specimens for the Occupational Health and Safety Program for the three-year period January 1, 2005 through December 31, 2007. Specimens are generated by employees of various departments within the City of Columbus.

To receive a Request for Proposals for "Reference Laboratory Services," please contact:

Ms. Isabella Treece
Columbus Health Department
Occupational Health and Safety Program
240 Parsons Avenue, Room 202
Columbus, OH 43215
Ph# 645-3278 / Fax # 645-7965

Proposals will be accepted at the Occupational Health and Safety Program, 240 Parsons Ave., 2nd Floor - Room 202, Columbus, OH 43215, Attention: Isabella Treece, until 11:00 a.m., December 13, 2004.

Equal Opportunity: Providers interested in submitting a proposal are reminded that professional services contracts shall conform to the requirements of Columbus City Codes, Title 39, the City's Affirmative Action Code.

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, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

Request For Proposals
Reference Laboratory Services
Occupational Health & Safety Program

I. Project Description:

The Occupational Health & Safety Program of the Columbus Health Department, Environmental Health Cluster, has a need to contract for reference laboratory services for the testing of medical specimens for the period January 1, 2005 through December 31, 2007. These specimens are generated by the Occupational Health Clinic, which provides occupational health services to City agencies.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

II. Occupational Health Service Requirements:

A. Testing services may take place at the following locations:

1. Columbus Health Department
Occupational Health and Safety Program
240 Parsons Ave., 2nd Floor, Room 202
Columbus, Ohio 43215
2. On-site testing at various City agency locations as needed

B. On a yearly basis, we estimate that one thousand five hundred (1,500) tests and/or profiles will be ordered. The attached list is the estimated volume of the most ordered tests, however, our tests required will not necessarily be limited to this list (see Attachment 1).

C. Specimens will be picked up at the Occupational Health and Safety Program on the day of specimen collection. On-site specimen collection and pick-up shall be available as arranged prior to event.

D. The reference lab will provide and install at no charge a teleprinter for receiving lab reports. Consolidated final test results shall be sent by teleprinter as soon as possible to the Occupational Health and Safety Program. If an interim report is desired, delivery of such reports shall be available as arranged. Significantly abnormal results are to be reported as soon as possible by telephone.

E. The reference lab will supply all necessary supplies for the collection and transport of specimens.

F. The reference lab will supply phlebotomy services for on-site specimen collection as necessary or required, with 3 to 4 days notice.

G. The reference lab will provide training, orientation, and/or consultation as needed at each site (e.g. proper collection of specimens and marking of requisitions).

H. The reference lab will supply monthly activity reports for the Occupational Health and Safety Program.

I. The reference lab will supply a monthly invoice by patient.

J. The reference lab will notify us immediately in writing of any change in process, method, or range of any test for which we contract.

K. The reference lab will make available to us the Laboratory Chief Toxicologist for consultation with the Occupational Health Physician whenever necessary (Monday - Friday 9 a.m. - 5 p.m.).

L. All Biological Monitoring tests must be done in conjunction with a Quality Control Lab.

M. The reference lab will supply information as to its accreditation and its participation in proficiency testing programs. You may be required to supply copies of these accreditation results.

N. The reference lab will supply a list of local references.

O. If awarded the contract, a contract compliance number must be obtained from the City of Columbus

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Equal Business Opportunity Office and an affidavit must be completed. The necessary forms are included in the bid proposal packet.

P. The reference lab should indicate on their proposal, individual price per test as shown on Attachment 1 for Calendar Years 1, 2, and 3. No changes in costs can be made during the contract period with Occupational Health although reference lab price changes may be done at different periods.

III. Evaluation Criteria

The evaluation criteria for the awarding of this contract shall include:

- A. The competence of the bidder to perform the required services as indicated by the bidder's personnel, equipment, and facilities.
- B. The quality and feasibility of the bidder's technical proposal.
- C. The ability of the bidder to meet any Lab accreditation requirements that the Occupational Health and Safety Program may have.
- D. Past performance of the bidder as reflected in evaluations by the Occupational Health and Safety Program and/or other previous clinic of the bidder with respect to such factors as quality of work and success in meeting deadlines.
- E. The cost of pricing structure of the bidder's proposal.
- F. Accreditation requirements:
 American College of Pathologists (minimum of 5 years)
 DHHS Certification
 OSHA Certification (CDC Certification) for Blood Lead Testing
 Quality Control Lab for Biological Monitoring (documentation required)
 CLIA Certification

ATTACHMENT 1

TEST	VOLUME
Comprehensive Metabolic Profile (includes albumin, alkaline phosphatase, AST, bicarbonate, total bilirubin, BUN, calcium, creatinine, glucose, potassium, total protein, sodium, A/G ratio, BUN/creatinine ratio, calculation globulin)	1,000
CBC & Differential	100

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Urinalysis with microscopic examination, if appropriate	100	
Lead, Blood	75	
Zinc Protoporphyrin	75	
Anti HAV total	50	
Methyl Hippuric Acid, Urine	20	
Cholinesterase, Plasma and RBC	125	
Reticulocyte Count	20	
Heavy Metal Screens (Lead, Arsenic, Mercury)	25	
Total Cholesterol	1,000	
Lipid Panel (including total cholesterol, LDL cholesterol (calculated), VLDL cholesterol (calculated), HDL cholesterol, triglycerides)	90	
Blood glucose	90	
Hepatitis B Antibody	150	

ORIGINAL PUBLISHING DATE: November 24, 2004

BID OPENING DATE - December 14, 2004 3:00 pm

SA001367 - FMD - RENOV. WALK-IN FREEZER POLICE PROP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF THE WALK-IN FREEZER AT THE
COLUMBUS POLICE PROPERTY ROOM

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, December 14, 2004 for RENOVATION OF THE WALK-IN FREEZER AT THE COLUMBUS POLICE PROPERTY ROOM. The work for which bids are invited consist of installation and preparation for a new walk-in freezer for police evidence.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Tuesday, November 23, 2004. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF THE WALK-IN FREEZER AT THE COLUMBUS POLICE PROPERTY ROOM.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

PRE-BID MEETING

A pre-bid meeting will be held Monday, November 29, 2004 at 9:00 a.m., at 1250 Fairwood Avenue, Police Property Room, Columbus, Ohio 43206. A walk thru of the area will take place after the pre-bid meeting.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: November 18, 2004

BID OPENING DATE - December 15, 2004 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001369 - POWER LINE CLEARANCE

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, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on December 15, 2004 and publicly opened and read at the hour and place for Power Line Clearance. The work for which proposals are invited consists of furnishing all labor, material and equipment for tree trimming around Distribution and Street Lighting circuits and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans are on file and are available to prospective bidders through the office of the Division of Electricity, 3568 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Power Line Clearance.

PROPOSAL GUARANTY

No Proposal will be considered unless accompanied by a bond or certified check drawn on a solvent bank made payable to the City of Columbus, Ohio in an amount not less than ten percent of the Bidder's Proposal, conditioned upon execution of the Contract and furnishing of a performance and payment bond in the event the Contract is awarded to the Bidder. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and/ or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

CITY BULLETIN DATES

- 1) November 27, 2004
- 2) December 4, 2004

BID PACKAGES WILL BE AVAILABLE FOR PURCHASE, MONDAY, NOVEMBER 29, 2004.
ORIGINAL PUBLISHING DATE: November 18, 2004

BID OPENING DATE - December 30, 2004 11:00 am

SA001339 - MCAFEE ANTI-VIRUS LICENSES AND SUPPORT

1.0 Scope and Classification

1.1 Scope

1.1.1 The City of Columbus, Ohio, Department of Technology (Dot) is requesting proposals from bidders for the McAfee Security suite. DoT will be implementing an Enterprise anti-virus solution, including Webshield Appliance and Spamkiller software, Media and Documentation.

1.1.2 The duration of the contract will thru and including January 30, 2007. The start date will be based on the date on the executed contract page. This contract may be renewed on its anniversary date for up to two, one additional year beyond the initial term contingent upon mutual agreement of both parties.

1.2 Classification

1.2.1 The contract will also include support and maintenance for hardware purchased under this contract for the period as stated in 1.1.2.

ORIGINAL PUBLISHING DATE: December 01, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001372 - CISCO EQUIPMENT AND RELATED SERVICES

1.1 Scope:

1.1.1 The City of Columbus (City), Department of Technology/ Telecommunications (DoT) is seeing offers for Cisco networking, hardware, software, Smartnet maintenance services, and various engineering services to be purchased by the City of Columbus (City) for the use in the daily operations at various locations throughout the City. The City, a local government agency, is interesting in continuing to not only upgrade present infrastructure but to also continue to network remote locations as needed.

1.1.2 For the equipment, software and related Smartnet maintenance services, the City is seeking a catalog bid in order to purchase networking equipment, software and related services.

1.1.3 For the engineering services the City is seeking an hourly rate. The engineering services will be utilized to support the DoT and other city agencies on an as needed basis.

1.1.4 The contract will be for a period of three years with two, one year extensions upon agreement by both parties.

ORIGINAL PUBLISHING DATE: November 30, 2004

Public Notices

City of Columbus
City Bulletin Report

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

Legislation Number: PN0014-2004

Drafting Date: 04/07/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Regular Monthly Business Meeting - Historic Resources Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meeting of the Historic Resources Commission will be held on the following dates in 2004 from 12 noon - 1:00 P.M. AT 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

April 8

May 13

June 10

July 8

August 12

September 9

October 14

November 11

December 9

Legislation Number: PN0015-2004

Drafting Date: 04/07/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Regular Monthly Business Meeting - Italian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meeting of the Italian Village Commission will take place on the following dates in 2004 from 8:00 am - 9:00 am, AT 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

April 13
May 11
June 8
July 13
August 10
September 14
October 12
November 9
December 14

Legislation Number: PN0016-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2004 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD

Contact Name: Kimberlee A. Malone

Contact Telephone Number: (614) 645-8366

Contact Email Address: kamalone@columbus.gov

Body

The regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section 750 Piedmont Rd (**South Entrance**), Columbus, OH 43224.

The Dates are as follows*:

January 29, 2004

February 26, 2004

March 25, 2004

April 29, 2004

May 27, 2004

June 24, 2004

July 29, 2004

August 26, 2004

September 30, 2004

October 28, 2004

November 25, 2004 (Tentative)

December 30, 2004 (Tentative)

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings.

*To confirm meeting dates, please contact The License Section Office:

Telephone: (614) 645-8366

Fax: (614) 645-8912

Vehicle For Hire Board

c/o License Section

750 Piedmont Road
Columbus, Ohio 43224

Legislation Number: PN0017-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2004 CALENDAR FOR THE COLUMBUS CHARITABLE SOLICITATIONS BOARD

Contact Name: LINDA YOUNG, RECORDING SECRETARY

Contact Telephone Number: (614) 645-7471 FAX: (614) 645-8912

Contact Email Address: LKYOUNG@COLUMBUS.GOV

Body

2004 CALENDAR FOR THE COLUMBUS CHARITABLE SOLICITATIONS BOARD

November 13, 2003

December 11, 2003

January 15, 2004

February 19, 2004

March 18, 2004

April 15, 2004

May 20, 2004

June 17, 2004

July 15, 2004

August - NO MEETING

September 16, 2004

October 21, 2004

November 11, 2004 (tentative)

December 9, 2004 (tentative)

NOTICE: Meetings are scheduled for 10:00 a.m. in the License Section , 750 Piedmont Road (**South Entrance**), Columbus, OH 43224. Applications arriving less than 10 days prior to the scheduled meeting date will appear on the following month's agenda. If you have any questions, please feel free to contact us. Additional information may be obtained by visiting our website at:

www.publicsafety.ci.columbus.oh.us/license.htm

Legislation Number: PN0018-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Regular Monthly Meeting - German Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meetings for the German Village Commission will take place on the following dates in 2004 from 12 noon - 1:00 P.M., at 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

March 30
April 27
May 25
June 29
July 27
Sept. 7
October 26
November 30
December 28

Legislation Number: PN0019-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Victorian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Victorian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

December 26, 2003
January 29, 2004
February 26, 2004
March 25, 2004
April 29, 2004
May 27, 2004
June 24, 2004
July 29, 2004
August 26, 2004
September 30, 2004
October 28, 2004

November 26, 2004
December 30, 2004

Hearing Dates

January 8, 2004
February 12, 2004
March 11, 2004
April 8, 2004
May 13, 2004
June 10, 2004
July 8, 2004
August 12, 2004
September 9, 2004
October 14, 2004
November 11, 2004
December 9, 2004
January 13, 2005

Legislation Number: PN0020-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - German Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the German Village Commission will be held on the dates listed below at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

December 23, 2003
January 20, 2004
*February 24, 2004
March 23, 2004
April 20, 2004
May 18, 2004
June 22, 2004
July 20, 2004
August 31, 2004
September 21, 2004
October 26, 2004
November 23, 2004
December 21, 2004

Hearing Dates

January 6, 2004
February 3, 2004

March 9, 2004
April 6, 2004
May 4, 2004
June 1, 2004
July 6, 2004
August 3, 2004
*September 14, 2004
October 5, 2004
*November 9, 2004
December 7, 2004
January 4, 2005

*Moved to the second Tuesday of the month due to a holiday or election day.

Legislation Number: PN0021-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Historic Resources Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Historic Resources Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

January 2, 2004
February 5, 2004
March 4, 2004
April 1, 2004
May 6, 2004
June 3, 2004
July 1, 2004
August 5, 2004
September 2, 2004
October 7, 2004
November 4, 2004
December 2, 2004
January 6, 2005

Hearing Dates

January 15, 2004
February 19, 2004

March 18, 2004
April 15, 2004
May 20, 2004
June 17, 2004
July 15, 2004
August 19, 2004
September 16, 2004
October 21, 2004
November 18, 2004
December 16, 2004
January 20, 2005

Legislation Number: PN0022-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Brewery District Commission

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Brewery District Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

December 26, 2003
January 22, 2004
February 19, 2004
March 18, 2004
April 22, 2004
May 20, 2004
June 17, 2004
July 22, 2004
August 19, 2004
September 23, 2004
October 21, 2004
November 18, 2004
December 23, 2004

Hearing Dates

January 8, 2004*
February 5, 2004
March 4, 2004
April 1, 2004
May 6, 2004
June 3, 2004
July 1, 2004

August 5, 2004
September 2, 2004
October 7, 2004
November 4, 2004
December 2, 2004
January 6, 2005

* Moved to the Second Thursday of the month due to a holiday

Legislation Number: PN0023-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Italian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Italian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802. All completed Certificate of Appropriateness applications and required supporting materials must be received in the City of Columbus Historic Preservation Office, 109 N. Front Street, by the specified Application Deadlines in order to be placed on the corresponding Hearing Dates.

Application Deadlines

January 6, 2004
February 3, 2004
March 2, 2004
April 6, 2004
May 4, 2004
June 1, 2004
July 6, 2004
August 3, 2004
September 7, 2004
October 5, 2004
November 2, 2004
December 7, 2004
January 4, 2005

Hearing Dates

January 20, 2004
February 17, 2004
March 16, 2004
April 20, 2004
May 18, 2004
June 15, 2004

July 20, 2004
August 17, 2004
September 21, 2004
October 19, 2004
November 16, 2004
December 21, 2004
January 18, 2005

Legislation Number: PN0083-2004

Drafting Date: 06/14/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title: OFFICIAL NOTICE - CIVIL SERVICE COMMISSION

Notice/Advertisement Title: CIVIL SERVICE COMMISSION COMPETITIVE EXAMINATION ANNOUNCEMENTS

Contact Name: Lois Washnock

Contact Telephone Number: 614.645.7531

Contact Email Address: civil.service@columbus.gov

Body

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 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 office.

Legislation Number: PN0109-2004

Drafting Date: 07/14/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission meeting schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The Italian Village Commission will convene a special working group meeting on the fourth Tuesday of each month from 8:00 - 10:00 AM in the Community Training Center at 109 N. Front Street, Columbus, Ohio. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. To schedule an interpreter, please call 645-8620 or TDD 645-6802 at least 48 hours prior to the meeting.

Dates for 2004:

July 27

August 24

September 28

October 26

November 23

December 28

Legislation Number: PN0143-2004

Drafting Date: 09/03/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Southwest Area Commission Meeting Dates

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btlee@columbus.gov

Body Southwest Area Commission Meetings

Wednesday, September 15, 2004

Wednesday, October 20, 2004

Wednesday, November 17

Wednesday, December 15

Time - 7:00 PM - 9:00 PM

New Horizons Church

1665 Harrisburg Pike

For more information call: Bonita Lee - 645-7964

Legislation Number: PN0169-2004

Drafting Date: 10/08/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

d

Body

The regular meetings of the City of Columbus Records Commission for the calendar year 2005 are scheduled as follows:

Monday, February 7, 2005

Monday, May 9, 2005

Monday, September 26, 2005

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the Mayor's Conference Room. They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7293.

Advertise: 10/2004 to 10/2005

Legislation Number: PN0183-2004

Drafting Date: 10/28/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Schudule - City of Columbus Records Commission

Contact Name: Thamie Freeze

Contact Telephone Number: 614-645-7293

Contact Email Address: tjfreeze@columbus.gov

Body

CITY BULLETIN NOTICE

MEETING SCHEDULE

CITY OF COLUMBUS RECORDS COMMISSION

The regular meetings of the City of Columbus Records Commission for the calendar year 2005 are scheduled as follows:

Monday, February 7, 2005

Monday, May 9, 2005

Monday, September 26, 2005

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the Mayor's Conference Room. They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7293.

Advertise: 10/2004 to 10/2005

Legislation Number: PN0196-2004

Drafting Date: 11/10/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Graphics Commission Meeting Cancellations

Contact Name: Toni Gillum-Boehm

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

There are no agenda items for consideration by the Graphics Commission in November or December, therefore, the next meeting will be held January 18, 2005. An agenda for that meeting will appear the first week of January

Legislation Number: PN0200-2004

Drafting Date: 11/16/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Housing Notice of Funding Availability

Contact Name: Tracy Swanson

Contact Telephone Number: 614-645-1819

Contact Email Address: tswanson@columbus.gov

Body

NOTICE OF FUNDING AVAILABILITY (NOFA)

The City of Columbus, Department of Development, Housing Division is requesting proposals from interested developers to use available HOME Investment Partnerships funds for rental housing projects affordable to low-income households. Proposed projects must meet the goals and objectives of the City's 2005-2009 Consolidated Plan. Proposals must be submitted no later than 3:00 p.m., Monday, February 7, 2005.

To obtain an NOFA, please contact:

Tracy L. Swanson
City of Columbus
Department of Development
Housing Division
50 West Gay Street, Third Floor
Columbus, OH 43215
(614) 645-1819
e-mail: tswanson@columbus.gov

Legislation Number: PN0202-2004

Drafting Date: 11/23/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Hearing Schedule for Mayor's Proposed 2005 Annual Operating Budget

Contact Telephone Number: (614) 645-7380

Body**November 29, 2004**

2005 Budget Briefing by City Auditor/Mayor's Chief-of-staff

Open to the Public

2:00 p.m. to 4:00 p.m.

Council Conference Room (#226)

90 West Broad Street, 2nd Floor

December 8, 2004

Public Hearing: 2005 Budget

5:00 p.m.

Council Chambers

90 West Broad Street, 2nd Floor

December 16, 2004 (TENTATIVE)

Public Hearing: 2005 Budget

Time to be determined

Council Chambers

90 West Broad Street, 2nd Floor

For more information on the Mayor's Proposed 2005 Annual Operating Budget and to provide comment, please visit www.columbuscitycouncil.org/2005budget

Legislation Number: PN0204-2004

Drafting Date: 11/24/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 12/06/04

Contact Name: Mugsy Reynolds, Deputy City Clerk

Contact Telephone Number: 614-645-8536

Contact Email Address: mmreynolds@columbus.gov

Body

REGULAR MEETING NO. 69

CITY COUNCIL (ZONING)

December 6, 2004

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY

TAVARES THOMAS

0976-2003 To rezone 6208 THOMPSON STREET (43235), being 10.26± acres located at the terminus of Thompson Road, 350± north of State Route 161, From: RR, Rural Residential and LRR, Limited Rural Residential Districts, To: PUD-4, Planned Unit Development District. (*TABLED 5/19/2003 - REQUESTED TO BE DEFEATED AND REPLACED WITH ORDINANCE #1733-2004*)

1733-2004 To rezone 6208 THOMPSON STREET (43235), being 9.06± acres located at the terminus of Thompson Road, 350± feet north of State Route 161, From: RR, Rural Residential and LRR, Limited Rural Residential Districts, To: PUD-4, Planned Unit Development District. (Rezoning # Z01-057)

1748-2004 To rezone 3539 BRICE ROAD (43110), being 44.4± acres located east of the terminus of Mouzon Drive and southwest of the intersection of Chatterton and Brice Roads, From: R, Rural District, To: L-R-2, Limited Residential District (Z04-052).

1945-2004 To rezone 2180 EAKIN ROAD (43223), being 20.88± acres located on the north side of Eakin Road, 120± feet east of Whitethorne Avenue, From: M, Manufacturing, and R, Rural Districts, To: PUD-6, Planned Unit Development District. (Rezoning # Z04-062)

2024-2004 To rezone 5605 BOWEN ROAD (43110), being 17.98± acres located on the west side of Bowen Road, 125± feet north of Canal Highlands Boulevard, From: R, Rural District, To: L-R-2, Limited Residential District (Rezoning # Z04-029).

2034-2004 To rezone 983 EAST MAIN STREET (43205), being 0.23± acres located on the south side of East Main Street, 55± feet east of Gilbert Street, From: ARLD, Apartment Residential District, To: CPD, Commercial Planned Development District (Z00-075).

2076-2004 To rezone 4001 SOUTH HAMILTON (43125), being 2.41± acres located at the southwest corner of South Hamilton Road and Winchester Pike, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District (Z04-059).

1202-2004 To rezone 2888 BETHEL ROAD (43220), being 1.39± acres located on the north side of Bethel Road, 480± feet west of Sawmill Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z04-009)
(*Tabled 11/22/04*)

Legislation Number: PN0205-2004

Drafting Date: 11/30/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 12/13/2004

Contact Name: Mugsy Reynolds, Deputy City Clerk

Contact Telephone Number: 614-645-8539

Contact Email Address: mmreynolds@columbus.gov

Body

REGULAR MEETING NO. 71

CITY COUNCIL (ZONING)

DECEMBER 13, 2004

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY TAVARES THOMAS

1966-2004 To rezone 7601 ALTA VIEW BOULEVARD (43110), being 4.75± acres located on the west side of Alta View Boulevard, 133± feet north of Worthington Woods Boulevard, From: CPD, Commercial Planned Development District, To: L-R-2, Limited Residential District (Rezoning # Z04-060).

2125-2004 To grant a Variance from the provisions of Section 3365.01, M-1, Manufacturing District, of the Columbus City codes for the property located at 2135 JAMES ROAD (43232), to permit an automotive body shop, maintenance, or repair facility in the M-1, Manufacturing District (Council Variance # CV04-032).

2158-2004 To grant a Variance from the provisions of Sections 3365.01, M-1, Manufacturing District; and 3342.28, Minimum number of parking spaces required; of the Columbus City Codes for the property located at 6200 EAST BROAD STREET (43213), to permit office use without concurrent manufacturing use with off-site parking in the M-1, Manufacturing District (Council Variance # CV04-042).

2168-2004 To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1, Apartment residential district use, and 3342.28(A), Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 2334 DELAVAN DRIVE (43219), to permit housing for the elderly in the AR-1, and ARLD, Apartment Residential Districts with a reduction of one required parking space (Council Variance # CV04-040).

2178-2004 To amend Ordinance #1394-2004, passed on July 26, 2004 (Z04-014), for property located at 4980 CENTRAL COLLEGE ROAD (43081), by amending Section 4 of the ordinance to extend the deadline for the City of Columbus to complete an economic development plan and a financing plan for public improvements and services to which this zoning ordinance applies, from 180 days after the ordinance was passed, to June 30, 2005 (Z04-014A).

2182-2004 To amend Ordinance #1403-2004, passed on July 26, 2004 (Z03-104), for property located at 4955 CENTRAL COLLEGE ROAD (43081), by amending Section 4 of the ordinance to extend the deadline for the City of Columbus to complete an economic development plan and a financing plan for public improvements and services to which this zoning ordinance applies, from 180 days after the ordinance was passed, to June 30, 2005 (Z03-104A).

0200-2004 To rezone 5373 CENTRAL COLLEGE ROAD (43081), being 65.16± acres located on the south side of Central College Road, east and west of the Hamilton Road extension, From: L-AR-12, Limited Apartment Residential, L-R-2, Limited Residential, L-R-2F, Limited Residential, and R, Rural Districts, To: L-AR-12, Limited Apartment Residential and CPD, Commercial Planned Development Districts. (Rezoning # Z03-009) (*TABLED 4/5/2004 - REQUESTED TO BE AMENDED*)

Legislation Number: PN0206-2004

Drafting Date: 12/01/2004

Version: 1

Title

Notice/Advertisement Title: Development Commission December Meeting

Contact Name: Cheryl Fields

Contact Telephone Number: 614-645-4522

Contact Email Address: clfields@columbus.gov

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

The Development Commission hearing will be held on Thursday, December 9, 2004 at 757 Carolyn Avenue in the Hearing Room located on the lower level at 6 p.m.

Legislation Number: PN0207-2004

Drafting Date: 12/01/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Property Maintenance Appeals Board December Meeting Agenda

Contact Name: Toni Gillum-Boehm

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

PROPERTY MAINTENANCE APPEALS BOARD

Monday, December 13, 2004

1:00 PM - 757 Carolyn Avenue

Hearing Room

1. Approval of prior meeting minutes
2. Case Number PMA-034

Appellant: Art Shack

Property: 1025 EAST MAIN STREET

Inspector: Mike Huggins

Order #: 04440-04277

3. Case Number PMA-033

Appellant: Gary Fiorucci

Property: 1806 NORTH 4th STREET

Inspector: Sam Harachis

Order #: 04430-00010

NOTE: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Regulations Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call Toni Gillum at 645-5884 or TDD 645-3293.

Legislation Number: PN0208-2004

Drafting Date: 12/01/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission December Meeting Agenda

Contact Name: Barbara Eastman

Contact Telephone Number: 614-645-6416

Contact Email Address: baeastman@columbus.gov

Body

Columbus Building Commission Agenda

December 14, 2004 - 1:00 P.M.

757 Carolyn Avenue

Hearing Room - Lower Level

1. Approval of November 16, 2004 Meeting Minutes
2. Items from the Floor (As Approved by the Board)
3. Public Hearing - Proposed Ordinance for the "Deletion of the Central City Fire Zone"

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

Legislation Number: PN0209-2004

Drafting Date: 12/02/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Hearing on Unsafe & Unregulated Weapons

Contact Name: Kate McSweeney, Legislative Aide to Councilman Michael Mentel

Contact Telephone Number: 614-645-8558

Contact Email Address: mkmcsweney@columbus.gov

Body

PUBLIC HEARING ON UNSAFE & UNREGULATED WEAPONS

Thursday, December 9, 2004

4:00 p.m.

Council Chambers

2nd Floor - City Hall

90 West Broad Street

Columbus, OH 43215

(614) 645-7380

Legislation Number: PN0210-2004

Drafting Date: 12/02/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title/Notice of Adoption of Revised Bylaws by the Italian Village Commission

Notice/Advertisement Title: Notice of Adoption of Revised Bylaws by the Italian Village Commission

Contact Name: Randy Black

Contact Telephone Number: 645-6821

Contact Email Address: RBlack@columbus.gov

Body

The Italian Village Commission adopted revised bylaws at its special meeting held November 29, 2004. Please see "BYLAWS OF THE ITALIAN VILLAGE COMMISSION.doc"

Legislation Number: PN0211-2004

Drafting Date: 12/02/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: COMMITTEE BUDGET HEARING SCHEDULE

Contact Name: SHERRY ELKINS

Contact Telephone Number: 645-8539

Contact Email Address: sielkins@columbus.gov

Body

SAFETY COMMITTEE BUDGET HEARING

Tuesday, December 7, 2004

5:00 p.m.

City Council Chambers

2nd Floor - City Hall

90 West Broad Street

Columbus, OH 43215

(614) 645-7380

HEALTH, HOUSING, AND HUMAN SERVICES COMMITTEE BUDGET HEARING

Wednesday, December 15, 2004

5:30 p.m.

City Council Chambers

2nd Floor - City Hall

90 West Broad Street

Columbus, OH 43215

(614) 645-7380

PUBLIC UTILITIES COMMITTEE AND REFUSE COLLECTION BUDGET HEARING

Wednesday, January 12, 2005

5:30 p.m.

City Council Chambers

2nd Floor - City Hall

90 West Broad Street

Columbus, OH 43215

(614) 645-7380

DEVELOPMENT COMMITTEE & JOBS & ECONOMIC DEVELOPMENT

Monday, December 13, 2004

2:30 p.m.
City Council Conference Room #226
2nd Floor - City Hall
90 West Broad Street
Columbus, OH 43215
(614) 645-7380

PUBLIC SERVICE & TRANSPORTATION COMMITTEE

Thursday, December 16, 2004
1:30 p.m.
City Council Conference Room #226
2nd Floor - City Hall
90 West Broad Street
Columbus, OH 43215
(614) 645-7380

2005 Proposed City Budget Ordinances



City of Columbus Legislation Report

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

File Number: 2036-2004

Emergency

File Number: 2036-2004

File Type: Ordinance

Status: Second Reading

Version: 1

Controlling Body: Rules and Reference Committee

File Name: 2005 General Fund Appropriation Ordinance

Introduced: 11/8/2004

Requester: Finance Drafter

Cost: \$ 560,628,365.00

Final Action:

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Jane Dunham, 58059

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title: To make appropriations for the 12 months ending December 31, 2005, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. (\$560,628,365.00)

Sponsors: Matthew D. Habash

Indexes:

Attachments: gf budget by div.xls

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
			Action Note:	TABLED INDEFINITELY, PENDING PUBLIC HEARINGS			
1	Finance Drafter	11/12/04	Sent for Approval	FINANCE DIRECTOR			
1	FINANCE DIRECTOR	11/12/04	Reviewed and Approved	Finance Drafter			
			Action Note:	jstaylor			
1	Finance Drafter	11/15/04	Sent to Clerk's Office for Council	City Clerk Inbox			
			Action Note:	jadunham			
1	City Clerk's Office	11/17/04	Sent back for Clarification/Correction	Finance Drafter			
			Action Note:	Sent back for Auditor's Approval, Bessie Twyman, 11/17/04			
1	Finance Drafter	11/17/04	Sent for Approval	Auditor Inbox			
1	Auditor Reviewer	11/17/04	Reviewed and Approved	Auditor Reviewer			
1	CITY AUDITOR	11/17/04	Reviewed and Approved	Finance Drafter			
1	Finance Drafter	11/17/04	Sent to Clerk's Office for Council	City Clerk Inbox			
			Action Note:	With auditor approval			

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance appropriates monies within the General Fund to the various departments, commissions, and offices of the government of the City of Columbus for the twelve months ending December 31, 2005.

Title

To make appropriations for the 12 months ending December 31, 2005, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. (\$560,628,365.00)

Body

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds to the various city departments, commissions, and offices for a 12 month period beginning January 1, 2005, and ending December 31, 2005, 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, OHIO:

Section 1. That from the monies in the fund known as the "Fund for General Purposes", otherwise known as the General Fund, Fund 010, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated to the use of the several departments, commissions and offices and Object Level 1s for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

SEE ATTACHMENT: GF budget by div.xls

Section 2. That the monies appropriated in the foregoing Section 1, shall be paid upon the order of the respective department directors or Elected Officials for which the appropriations are made except that small claims in amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1959, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and except that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; and except that the monies appropriated in the foregoing Section 1, Division No. 20?01, be paid upon the order of the City Clerk or President of City Council; 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. Except in the matter of payrolls providing for the payment of the salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Except that such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance; such prior approval must be obtained before submission of any requisition for items coded as "Capital Outlay" to the Department of Finance. The Director of the Department of Finance will review such requests for conformity with the approved budget.

Section 4. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Section 2 and no such officer constitute limitations on the powers of the several department heads as granted in Section 2 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfer of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00 or less shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

Section 5. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

Section 6. That the City Auditor shall transfer funds included in Object Level 1 10 of the Department of Finance to the "Anticipated Expenditure Fund" (\$750,000.00).

Section 7. That the City Auditor shall transfer funds included in Object Level 1 10 of the Department of Finance to the "Safety Staffing Contingency Fund" (\$600,000.00).

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

**GENERAL FUND
2005 PROPOSED BUDGET
SUMMARY BY CHARACTER**

<u>Department/Division</u>	<u>Personnel</u>	<u>Materials</u>	<u>Services</u>	<u>Other</u>	<u>Capital</u>	<u>Transfers</u>	<u>Totals</u>
City Council	\$ 2,250,807	\$ 30,000	\$ 2,133,197	\$ -	\$ -	\$ -	\$ 4,414,004
<u>City Auditor</u>							
City Auditor	1,984,113	34,060	2,331,522	-	-	-	4,349,695
Income Tax	5,141,587	58,000	1,584,658	-	-	-	6,784,245
Total	7,125,700	92,060	3,916,180	-	-	-	11,133,940
<u>City Treasurer</u>							
City Treasurer	713,741	4,000	161,768	-	-	-	879,509
Parking Violations Bureau	2,178,856	26,555	791,989	12,000	-	-	3,009,400
Total	2,892,597	30,555	953,757	12,000	-	-	3,888,909
<u>City Attorney</u>							
City Attorney	8,932,232	152,873	592,366	-	-	-	9,677,471
Real Estate	331,443	5,373	8,866	-	-	-	345,682
Total	9,263,675	158,246	601,232	-	-	-	10,023,153
Municipal Court Judges	10,757,925	59,976	1,408,065	-	-	-	12,225,966
Municipal Court Clerk	8,214,421	175,500	713,497	-	-	-	9,103,418
Civil Service	2,236,219	25,500	487,181	-	-	-	2,748,900
<u>Public Safety</u>							
Administration	906,302	6,000	11,775,527	-	-	-	12,687,829
Support Services	461,532	-	-	-	-	-	461,532
Police	200,076,937	3,969,873	13,193,125	225,000	97,200	161,261	217,723,396
Fire	151,921,875	3,463,637	7,457,090	22,500	-	153,041	163,018,143
Total	353,366,646	7,439,510	32,425,742	247,500	97,200	314,302	393,890,900
<u>Mayor's Office</u>							
Mayor	1,789,590	6,000	177,917	-	-	-	1,973,507
Community Relations	605,197	10,000	110,833	-	-	-	726,030
Equal Business Opportunity	836,071	5,500	96,067	-	-	-	937,638
Office of Education	339,639	1,200	368,888	250	-	-	709,977
Total	3,570,497	22,700	753,705	250	-	-	4,347,152
<u>Development</u>							
Administration	1,896,996	33,887	809,537	246,608	-	-	2,987,028
Econ. Development	125,557	9,279	630,894	2,448,655	-	-	3,214,385
Planning	703,455	17,234	95,061	-	-	-	815,750
Neighborhood Services	5,641,470	88,366	3,318,080	10,000	-	8,000	9,065,916
Housing	193,699	1,000	1,900,409	-	-	-	2,095,108
Total	8,561,177	149,766	6,753,981	2,705,263	-	8,000	18,178,187
<u>Finance</u>							
Finance	2,576,051	38,437	399,560	-	-	-	3,014,048
Finance Citywide	-	-	-	-	-	3,400,000	3,400,000
Total	2,576,051	38,437	399,560	-	-	3,400,000	6,414,048
Human Resources	1,273,476	22,100	448,066	-	-	-	1,743,642
Telecommunications	347,082	3,250	48,451	-	-	-	398,783
Health	-	-	-	-	-	18,314,298	18,314,298
Recreation and Parks	-	-	-	-	-	24,827,799	24,827,799
<u>Public Service</u>							
Administration	1,203,585	3,500	101,110	-	-	-	1,308,195
Refuse Collection	12,616,711	112,000	9,576,451	71,400	-	-	22,376,562
Facilities Management	5,064,466	411,830	6,773,463	15,750	25,000	-	12,290,509
Fleet Management	-	-	-	-	3,000,000	-	3,000,000
Total	18,884,762	527,330	16,451,024	87,150	3,025,000	-	38,975,266
Subtotal	431,321,035	8,774,930	67,493,638	3,052,163	3,122,200	46,864,399	560,628,365
Unallocated Balance							
Grand Total:	\$ 431,321,035	\$ 8,774,930	\$ 67,493,638	\$ 3,052,163	\$ 3,122,200	\$ 46,864,399	\$ 560,628,365



City of Columbus Legislation Report

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

File Number: 2062-2004

Emergency

File Number: 2062-2004

File Type: Ordinance

Status: Second Reading

Version: 1

Controlling Body: Rules and Reference Committee

File Name: 2005 Other Funds Appropriations

Introduced: 11/10/2004

Requester: Finance Drafter

Cost:

Final Action:

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Jane Dunham, 58059

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title: To make appropriations for the 12 months ending December 31, 2005, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

Sponsors: Matthew D. Habash

Indexes:

Attachments:

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
			Action Note:	TABLED INDEFINITELY, PENDING PUBLIC HEARINGS			
1	Finance Drafter	11/12/04	Sent for Approval	FINANCE DIRECTOR			
1	FINANCE DIRECTOR	11/12/04	Reviewed and Approved	Finance Drafter			
			Action Note:	jstaylor			
1	Finance Drafter	11/15/04	Sent to Clerk's Office for Council	City Clerk Inbox			
			Action Note:	jadunham			
1	City Clerk's Office	11/17/04	Sent back for Clarification/Correction	Finance Drafter			
			Action Note:	Sent back for Auditor's Approval, Bessie Twyman, 11/17/04			
1	Finance Drafter	11/17/04	Sent for Approval	Auditor Inbox			
1	Auditor Reviewer	11/17/04	Reviewed and Approved	Auditor Reviewer			
1	CITY AUDITOR	11/17/04	Reviewed and Approved	Finance Drafter			
1	Finance Drafter	11/17/04	Sent to Clerk's Office for Council	City Clerk Inbox			
			Action Note:	With auditor approval			

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance makes appropriations and authorizes transfers for the 12 months ending December 31, 2005, in various divisions and departments for funds other than the general fund.

Title

To make appropriations for the 12 months ending December 31, 2005, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

Body

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the various city departments for the 12 months beginning January 1, 2005, and ending December 31, 2005, and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to appropriate and authorize the transfer of these funds 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, OHIO:

SECTION 1. That from the monies in the fund known as the employee benefits fund, fund no. 502, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4601 - Human Resources

Obj Level 1 01
Amount \$1,164,444

Obj Level 1 02
Amount \$45,500

Obj Level 1 03
Amount \$575,704

TOTAL \$ 1,785,648

SECTION 2. That from the monies in the fund known as the print services fund, fund no. 517, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4501 - Finance

Obj. Level 1 01
Amount \$127,038

Obj. Level 1 02
Amount \$48,000

Obj. Level 1 03
Amount \$101,000

TOTAL \$ 276,038

SECTION 3. That from the monies in the fund known as the land acquisition services fund, fund no. 525, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2403 ? Land Acquisition

Obj. Level 1 01
Amount \$694,484

Obj. Level 1 02
Amount \$9,978

Obj. Level 1 03

Amount \$78,433

TOTAL \$ 782,895

SECTION 4. That from the monies in the fund known as the cable communications fund, fund no. 203, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 30-02- Safety Support Services

Obj Level 1 01

Amount \$3,233,989

Obj Level 1 02

Amount\$ 547,421

Obj Level 1 03

Amount \$1,036,781

Obj Level 1 05

Amount \$1,000

TOTAL \$ 4,819,191

Division No. 4703 - Telecommunications

Obj Level 1 01

Amount \$903,580

Obj Level 1 02

Amount \$35,396

Obj Level 1 03

Amount \$619,453

Obj Level 1 06

Amount \$71,300

Obj Level 1 10

Amount \$1,348,476

TOTAL \$ 2,978,205

TOTAL FUND NO. 203 \$ 7,797,396

SECTION 5. That from the monies in the fund known as the technology services fund, fund no. 514, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4701 - Technology Director's Office

Obj Level 1 01
Amount \$892,139

Obj Level 1 02
Amount \$1,209,313

Obj Level 1 03
Amount \$2,899,339

Obj Level 1 06
Amount \$422,000

TOTAL \$ 5,422,791

Division No. 4702 - Division of Information Services

Obj Level 1 01
Amount \$8,910,715

Obj Level 1 02
Amount \$364,585

Obj Level 1 03
Amount \$4,818,260

Obj Level 1 04
Amount \$615,000

Obj Level 1 06
Amount \$19,000

Obj Level 1 07
Amount \$68,594

TOTAL \$ 14,796,154

TOTAL FUND NO. 514 \$ 20,218,945

SECTION 6. That from the monies in the fund known as the fleet management services fund, fund no. 513, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5901 ? Public Service Administration

Obj Level 1 01
Amount \$465,061

Obj Level 1 03
Amount \$12,737

TOTAL \$ 477,798

Division No. 5905 ? Fleet Management

Obj Level 1 01
Amount \$8,013,537

Obj Level 1 02
Amount \$9,630,865

Obj Level 1 03
Amount \$3,094,399

Obj Level 1 04
Amount \$30,000

Obj Level 1 05
Amount \$4,000

Obj Level 1 06
Amount \$62,000

Obj Level 1 07
Amount \$19,913

TOTAL \$20,854,714

TOTAL FUND NO. 513 \$ 21,332,512

SECTION 7. That from the monies in the fund known as the health special revenue fund, fund no. 250, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5001 ? Health

Obj Level 1 01
Amount \$14,397,753

Obj Level 1 02
Amount \$515,773

Obj Level 1 03
Amount \$9,385,737

Obj Level 1 05
Amount \$6,100

Obj Level 1 10
Amount \$180,000

TOTAL \$ 24,485,363

SECTION 8. That from the monies in the fund known as the recreation and parks operation and extension fund, fund no. 285, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5101 ? Recreation and Parks

Obj Level 1 01
Amount \$22,148,743

Obj Level 1 02
Amount \$1,158,646

Obj Level 1 03
Amount \$7,000,250

Obj Level 1 05
Amount \$67,000

Obj Level 1 06
Amount \$12,000

Obj Level 1 10
Amount \$189,312

TOTAL \$ 30,575,951

SECTION 9. That from the monies in the fund known as the golf course operations fund, fund no. 284, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5103 ? Division of Golf

Obj Level 1 01
Amount \$3,469,636

Obj Level 1 02
Amount \$416,500

Obj Level 1 03
Amount \$1,252,383

Obj Level 1 05
Amount \$3,200

Obj Level 1 06
Amount \$30,000

TOTAL \$ 5,171,719

SECTION 10. That from the monies in the fund known as the development services fund, fund no. 240, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there

be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 4401 - Development Administration

Obj Level 1 01
Amount \$ 696,707

Obj Level 1 02
Amount \$ 1,500

Obj Level 1 03
Amount \$ 1,000

TOTAL \$ 699,207

Division No. 4403 - Building Services

Obj Level 1 01
Amount \$12,336,817

Obj Level 1 02
Amount \$93,025

Obj Level 1 03
Amount \$2,268,222

Obj Level 1 05
Amount \$16,800

TOTAL \$ 14,714,864

Division No. 4406 - Planning

Obj Level 1 01
Amount \$293,413

Obj Level 1 02
Amount \$6,000

Obj Level 1 03
Amount \$2,000

TOTAL \$ 301,413

Division No. 5901 - Public Service Administration

Obj Level 1 01
Amount \$350,896

Obj Level 1 03
Amount \$20,015

TOTAL \$ 370,911

Division No. 5909 ? Transportation

Obj Level 1 01
Amount \$9,286,925

Obj Level 1 02
Amount \$57,616

Obj Level 1 03
Amount \$1,438,146

Obj Level 1 06
Amount \$10,000

TOTAL \$10,792,687

TOTAL FUND NO. 240 \$ 26,879,082

SECTION 11. That from the monies in the fund known as the street construction, maintenance and repair fund, fund no. 265, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 5901 - Public Service Administration

Obj Level 1 01
Amount \$1,832,880

Obj Level 1 03
Amount \$76,418

TOTAL \$ 1,909,298

Division No. 5902 - Refuse Collection

Obj Level 1 01
Amount \$694,931

TOTAL \$ 694,931

Division No. 5909 ? Transportation

Obj Level 1 01
Amount \$22,720,631

Obj Level 1 02
Amount \$1,034,500

Obj Level 1 03
Amount \$11,270,085

Obj Level 1 05
Amount \$80,000

Obj Level 1 06
Amount \$300,000

Obj Level 1 10
Amount \$144,305

TOTAL \$ 35,549,521

TOTAL FUND NO. 265 \$ 38,153,750

SECTION 12. That from the monies in the fund known as the sewerage system operating fund, fund no. 650, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6005 ? Sewerage and Drainage

Obj Level 1 01
Amount \$37,029,123

Obj Level 1 02
Amount \$5,199,254

Obj Level 1 03
Amount \$39,907,879

Obj Level 1 05
Amount \$880,000

Obj Level 1 06
Amount \$5,354,600

Obj Level 1 10
Amount \$15,430,660

Obj Level 04
OL3 4410 Bond Principal \$17,1614,976
OL3 4415 OWDA Debt Payments \$15,715,419

Obj Level 07
OL3 7411 Bond Interest Payments \$10,487,883
OL3 7416 OWDA Interest Payments \$13,728,703

TOTAL \$ 159,895,497

Division No. 6001 ? Public Utilities Administration

Obj Level 1 01
Amount \$513,075

Obj Level 1 02

Amount \$3,067

Obj Level 1 03
Amount \$39,983

TOTAL \$ 556,125

Division No. 6002 - Operational Support

Obj Level 1 01
Amount \$763,523

Obj Level 1 02
Amount \$211,596

Obj Level 1 03
Amount \$2,252,492

TOTAL \$ 3,227,611

TOTAL FUND NO. 650 \$163,583,987

SECTION 13. That from the monies in the fund known as the storm sewer maintenance fund, fund no. 675, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6015 ? Storm Sewer

Obj Level 1 01
Amount \$2,576,658

Obj Level 1 02
Amount \$13,000

Obj Level 1 03
Amount \$13,753,601

Obj Level 1 05
Amount \$210,000

Obj Level 04
OL3 4410 Principal Payments \$3,001,800

Obj Level 07
OL3 7411 Bond Interest Payments \$ 3,894,940

TOTAL \$ 23,449,999

Division No. 6002 - Operational Support

Obj Level 1 01
Amount \$124,294

Obj Level 03

Amount \$401,131

TOTAL \$ 525,425

TOTAL FUND NO. 675 \$23,975,424

SECTION 14. That from the monies in the fund known as the electricity enterprise fund, fund no. 550, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6007 ? Electricity

Obj Level 1 01

Amount \$9,882,989

Obj Level 1 02

Amount \$41,373,803

Obj Level 1 03

Amount \$5,706,334

Obj Level 1 05

Amount \$146,000

Obj Level 1 06

Amount \$2,034,500

Obj Level 1 04

OL3 4410 Bond Principal Payments \$4,115,156

Obj Level 07

OL3 7411 Bond Interest Payments \$ 603,111

TOTAL \$ 63,861,893

Division No. 6001 ? Public Utilities Administration

Obj Level 1 01

Amount \$198,947

Obj Level 1 02

Amount \$1,189

Obj Level 1 03

Amount \$15,504

TOTAL \$ 215,640

Division No. 6002 - Operational Support

Obj Level 1 01

Amount \$337,371

Obj Level 02
Amount \$93,496

Obj Level 03
Amount \$995,287

TOTAL \$ 1,426,154

TOTAL FUND NO. 550 \$ 65,503,687

SECTION 15. That from the monies in the fund known as the water system revenue fund, fund no. 600, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 6009 ? Waterworks

Obj Level 1 01
Amount \$38,596,078

Obj Level 1 02
Amount \$13,393,999

Obj Level 1 03
Amount \$20,641,208

Obj Level 1 05
Amount \$116,000

Obj Level 1 06
Amount \$850,600

Obj Level 1 10
Amount \$7,278,000

Obj Level 04
OL3 4410 Bond Principal Payments \$20,183,740

Obj Level 1 07
OL3 7411 Bond Interest Payments \$11,197,872

TOTAL \$ 112,257,497

Division No. 6001 ? Public Utilities Administration

Obj Level 1
Amount \$335,069

Obj Level 1 02
Amount \$2,003

Obj Level 1 03

Amount \$26,111

TOTAL \$ 363,183

Division No. 6002 - Operational Support

Obj Level 1 01

Amount \$550,447

Obj Level 02

Amount \$152,546

Obj Level 03

Amount \$1,623,890

TOTAL \$ 2,326,883

TOTAL FUND NO. 600 \$114,947,563

SECTION 16. That from the monies in the fund known as the computer system procurement & maintenance fund, fund no. 227 and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2501 - Municipal Court Judges Subfund 001

Obj Level 1 01

Amount \$127,932

Obj Level 1 02

Amount \$100,450

Obj Level 1 03

Amount \$199,700

TOTAL \$ 428,082

Division No. 2601 - Municipal Court Clerk Subfund 002

Obj Level 1 01

Amount \$940,090

Obj Level 1 02

Amount \$583,200

Obj Level 1 03

Amount \$1,575,137

Obj Level 1 06

Amount \$552,000

TOTAL \$ 3,650,427

TOTAL FUND NO. 227 \$ 4,078,509

SECTION 17. That from the monies in the fund known as the emergency human services fund, fund no. 232 and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 44-05 - Neighborhood Services

Obj Level 1 03
Amount \$750,000

TOTAL \$ 750,000

SECTION 18. That from the monies in the fund known as the municipal court special projects fund, fund no. 226, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2501 - Municipal Court Judges

Obj Level 1 01
Amount \$670,174

Obj Level 1 02
Amount \$64,850

Obj Level 1 03
Amount \$384,600

TOTAL \$ 1,119,624

SECTION 19. That from the monies in the fund known as the collection fee fund, fund no. 295, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 2401 - City Attorney

Obj Level 1 03
Amount \$400,000

Division No. 2601 - Municipal Court Clerk

Obj Level 1 03
Amount \$430,000

TOTAL FUND NO. 295 \$ 730,000

SECTION 20. That the existing appropriations in funds for capital projects at December 31, 2005 are hereby reappropriated to the same division object level 1 and purpose originally authorized by the Council and that the

outstanding encumbrances in those subfunds at December 31, 2005, are hereby re-encumbered.

SECTION 21. That the monies in the foregoing Sections 1 through 19 shall be paid upon the order of the respective departments for which the appropriations are made except that small claims in amounts not to exceed Two Thousand Five Hundred (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance, and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; that the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Director of the Department of Human Resources; that the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Director of the Department of Finance; that the monies appropriated in the foregoing Section 3 shall be paid upon the order of the City Attorney; that the monies appropriated in the foregoing Section 4, Division 47-03, shall be paid upon the order of the Director of the Department of Technology; that the monies appropriated in the foregoing Section 4, Division 30-02, shall be paid upon the order of the Director of the Department of Public Safety; that the monies appropriated in the foregoing Section 5 shall be paid upon the order of the Director of the Department of Technology; that the monies appropriated in the foregoing Section 6 shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Section 7 shall be paid upon the order of the Health Commissioner; that the monies appropriated in the foregoing Sections 8 and 9 shall be paid upon the order of the Director of the Department of Recreation and Parks; that the monies appropriated in the foregoing Section 10, Divisions 44-01, 44-03 and 44-06, shall be paid upon the order of the Director of the Department of Development; that the monies appropriated in the foregoing Section 10, Divisions 59-01 and 59-09, shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Section 11 shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Sections 12, 13, 14, and 15 shall be paid upon the order of the Director of the Department of Public Utilities; that the monies appropriated in the foregoing Section 16 shall be paid upon the order of the Municipal Court Clerk or the Administrative Judge; that the monies appropriated in the foregoing Section 17 shall be paid upon the order of the Director of the Department of Development; that the monies appropriated in the foregoing Section 18 shall be paid upon the order of the Municipal Court Administrative Judge; that the monies appropriated in the foregoing Section 19 shall be paid upon the order of the city Attorney or the Municipal Court Clerk; 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 22. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance.

SECTION 23. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Section 21 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification; provided, however, that transfers may be made from one object level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by resolution of Council. Transfers of sums of \$25,000.00 or less, shall be only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 24. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

SECTION 25. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.



City of Columbus Legislation Report

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

File Number: 2103-2004

Emergency

File Number: 2103-2004

File Type: Ordinance

Status: Second Reading

Version: 1

Controlling Body: Rules and Reference Committee

File Name: 2005 Sinking Fund Appropriation Ordinance

Introduced: 11/15/2004

Requester: Finance Drafter

Cost:

Final Action:

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Rob Newman 645.8071

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title:

To make appropriations for the 12 months ending December 31, 2005 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

Sponsors: Matthew D. Habash

Indexes:

Attachments: Ord# 2103-2004 RequirementsForDebt Service.xls

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
			Action Note:	TABLED INDEFINITELY, PENDING PUBLIC HEARINGS			
1	Finance Drafter	11/16/04	Sent for Approval	FINANCE DIRECTOR			
			Action Note:	nrevans			
1	FINANCE DIRECTOR	11/16/04	Reviewed and Approved	Finance Drafter			
			Action Note:	jstaylor			
1	Finance Drafter	11/16/04	Sent for Approval	Auditor Inbox			
			Action Note:	nrevans			
1	Auditor Reviewer	11/16/04	Reviewed and Approved	Auditor Reviewer			
1	CITY AUDITOR	11/16/04	Reviewed and Approved	Finance Drafter			
1	Finance Drafter	11/16/04	Sent to Clerk's Office for Council	City Clerk Inbox			
			Action Note:	nrevans			

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance makes appropriations for the 12 months ending December 31, 2005 for the Sinking Fund - Bond and Note Retirement Funds. The appropriation authority allows the Trustees of the Sinking Fund to make general obligation debt service payments.

Title

To make appropriations for the 12 months ending December 31, 2005 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

Body

WHEREAS, the matter herein provided for constitutes an emergency, in that it is immediately necessary to appropriate funds for the Sinking Fund - Bond and Note Retirement Funds for the 12 months beginning January 1, 2005 in order that funds may be legally expended, and for the immediate preservation of the public health, peace, property, safety and welfare of the City of Columbus; Now, Therefore:

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

SECTION 1. That from the monies in the funds known as the Sinking Fund, Bond and Note Retirement Funds, in the custody of the Sinking Fund Trustees, and from all monies estimated to come into said funds during the year ending December 31, 2005, the following amounts are appropriated for the payment of the principal and interest on bonds and notes coming due during the year of 2005, and administrative expenses therefore, and the Council hereby confers upon the Sinking Fund the responsibility of administering the principal and interest payments on outstanding bond and note debt.

REQUIREMENTS FOR DEBT SERVICE (refer to attachment Ord# 2103-2004 RequirementsForDebt Service.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.

**2005 REQUIREMENTS FOR DEBT SERVICE
GENERAL OBLIGATION DEBT**

<u>Type (Primary Source)</u>	<u>Bond Principal</u>	<u>Bond Interest</u>	<u>Note Principal</u>	<u>Note Interest</u>	<u>Total</u>
General Obligation (From City Income Tax)	\$70,323,945	\$37,147,783			\$107,471,728
Capitol South	995,000	502,973			1,497,973
General Obligation (From General Fund)	1,035,000	961,925			1,996,925
Assessment (Assessment Fund)	75,000	1,894			76,894
Information Services	615,000	218,932			833,932
Information Services - Cable	1,095,000	253,476			1,348,476
Municipal Airport	4,845,000	377,494			5,222,494
Waterworks	20,183,740	11,197,873			31,381,613
Electricity	3,875,700	1,604,077			5,479,777
Electric Assessment	239,456	56,404	\$1,964,000	\$65,710	2,325,570
Sewerage & Drainage	17,084,815	10,469,802			27,554,617
Storm Water - Limited	491,800	1,875,345			2,367,145
Storm Water - Unlimited	2,510,000	2,019,595			4,529,595
Sewer Assessment	77,161	18,081	1,366,000	39,102	1,500,344
Fleet Management	30,000	19,913			49,913
SUBTOTAL	\$123,476,617	\$66,725,567	\$3,330,000	\$104,812	\$193,636,996
Plus: Administrative Expenses					204,000
TOTAL					<u>\$193,840,996</u>



City of Columbus Legislation Report

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

File Number: 2108-2004

Emergency

File Number: 2108-2004

File Type: Ordinance

Status: Second Reading

Version: 1

Controlling Body: Rules and Reference Committee

File Name: 2005 Selected Other Funds Ordinance

Introduced: 11/15/2004

Requester: Finance Drafter

Cost:

Final Action:

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Rob Newman 645.8071

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title:

To make appropriations for the 12 months ending December 31, 2005, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

Sponsors: Matthew D. Habash

Indexes:

Attachments:

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
			Action Note:	TABLED INDEFINITELY, PENDING PUBLIC HEARINGS			
1	Finance Drafter	11/16/04	Sent for Approval	FINANCE DIRECTOR			
			Action Note:	nrevans			
1	FINANCE DIRECTOR	11/16/04	Reviewed and Approved	Finance Drafter			
			Action Note:	jstaylor			
1	Finance Drafter	11/16/04	Sent for Approval	Auditor Inbox			
			Action Note:	nrevans			
1	Auditor Reviewer	11/16/04	Reviewed and Approved	Auditor Reviewer			
1	CITY AUDITOR	11/16/04	Reviewed and Approved	Finance Drafter			
1	Finance Drafter	11/16/04	Sent to Clerk's Office for Council	City Clerk Inbox			
			Action Note:	nrevans			

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance makes appropriations and authorizes transfers for the 12 months ending December 31, 2005, in various divisions and departments for selected funds other than the General Fund.

Title

To make appropriations for the 12 months ending December 31, 2005, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

Body

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the various city departments for the 12 months beginning January 1, 2005, and ending December 31, 2005, and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to appropriate and authorize the transfer of these funds 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, OHIO:

SECTION 1. That from the monies in the fund known as the Recreation and Parks Debt Service Fund, Fund No. 411, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 22-01 - City Auditor

Object - 10
Purpose - Debt Transfer
Amount - \$ 785,681

Total - \$ 785,681

SECTION 2. That from the monies in the fund known as the Hotel-Motel Tax Fund, Fund No. 231, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level 1's for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 20-01 - City Council

Object - 03
Purpose - Services for Operation and Maintenance
Amount - \$ 7,019,944

Total - \$ 7,019,944

SECTION 3. That from the unappropriated monies in the fund known as the Franklin County Convention Facilities Authority Fund, Fund No. 282, 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, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005, for the payment of lease expenses to the Franklin County Convention Facilities Authority:

Division No. 45-01 - Department of Finance

OCA - 280974
Object - 03
OL3- 3301
Purpose - Lease
Amount- \$6,485,541

Total - \$6,485,541

SECTION 4. That from the unappropriated monies in the fund known as the Capitol South Fund, Fund No. 481, 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, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 45-01 - Department of Finance

OCA - 901133
Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$1,497,973

Total - \$1,497,973

SECTION 5. That from the unappropriated monies in the Airport Operating Fund, Fund No. 944, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 60-10 - Airports

OCA - 660036
Object - 04
OL3- 4410
Purpose - Bond Principal Payment
Amount- \$4,845,000

OCA - 660036
Object - 07
OL3- 7411
Purpose - Bond Interest Payment
Amount- \$377,494

Total - \$5,222,494

SECTION 6. That from the monies in the funds known as the Sewer System Revenue Bond Reserve Fund and Water System Revenue Bond Reserve Fund, and from all monies estimated to come into said funds from any and all sources during 2005, there be and hereby are appropriated the following sums:

Sewer Division 60-05 - Fund 656 Sewer System Revenue Bond Fund

OCA - 605824
Object - 04
OL3- 4407
Purpose - Bond Principal Payment
Amount- \$11,895,000

OCA - 605824
Object - 07
OL3- 7408
Purpose - Bond Interest Payment
Amount- \$6,151,250

Total - \$18,046,250

Water Division 60-09 - Fund 601 Water System Revenue Bond Fund

OCA - 602987
Object - 04
OL3- 4407
Purpose - Bond Principal Payment
Amount- \$5,400,000

OCA - 602987
Object - 07
OL3- 7408

Purpose - Bond Interest Payment
Amount- \$1,958,000

Total - \$7,358,000

SECTION 7. That from the unappropriated monies in the fund known as the Special Income Tax Fund, Fund No. 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, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005, for the payment of principal and interest on outstanding notes and bonds, bond and note issuance costs, bond counsel costs, lease payments to Franklin County for the City's share of debt service on the county workhouse, and tipping fees:

Division No. 22-01 - City Auditor

OCA - 220749
Object - 04
OL3- 4425
Purpose - OPWC
Amount- \$320,000

OCA - 901975
Object - 10
OL3- 5501
Purpose - Bond Principal Payment
Amount- \$71,358,945

OCA - 901983
Object - 10
OL3- 5501
Purpose - Bond Interest Payment
Amount- \$37,147,783

Total - \$108,826,728

Division No. 59-02 - Refuse Collection

OCA - 592220
Object - 03
OL3- 3389
Purpose - Tipping Fee- Refuse Disposal
Amount- \$12,187,000

Total - \$12,187,000

Division No. 24-01 - City Attorney

OCA - 240259
Object - 03
OL3- 3324
Purpose - Bond Counsel Expense
Amount- \$125,000

Total - \$125,000

Division No. 45-01 - Finance Department

OCA - 450148
Object - 03
OL3- 3336
Purpose - Professional Services
Amount- \$120,000

OCA - 450148
Object - 03
OL3- 3352
Purpose - Printing Costs
Amount- \$25,000

OCA - 450148
Object - 03
OL3- 3353
Purpose - Advertising
Amount- \$10,000

OCA - 450148
Object - 03
OL3- 3348
Purpose - Banking/Financial/Bond Services *
Amount- \$70,000

OCA - 450148
Object - 03
OL3- 3332
Purpose - Subscriptions
Amount- \$2,500

Total - \$227,500

** Variable rate storm debt and 1996 variable rate debt*

Division No. 59-07 - Facilities Management

OCA - 281220
Object - 04
OL3- 4410
Purpose - Municipal Court Debt Principal
Amount- \$870,000

OCA - 281220
Object - 07
OL3- 7411
Purpose - Municipal Court Debt Interest
Amount- \$45,675

Total - \$915,675

SECTION 8. That from the unappropriated monies in the fund known as the Easton TIF Debt Service Fund, Fund No. 401, 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, 2005, there be and hereby are appropriated the following sums for

use during the 12 months ending December 31, 2005:

Division No. 44-01 - Development

OCA - 901401
Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$1,953,308

Total - \$1,953,308

SECTION 9. That from the unappropriated monies in the fund known as the Polaris TIF Debt Service Fund, Fund No. 402, 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, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 59-01 - Public Service Director

OCA - 442131
Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$1,089,043

Total - \$1,089,043

SECTION 10. That from the unappropriated monies in the fund known as the Brewery District TIF Debt Service Fund, Fund No. 409, 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, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 22-01 - City Auditor

Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$136,000

Total - \$136,000

SECTION 11. That from the unappropriated monies in the fund known as the Waggoner Road TIF Debt Service Fund, Fund No. 410, 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, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 22-01 - City Auditor

Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$60,000

Total - \$60,000

SECTION 12. That the monies in the foregoing Sections 1 through 11 shall be paid upon the order of the respective departments for which the appropriations are made except that small claims may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance, and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; that the monies appropriated in the foregoing Section 1 shall be paid upon the order of the City Auditor; that the monies appropriated in the foregoing Section 2 shall be paid upon the order of the President of Council or City Clerk; that the monies appropriated in the foregoing Sections 3 and 4 shall be paid upon the order of the Director of the Department of Finance; that the monies appropriated in the foregoing Section 5 shall be paid upon the order of the Public Utilities Director; that the monies appropriated in the foregoing Section 6 shall be paid by upon the order of the Director of the Department of Public Utilities, that the monies appropriated in the foregoing Section 7 shall be paid by upon the order of the City Auditor or the City Attorney or the Director of the Department of Finance or the Director of the Department of Public Safety or the Director of the Department of Public Service; that the monies appropriated in the foregoing Sections 8, 9, 10 and 11 shall be paid by upon the order of the Director of Development, the Director of Public Service or the City Auditor 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 13. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance.

SECTION 14. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Sections 8, 9, 10 and 11 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification; provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by resolution of Council. Transfers of sums of \$25,000.00 or less, shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 15. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

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

BYLAWS OF THE ITALIAN VILLAGE COMMISSION

ARTICLE I *Establishment.*

1. The Italian Village Commission was established by Ordinance and adopted by the Council of the City of Columbus, Ohio as a special architectural review commission for the Italian Village area.
2. This commission operates under the authority of Chapter 3327 of the Columbus City Code.

ARTICLE II *Purpose.*

The purpose of the Italian Village Commission shall be as follows:

1. To study the problems and determine the needs of the City in furthering the purpose of restoring and preserving the area of the City known as the Italian Village.
2. To determine what legislation, if any, is necessary to preserve, restore, and develop the Italian Village area and to recommend such legislation to Council.
3. To provide for regular and special meetings to accomplish the purposes defined above and further defined in Chapter 3327 of the Columbus City Codes, 1959.

ARTICLE III *Membership.*

1. The Italian Village Commission shall consist of 7 members appointed by the Mayor of the City of Columbus with the concurrence of Council. All members shall serve without compensation.
2. At least one member of the commission shall be an architect and at least one member shall be a representative of the business community. All members shall be appointed for terms of 3 years staggered such that on June 30th of each year, the terms of up to three members expire.
3. The Italian Village Society may make recommendations for the purpose of filling up to 3 seats on the commission. Such recommendations shall be submitted to the Mayor of the City of Columbus in writing for consideration.
4. Vacancies caused by any means shall be filled for the unexpired term in the same manner as the original appointment.
5. Absence from 3 consecutive regular meetings without just cause (prior approval of the Chairperson) shall create a vacancy in that membership term.
6. For good cause shown, commission members may be removed by the Mayor pursuant to the authority granted to the Mayor in Section 61 of the Columbus City Charter. The Italian Village Commission may initiate this removal process by submitting a recommendation in writing to the Mayor stating the reasons why removal is appropriate and documenting specific instances of conduct.

ARTICLE IV *Organization.*

Officers shall be elected annually by a majority vote of the commission and should include but not be limited to a chairperson, secretary, and recorder. Officers may be recalled for cause by a 2/3 vote of the commission.

ARTICLE V *Duties.*

1. The Italian Village Commission shall address its purpose as outlined in Article II of these bylaws.
2. With respect to exterior projects, the commission shall consider all applications, plans, or specifications for construction, alteration, and demolition within the Italian Village area and determine the appropriateness thereof.
3. The commission shall consider, prepare, adopt, maintain, and update, as necessary, guidelines by which to determine the appropriateness of applications pursuant to Section 3327.03(E) of the Columbus City Codes, 1959.
4. The commission shall meet with applicants for rezoning, special permits, and variances regarding any property within the Italian Village area and shall consider other issues that come under the purview of the commission. The commission shall make recommendations to the City as to the appropriateness of these proposed actions.
5. The commission shall provide for regular and special meetings to accomplish its purpose and perform its duties.

ARTICLE VI *Meetings.*

1. The regular monthly commission meeting of the Italian Village Commission shall be held at 6:15pm on the 3rd Tuesday of each month at 109 North Front Street unless otherwise announced by the chairperson or commission delegate at the Italian Village Society meeting and published at least one week in advance of the regular monthly commission meeting. All regular monthly commission meetings shall be conducted in accordance with the Open Meetings Act (R.C. 121.22). Accordingly, all regular monthly commission meetings shall be open to the public and notice of said meetings that includes the date, time, location, and agenda shall be published in the City Bulletin at least one week in advance of the meeting.
2. Italian Village Commission business meetings shall be held one week prior to the regular monthly commission meeting and shall be conducted in accordance with the Open Meetings Act (R. C. 121.22). Accordingly, all Italian Village Commission business meetings shall be open to the public and notice of said meetings that includes the date, time, location, and agenda shall be published in the City Bulletin at least one week in advance of the meeting. Such business meetings shall be held at 109 North Front Street at 12:00 noon

on the Tuesday before the regular commission meeting unless otherwise announced by the chairperson or commission delegate at the Italian Village Society meeting and published in the City Bulletin at least one week in advance of the business meeting.

3. The chairperson or any 4 members with the chairperson's knowledge may call a special meeting. In the event that a special meeting is called, notice of said meeting that includes the date, time, location, and agenda shall be published in the City Bulletin, if possible, and posted at the Historic Preservation Office and the Italian Village Society headquarters. Furthermore, the commission shall provide at least 24 hours advance notice to any news media outlet that has requested notification of special meetings in accordance with the Open Meetings Act (R. C. 121.22).
4. The chairperson or any 4 members with the chairperson's knowledge may call an emergency meeting. In the event that an emergency meeting is called, the commission must immediately notify all news media outlets that have requested notification of emergency meetings in accordance with the Open Meetings Act (R. C. 121.22). In addition, written notice shall be posted at the Italian Village Society headquarters and the Historic Preservation Office.
5. Minutes shall be taken at all regular, special, and emergency meetings and shall be made available to the public.
6. Any person, upon request, may obtain reasonable advance notification of all Italian Village Commission regular monthly meetings and business meetings. To provide such advance notification, meeting agendas may be mailed or e-mailed to all subscribers on the City's Historic Preservation Office mailing list or mailed upon receipt of self-addressed, stamped envelopes provided by the general public.

ARTICLE VII

Procedures.

1. The chairperson shall cause an agenda to be developed and available to all members at least 5 days in advance of each meeting. The agenda shall include each application for a certificate of appropriateness that shall list the applicant's name, address of the property in question, and the nature of the change desired. Other agenda items dealing with demolitions, zoning changes, or other issues that fall within the purview of the commission shall also be listed. With the exception of applications for certificates of appropriateness, which must be filed 10 days prior to the regular monthly meeting to be placed on the agenda, the chairperson has the discretion to add items to the agenda at any time. Applications for certificates of appropriateness shall be considered first in order of application at all regular commission meetings. Other agenda items may be considered in any order at the chairperson's discretion at special and emergency meetings and at regular meetings after all applications for certificates have been considered.
2. The chairperson may limit discussion on any issue unless a majority of the commission members present object.

3. Applicants may withdraw their applications for certificates of appropriateness at any time or may seek a continuance of their application until the next regular monthly meeting.
4. Any commission member who abstains from voting on a particular matter due to a conflict of interest may not participate in discussions pertaining to the matter before the commission and may not communicate their views on the matter directly or indirectly to other commission members or to City staff. A commission member who intends to abstain shall place on the record his or her reason for doing so prior to any consideration of the matter before the commission. To avoid the appearance of any improper influence upon the commission, the abstaining member should leave the room during the discussion period and subsequent vote.

ARTICLE VIII *Parliamentary Authority.*

Except as may be in conflict with the Columbus City Codes, 1959, the Charter of the City of Columbus, or these bylaws, the current edition of Robert's Rules of Order, Newly Revised, shall govern all proceedings of this commission and shall be applied as appropriate by the chairperson.

ARTICLE IX *Amendments to Bylaws.*

Amendments to commission bylaws must be approved by the Italian Village Commission and ratified by a 2/3 vote. Any proposed amendment must be made available in writing to all members of the commission one month prior to such vote.

ARTICLE X *Effective Date.*

These bylaws shall take effect upon adoption by the Italian Village Commission and publication in the City Bulletin.

ADOPTED BY THE ITALIAN VILLAGE COMMISSION

DATE: _____

CHAIRPERSON, ITALIAN VILLAGE COMMISSION

SECRETARY, ITALIAN VILLAGE COMMISSION
